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Naming rights

Updated August 4, 1999

The following is our list of known naming rights sales and prices. Often the price paid for naming rights is not made public. This list is based on the best information available. Prices often include luxury suites, signage and other amenities for the buyer that are not broken out separately. Canadian venues are in Canadian dollars.

Name	City	Sold to	Price	Term
3Com Park	San Francisco, CA	3Com	\$4,000,000	5
Adelphia Coliseum	Nashville, TN	Adelphia Communications	\$30,000,000	15
Air Canada Centre	Toronto, ON	Air Canada	\$40,000,000	20
Allegheny Energy Dome	Pittsburgh, PA	Allegheny Energy Corp	\$5,000,000	
Allstate Arena	Rosemont, IL	Allstate Insurance	\$11,000,000	10
Alltel Arena	Little Rock, AR	Alltel Corp.	\$7,000,000	
Alltel Stadium	Jacksonville, FL	Alltel Corp.	\$6,200,000	10
America West Arena	Phoenix, AZ	America West Airlines	\$26,000,000	30
American Airlines Arena	Miami, FL	American Airlines	\$42,000,000	20
American Airlines Center	Dallas, TX	American Airlines	\$195,000,000	30
Arco Arena	Sacramento, CA	Atlantic Richfield Co.	\$7,000,000	10
Arrowhead Pond of Anaheim	Anaheim, CA	Arrowhead Mountain Spring Water	\$19,500,000	13
Autozone Park	Memphis, TN	AutoZone	\$4,300,000	25
Bank One Ballpark	Phoenix, AZ	Banc One Corp.	\$33,100,000	30
Bi-Lo Center	Greenville, SC	Bi-Lo Corp.	\$3,000,000	10
Blue Cross Arena at the War Memorial	Rochester, NY	Blue Cross	\$2,975,000	15
Burns Stadium	Calgary, AB	Burns Meats Co.		
Canadian Airlines Saddledome	Calgary, AB	Canadian Airlines	\$20,000,000	20
Cinergy Field	Cincinnati, OH	Cinergy Corp.	\$6,000,000	5
Coastal Federal Field	Myrtle Beach, SC	Coastal Federal Bank	\$1,000,000	10
Comercia Park	Detroit, MI	Comercia Bank	\$66,000,000	30
Compaq Center	Houston, TX	Compaq Computer Corp.	\$5,400,000	6
Conseco Fieldhouse	Indianapolis, IN	Conseco Inc.	\$20,000,000	10
Continental Airlines Arena	East Rutherford, NJ	Continental Airlines	\$29,000,000	12
Coors Field	Denver, CO	Coors Brewing Co.	\$15,000,000	
Corel Centre	Ottawa, ON	Corel Corp.	\$26,000,000	20
Edison International Field	Anaheim, CA	Edison International	\$50,000,000	20
Enron Field	Houston, TX	Enron Corp.	\$100,000,000	30
Ericsson Stadium	Charlotte, NC	Ericsson Electronics	\$20,000,000	10
Ervin J. Nutter Center	Dayton, OH	Ervin J. Nutter	\$2,800,000	
Fieldcrest Cannon Stadium	Kannapolis, NC	Fieldcrest Cannon Inc.		
First Union Center	Philadelphia, PA	First Union Corp	\$40,000,000	31
FleetCenter	Boston, MA	Fleet	\$30,000,000	15
Florida Power Park	St. Petersburg, FL	Florida Power Co.	\$3,000,000	10
Franklin-Covey Field	Salt Lake City, UT	Franklin-Covey	\$1,400,000	10
Gaylord Entertainment Center	Nashville, TN	Gaylord Entertainment Co.	\$80,000,000	20
General Motors Place	Vancouver, BC	General Motors	\$25,000,000	20
Great Western Forum	Los Angeles, CA	Great Western Bank	\$20,000,000	
Hawkinson Ford Field	Crestwood, IL	Hawkinson Ford	\$3.5 million to the village and an undisclosed amount to the team	10
Houlihan's Stadium	Tampa, FL	Houlihan's	\$10,000,000	30
JetForm Park	Ottawa, ON	Jet Form Corporation	\$1,700,000	15
John Thurman Field	Modesto, CA	Modesto Bee	\$250,000	10
Key Arena	Seattle, WA	Key Corp	\$15,000,000	15
Lowe's Motor Speedway	Charlotte, NC	Lowe's	\$35,000,000	10
MCI Center	Washington, DC	MCI	\$44,000,000	20
Marine Midland Arena	Buffalo, NY	Marine Midland Bank	\$15,000,000	20
Miller Park	Milwaukee, WI	Miller Brewing Co.	\$41,000,000	20
Mind Field	Winnipeg, MB	Mind Computer	\$1,000,000	10
National Car Rental Center	Sunrise, FL	National Car Rental	\$25,000,000	10
Network Associates Coliseum	Oakland, CA	Network Associates	\$12,500,000	5

Newman Outdoor Field	Fargo, ND	Newman Outdoor	\$5,000,000	5
NorthAmeriCare Park	Buffalo, NY	NorthAmeriCare Products		
Old Kent Park	Comstock Park, MI	Old Kent Bank		
Oldsmobile Park	Lansing, MI	Oldsmobile		10
Pacific Bell Park	San Francisco, CA	Pacific Bell	\$50,000,000	24
Pacific Coast Net Place	Victoria, BC	Pacific Coast Net	\$600,000	15
Papa John's Cardinal Stadium	Louisville, KY	Papa John's Pizza	\$5,000,000	10
Pepsi Arena	Albany, NY	Pepsi	\$3,000,000	10
Pepsi Center	Denver, CO	Pepsi	\$68,000,000	20
Pepsi Coliseum	Indianapolis, IN	Pepsi	\$650,000	5
Philips Arena	Atlanta, GA	Royal Philips Electronics	\$168,000,000	20
PNC Park	Pittsburgh, PA	PNC Bank	\$30,000,000	20
PSINet Stadium	Baltimore, MD	PSINet	\$105,000,000	20
Pringles Park	Jackson, TN	Proctor & Gamble	\$1,200,000	15
Pro Player Stadium	Miami, FL	Fruit of the Loom	\$20,000,000	10
Qualcomm Stadium	San Diego, CA	Qualcomm	\$18,000,000	20
RCA Dome	Indianapolis, IN	RCA	\$10,000,000	10
Raymond James Stadium	Tampa, FL	Raymond James Financial	\$32,500,000	13
Safeco Field	Seattle, WA	Safeco	\$40,000,000	20
Skyreach Center	Edmonton, AB	Skyreach Equip. Corp.	\$3,306,500	5
ShopKo Hall	Green Bay, WI	ShopKo	\$1,400,000	20
Southwestern Bell Bricktown Park	Oklahoma City, OK	Southwestern Bell		7
Staples Center	Los Angeles, CA	Staples, Inc.	\$100,000,000	20
Thomas P. Raley Field	Sacramento, CA	Raley's Supermarkets	\$15,000,000	20
Trans World Dome	St. Louis, MO	TWA	\$26,000,000	20
Tropicana Field	St. Petersburg, FL	Tropicana	\$30,000,000	30
Tucson Electric Park	Tucson, AZ	Tucson Electric Co.		
United Center	Chicago, IL	United Airlines	\$25,000,000	20
Wells Fargo Arena	Tucson, AZ	Wells Fargo Bank	\$5,000,000	10

Tuesday, August 3, 1999



The Stadium Name

Paul Fletcher
Chief Executive
Reebok Stadium

Vary rarely will a new building attract such intense media coverage as a new Football Stadium. Once open the venue will then continue to be mentioned through both Terrestrial and Sky TV channels, radio, newspaper and a variety of other media outlets. This coverage can provide superb exposure for a sponsor and therefore has a great commercial value to the Stadium's owners.

In the early days of stadia naming, a sponsor would attach their name to an existing building. The Fosters Oval, Bass Headingley and Labatts Apollo being good examples of this. Often this sponsorship was part of a pouring rights or exclusive supply contract. Although the sponsors name was associated with the venue, the fact that the Stadium's original name 'The Oval', 'Headingley', 'Apollo' has been established for many years the sponsors name was more based on association.

In late 1996 Reebok was presented with a proposal which named the Stadium 'Reebok Stadium'. During the development and construction stages Bolton Wanderers had managed to keep 'The Stadium' clean and not give the project a title.

Reebok was presented with an extensive menu of sponsorship opportunities which included such things as external and internal signage, seat name and logos, perimeter signage and a host of corporate matchday facilities.

Four months later on 18th April 1997, one hour before Prime Minister John Major paid an official visit to the new stadium, Reebok signed a contract to name Bolton's new home Reebok Stadium. A press release announced the agreement as a multi-year, multi-million pound deal, the most lucrative naming rights contract ever signed in the UK.

Like most good sponsorships it is a great deal for Bolton Wanderers... and a great deal for Reebok.

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Luxury Suite Pricing

The chart below shows the average high and low prices for luxury suites within a league along with the average quantity. Not every team in a league earns suite revenue. Some venues do not have suites while others share their stadiums with other teams that have the right to lease suites. Likewise minor league teams may share a venue with a major league team in another sport. Because the major league team plays at the venue, averages for the minor league team will be driven up. It's also likely the minor league team gets no suite revenue. The chart below reflects the venues at which the league plays and not necessarily revenues earned by its teams. A team by team analysis can be found in the [Revenues From Sports Venues](#) directory.

<u>Sport/League</u>	<u>Qty</u>	<u>Averages</u>	
		<u>Low</u>	<u>High</u>
Major League Baseball	80	\$63,087	\$127,990
National Football League	131	\$48,649	\$126,661
National Basketball Association	82	\$95,729	\$172,556
Continental Basketball Association	23	\$14,710	\$16,210
National Hockey League	88	\$92,310	\$169,034
American Hockey League	22	\$23,833	\$29,833
East Coast Hockey League	14	\$25,369	\$37,727
International Hockey League	50	\$47,115	\$75,538
Ontario Major Junior Hockey League	32	\$14,600	\$40,900
Quebec Major Junior Hockey League	16	\$8,750	\$13,167
United Hockey League	19	\$16,683	\$27,220
Western Hockey League	22	\$21,778	\$42,389
Major League Soccer	80	\$47,250	\$118,250

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Club Seat Pricing

Wednesday, August 11, 1999

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Club Seat Pricing

The chart below shows the average high and low prices for club seats within a league along with the average quantity. Some venues do not have club seats while others share their stadiums with other teams that have the right to lease club seats. Club seats are rare among minor league teams, although they are growing in popularity. The chart below reflects the venues at which the league plays and not necessarily revenues earned by its teams.

<u>Sport/League</u>	<u>Qty</u>	<u>Averages</u>	
		<u>Low</u>	<u>High</u>
Major League Baseball	4,094	\$3,244	\$4,247
National Football League	6,900	\$2,624	\$4,242
National Basketball Association	2,152	\$5,162	\$7,106
Continental Basketball Association	684	\$655	\$868
National Hockey League	2,180	\$4,366	\$5,174
International Hockey League	1,697	\$2,483	\$2,849

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[Broncos CEO Pat Bowlen is pleased that taxpayers voted for a new stadium.](#)

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Thursday, Nov. 5 12:28pm ET

Denver, San Diego voters choose new stadiums

Associated Press

SAN DIEGO -- Just two weeks after the San Diego Padres were swept in the World Series, their fans rewarded them with a new \$411 million ballpark.

With 100 percent of the precincts counted, 163,455 voters, or 59.55 percent, approved a proposition to move the Padres from suburban Qualcomm Stadium -- which the team shares with the NFL's Chargers -- to a new downtown ballpark near San Diego Bay and the city's convention center, 111,041 voters, or 40.45 percent, opposed it.

The Padres swung a deal earlier this year for the new ballpark, pledging to stay in San Diego until 2024 if the city would pay \$275 million of the cost -- \$225 million from a hotel tax and \$50 million from the city's redevelopment agency. The city agreed to the arrangement based on voter approval.

Padres owner John Moores said he couldn't be happier, calling the vote "a wonderful end to a wonderful year."

In other stadium issues Tuesday, the Cincinnati Reds got voter approval to build a ballpark along the Ohio River, and voters supported Nolan Ryan's plans to bring a minor-league team to Round Rock, Texas.

Also, residents of the six-county Denver metro area agreed to build a mostly taxpayer-funded stadium for the Broncos.

In Hamilton County, Ohio, voters overwhelmingly rejected an issue that would have forced the Reds to accept a new ballpark on the fringe of downtown or stay put at Cinergy Field.

Now the Reds can move forward on a 45,000-seat stadium expected to open in 2003. The retro-style ballpark would be built next to the stadium where they've played since 1970.

Ryan, baseball's career strikeouts leader, was a winner in Round Rock when voters strongly supported allowing the city to spend hotel-motel tax money to build a \$13 million, 7,500-seat stadium that would house a Texas League baseball team now located in Jackson, Miss.

The Jackson Generals, a Double-A farm team of the Houston Astros, would become the Round Rock Express and play in the new stadium, about 20 miles north of Austin, starting in the 2000 baseball season.

In the Denver area, Referendum 4A asked taxpayers to extend the penny-per-\$10 sales tax that built Coors Field. The proposal provides \$270 million of the projected \$360 million to construct the new stadium, with Broncos owner Pat Bowlen picking up the remainder of the tab.

The new 76,125-seat, open-air stadium will be located on 83 acres adjacent to current Mile High Stadium, which will be torn down. Construction is expected to take about two years, meaning it would be ready for the 2001 football season.

With 1,703 of 1,704 precincts reporting, the measure was approved by 398,940 voters, or 56.8 percent, and rejected by 303,240, or 43.2 percent.

The Padres' appearance in the World Series was only the second since the franchise was started in 1969. In 1984, the Padres lost to the Detroit Tigers.

After losing to the Yankees, Padres players and management toured San Diego County with the NL championship trophy to thank the fans, who broke attendance records at Qualcomm during the playoffs with crowds of more than 64,000 people.

General manager Kevin Towers, who stood on street corners Tuesday waving a placard urging voters to approve the measure, said the team was prepared to make an all-out effort to keep pitching ace Kevin Brown, one of the club's key free agents, if the ballpark was approved.

"Baseball is going to stay in the best city to play in," said outfielder Steve Finley, another free agent. "This will be my home whether I play here or not, and I'm just happy my kids are going to be able to watch Major League Baseball when I'm done."

Even though the 42,000-seat ballpark won't open until the 2002 season, Tower said it would serve



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Friday, Jun. 11 2:42pm ET

St. Paul seeks to land Twins

Associated Press

ST. PAUL, Minn. -- St. Paul will circulate a petition starting Tuesday in what Mayor Norm Coleman hopes will be the start of a successful campaign to build a new baseball stadium to lure the Minnesota Twins from Minneapolis.

If the city collects 5,000 signatures by July 2, voters will decide in November whether to approve a 0.5 percent city sales tax increase. That would raise an estimated \$10 million per year, money that would be combined with state and team funds for a new ballpark on the banks of the Mississippi River.

"I believe that an open-air riverfront ballpark, nestled within a vital new urban village that creates new jobs ... is the kind of spark that will do great things for St. Paul," the mayor said.

If the tax hike is approved, it would be implemented only if the state and the Twins agree to a financing plan, and it would end after the city's share of the funding is reached.

Minneapolis and Hennepin County officials announced their own joint plan to build a stadium in Minneapolis. That proposal would increase the county sales tax by 0.5 percent to raise money for a Twins ballpark and, possibly, a stadium for the Vikings and Golden Gophers.

Coleman said earlier this week that Twins owner Carl Pohlad must decide whether to back the St. Paul plan before officials can proceed. On Friday, however, he said Pohlad will need to take a stand "by the time the voters go to the polls" during the November general election.

Coleman's plan would require a \$100 million contribution from the state, but he refused to speculate on how that money would be raised until voters decide whether to proceed with the sales tax.

Under the plan offered by Minneapolis and Hennepin County officials, the state would not be asked to provide any direct funding. But since legislative approval is required for local governments to raise taxes, Coleman said his plan is the more palatable of the two because voters get to have a say.

The Minneapolis/Hennepin County plan suffered a setback Friday when the city council failed on a 6-6 vote to back a resolution supporting the effort. One council member was absent, and the resolution will be reconsidered at the council's next meeting in two weeks.

Gov. Jesse Ventura also reiterated his opposition to any public funding during his inaugural "Lunch with the Governor" radio show Friday on KFAN. But while he said he is "reluctant to build a new stadium," he added that he will listen to public sentiment.

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as an example of the team's commitment to making the Padres profitable and capable of paying big salaries to top players.

Batting star Tony Gwynn, unable to vote on the issue because he lives outside the city limits, appeared in TV ads pitching the ballpark district.

Moore and Padres president Larry Lucchino claimed there was no backup plan in case the measure failed. The team's lease at Qualcomm ends after the 1999 season, effectively making them free to move the team.

Under the deal, the Padres would guarantee \$115 million in private money for the ballpark, at least \$40 million of that coming from selling a corporation the naming rights to the stadium. The team also agreed to recruit at least \$400 million worth of development in a 26-square-block of downtown.

The San Diego Port District would pay the remaining \$21 million through infrastructure improvements.

Opponents vowed the fight wasn't over, calling on authorities to explain why a San Diego County grand jury report that criticizes the ballpark deal wasn't released until Monday afternoon, just hours before polls opened.

"We want the city to give a complete accounting to the voters," said Bob Doyle, spokesman for the Strike Three on Proposition C campaign. "They should know when the City Council knew about this report and why it wasn't released sooner."



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San Francisco 49ers Want Taxpayers To Pick Up Half the Cost of New Stadium

Sept. 10, 1996

SAN FRANCISCO (AP) - The San Francisco 49ers want taxpayers to foot at least 45 percent of the bill for a new stadium to replace Candlestick Park, team president Carmen Policy says.

Team officials would prefer a clean 50 percent, but will settle for less. And they will only try to entice voters into approving the funding if they have the strong backing of Mayor Willie Brown, Policy told more than 500 investment bankers Monday at a stadium finance conference sponsored by The Bond Buyer, a newspaper devoted to the nation's credit markets.

"We'll take 45 percent, but we're not going to the voters unless Mayor Brown feels he can sell it," Policy said.

"Once the mayor gets into the posture where he believes and sees you're not trying to milk the cow dry, but only enough to fill the glass so you don't choke on the cookies, can we proceed," he added.

A referendum on the issue could happen in June 1997, sources told the San Francisco Chronicle.

The 49ers' lease at Candlestick expires in 2006. The team has been negotiating with Brown for a replacement stadium to be built in the parking lots next to the existing stadium. That could cost about \$250 million.

Brown has promised to contribute \$26 million to the effort. That amount was originally intended to improve Candlestick for the 1999 Super Bowl.

Any additional contributions would depend on the 49ers' stadium proposal, mayoral spokesman P.J. Johnston said.

Policy's comments came the same day the San Francisco Giants announced that they have \$140 million in privately syndicated borrowing for their new \$255 million, 42,000-seat China Basin ballpark. It would be the first privately financed major league baseball-only stadium in three decades.

Public financing will not work for the 49ers, Policy said.

"It is not financially feasible for an NFL franchise to build a stadium based solely on private financing," he said.

The scenario would include commercial development at the site to ensure year-round economic activity. Proponents of that idea say it might convince the mayor to back a bond measure.

"All of a sudden it becomes a much bigger project, providing jobs, economic development and a tax base," Policy said.

Other ideas include lots of luxury suites, a wide variety of concession stands, and an interactive play area for children, he said.

Policy did not mention the possibility of selling personal seat licenses, a tactic used with varying degrees of success to pay for other NFL stadium projects.

Team officials realize a bond measure would be difficult to sell, but they will not play the game of threatening to leave, Policy said.

"This is the team's 50th anniversary. We view this city as our home. (Team owner) Eddie DeBartolo plans on staying another 50 years."

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Stadium Backers Clinch Victory in Md. Legislature

By Charles Babington and Manuel Perez-Rivas
Washington Post Staff Writers
Friday, March 22 1996; Page A01

Making last-minute promises to pour millions of dollars into schools and other projects, Maryland Gov. Parris N. Glendening won legislative approval today to build two professional football stadiums in the state, arguably the biggest victory of his 14-month-old administration.

The finale of the long-running debate was particularly wrenching for Montgomery County delegates, five of whom voted for the stadiums in a tacit agreement with Glendening to receive \$36 million to build schools this year. Legislative leaders made no effort to hide the vote-dealing, one noting, "It comes out to \$7 million for each vote."

The House of Delegates voted 81 to 57 to reject a measure that would have eliminated public financing for the \$200 million stadium the state will build in Baltimore for the former Cleveland Browns. Delegates then voted 80 to 59 to defeat a proposal to block \$22 million in state spending for parking lots at the \$170 million Washington Redskins stadium that team owner Jack Kent Cooke plans to build in Landover.

The votes, which followed more than two hours of debate, clear the way for construction to begin on both projects. The Maryland Senate narrowly approved the stadium funding plans last week.

Glendening (D) hailed the return of the National Football League — absent from Maryland since the Baltimore Colts moved to Indianapolis in 1984 — and said, "Responsible members of the House ignored the political rhetoric which has characterized much of the debate on this issue and voted their conscience based on what is good for the State of Maryland." The stadiums, he said, will generate jobs, tax revenue and public enthusiasm.

Grading was underway this morning at the Redskins stadium site near the Capital Beltway, and a judge today rejected opponents' request for a legal injunction. Cooke said he is confident the stadium will open for the 1997 season. He said he managed to build the Forum in Inglewood, Calif., faster than most people thought he could, and "we bloody well can do the same with this stadium in Prince George's County."

Glendening made an eleventh-hour quest for stadium support, telephoning some delegates on the House floor late Wednesday and summoning others to his office. He focused on Montgomery County, the state's largest jurisdiction and home to the most spirited anti-stadium sentiment.

In the Senate, not a single Montgomery County lawmaker had voted for the stadiums. Glendening and legislative leaders wanted to avoid a similar shutout in the House of Delegates, believing it would reflect badly on their leadership and exacerbate regional tensions in the state.

Several legislators said the governor signaled that he wanted at least five votes from Montgomery County's 19-member House delegation. In return, they said, he indicated he would support \$36 million in school construction for the county this year, far more than the \$20 million it received last year. As head of the three-member Board of Public Works, the governor has the biggest role in apportioning school construction grants.

In the end, five Montgomery delegates, all Democrats, supported the Baltimore stadium funding: Peter Franchot, Henry B. Heller, Sheila Ellis Hixson, Nancy K. Kopp and Carol S. Petzold.

Glendening said he repeatedly has stated he would support \$30 million to \$40 million for

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Montgomery County school construction this year. "If there was never a stadium on the horizon, I'd be talking about the same amount of money," he said today.

However, Kopp told reporters that Glendening and House leaders had indicated that the county might receive as little as \$24 million for school construction if it provided no support for the stadium deals. "It was clear the stadiums were going to happen anyway," Kopp said, so it was in Montgomery's interest to provide some votes and obtain more school funding.

Del. Howard P. Rawlings (D-Baltimore), who plays a major role in funding decisions because he is chairman of the Appropriations Committee, confirmed that Montgomery County will receive \$36 million in school construction money because five of its delegates supported the Baltimore stadium.

"It will happen," Rawlings said in an interview. "But that was the only way it was going to happen. . . . It comes out to \$7 million for each vote."

To accommodate Montgomery, Glendening and legislators will have to add \$7 million to the statewide allotment for school construction this year, boosting it to \$140 million. The money will come from a \$15 million fund that is financed by tire buyers and used to clean up illegally discarded tires. Glendening aides said only \$5 million is needed this year to clear the illegal dumps.

Montgomery County Executive Douglas M. Duncan (D) was in Annapolis for today's vote and later defended the five Montgomery delegates who supported the Baltimore stadium. Arguing that passage of the stadium financing was not in doubt, Duncan said: "People need to understand that every vote cast today was meaningless, and they need to understand that what was at risk was everything Montgomery County is asking for, not only this year but next year. They [the five delegates] were looking at it as, 'How do we keep Montgomery County at the table?'"

The 20 House members from Prince George's County voted 12 to 8 to support the Baltimore stadium financing, and they split evenly on supporting the Redskins stadium funding. The 10 who voted to support the Redskins package, all Democrats, were: Joanne C. Benson, Barbara Frush, Anne Healey, Brenda B. Hughes, C. Anthony Muse, Richard A. Palumbo, Joan B. Pitkin, James E. Proctor Jr., David M. Valderrama and Joseph F. Vallario Jr. The county's other 10 delegates supported an unsuccessful amendment offered by Del. Nathaniel Exum (D-Prince George's) to block state funds from being used to build parking lots at the Landover stadium.

School construction money wasn't the only favor Glendening offered to those providing stadium support, legislators said. Last week he proposed spending \$500,000 for a teachers' mentoring program in Baltimore County, a top priority for Sen. Delores Kelley (D-Baltimore County), who was considered a swing vote on the stadium issue.

Kelley said the governor's move wasn't the only reason she decided to vote for the stadiums.

But she added, "It certainly made it less difficult maybe, because it was something my constituents cared about."

Staff writers David Montgomery and Dave Sell contributed to this report.

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MARYLAND STADIUM AUTHORITY

ORIGIN & FUNCTIONS

The Maryland Stadium Authority was created in 1986 to select a site for new sports stadiums in the Baltimore metropolitan area and acquire, construct, and operate these facilities (Chapter 283, Acts of 1986). The stadiums are for professional football and baseball.

Sports Stadiums. The Authority selected the site of Camden Yards in downtown Baltimore for separate baseball and football facilities (Chapters 122, 123, and 124, Acts of 1987). Having entered into a long-term lease with the Orioles baseball team, the Authority acquired the site and constructed Oriole Park at Camden Yards, a baseball park that opened April 6, 1992. The Authority also began managing Memorial Stadium for the use of the Ravens, the National Football League team, in 1996. Memorial Stadium is on 33rd Street in northeast Baltimore.

Subject to approval by the Board of Public Works, the Authority may hold an ownership interest in and operate a professional football or major league baseball team or team franchise, on a temporary basis, during a transition of the team or team franchise to private ownership.

Baltimore City Convention Center. In 1992, certain responsibilities of the Baltimore Convention Center Authority were transferred to the Maryland Stadium Authority. To enlarge and improve the Baltimore City Convention Center, the Maryland Stadium Authority was authorized to begin design and construction or hire a firm for this work (Chapter 400, Acts of 1993). Expansion was completed September 1996. Then, refurbishment of the original structure will begin with estimated completion by April 1997. The Center is located at 100 West Pratt Street. Convention Center receipts are deposited in the Baltimore Convention Center Financing Fund.

Ocean City Convention Center. The Authority was authorized to issue bonds for the renovation, expansion, and operating costs of the City Convention Center in 1995 (Chapter 603, Acts of 1995). The Authority also maintains the Ocean City Convention Center Financing Fund.

Montgomery County Conference Center. In 1996, the Authority was empowered to provide for the development and construction of the Montgomery County Conference Center (Chapter 407, Acts of 1996).

The Authority is a public corporation of Maryland and may issue tax-exempt bonds for financing its operations. Proceeds from the sale of Authority bonds and revenues collected or received from any other source, including a tax on gate receipts at Oriole Park, are deposited in the Maryland Stadium Authority Financing Fund. The Fund is a revolving fund for carrying out the purposes of the Authority.

The Authority consists of seven members who serve four-year terms. Six are appointed by the Governor with Senate advice and consent. One is chosen by the Mayor of Baltimore City with Senate advice and consent. The Governor names the chair. With the Governor's approval, the Authority appoints the Executive Director (Code Financial Institutions Article, secs. 13-701 through 13-722).

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MIAMI-DADE

Published Monday, August 16, 1999, in the Miami Herald

Could 'sin,' sales or bed tax build Marlins ballpark?

By PETER WHORISKEY
Herald Staff Writer

The search for money to build a \$400 million Marlins stadium may end up reaching into well-worn pockets — the ones belonging to the thousands of tourists who pour into South Florida each day.

No one knows for sure where the quest for stadium dollars will end. But as the Marlins study a range of public-financing schemes, from sales taxes to tourist taxes to "sin" taxes, the appeal of having tourists pay for sports palaces is proven.

Almost the entire South Florida pro sports realm — from the Homestead Motorsports Complex to the two Miami Heat arenas to Broward's hockey rink — is supported by the taxes that tourists find tacked on to hotel bills.

Nationally, moreover, four of the six major league baseball stadiums under construction or in final planning have been financed with hotel or car rental taxes.

Detroit, Houston, San Diego and Pittsburgh are building new ballparks with tourist money.

"People would be very negative about building a stadium by raising property taxes or the sales tax," said state Sen. Howard Forman, whose district includes two of the four proposed Marlins stadium sites in Broward. "But a tourist tax? That's the most acceptable because the residents aren't paying it."

Yet even the tourist tax, as well as many of the other taxes under review, including a possible gun tax, seem likely to arouse some vehement opposition. Indeed, the fate of the stadium proposal, and possibly the team's future payroll and on-field performance, may depend on one of South Florida's most politically turbulent issues: taxes.

Ways to tax tourists

If team and governmental decision-makers decide to target tourists again, they have two primary options: the hotel tax or the car rental tax.

Alone, however, neither source seems big enough to meet the team's needs. Team officials have suggested that the public finance 80 percent of the stadium cost, or \$320 million.

Raising the hotel tax by another penny per dollar would generate in Miami-Dade about \$85 million toward construction; in Broward, about \$50 million.

Raising the car rental tax from \$2 a day to \$3 a day would raise in Miami-Dade about \$120 million toward construction; in Broward, about \$90 million.

In any event, raising these taxes likely would be controversial. Hotel, car rental and other tourist-based businesses have been skeptical of such proposals and wield powerful lobbying clout.

"I don't think we'd be anxious to add another penny to the tax to pay for more sports," said William Taibert, president of the Greater Miami Convention and Visitors Bureau. "We'd have to look at the details, but probably not."

Currently, hotel taxes in Miami-Dade (12.5 percent, including sales tax) and Broward (11 percent, including sales tax) are roughly in line with those of other large destinations in the United States and the Caribbean, according to figures from the Travel Industry Association and the Caribbean Hotel Association.

Beneficiaries of tax

Already, that tax provides more than \$20 million annually to support many of the region's major sports venues. These include the Tennis Center at Crandon Park, Homestead Motorsports Complex, Homestead Baseball Stadium, Miami Arena, National Car Rental Center and American Airlines Arena, which is under construction in downtown Miami. The only notable exception is Pro Player Stadium, which former Dolphins owner Joe Robbie financed privately.

Taibert said he is unswayed by claims that pro teams, by attracting tourists, help the hotel business. He points to a 1998 study by KPMG reporting that less than 1 percent of the county's overnight visitors attend professional sports team events.

The same study, however, suggests that the hotel tax doesn't hurt business much either. The study reported that when tourists are choosing a warm-weather destination, "bed taxes are not a factor."

Leaders in Miami-Dade and Broward, who would have to approve any such tax hikes and seek the Legislature's approval, appeared solidly noncommittal about tourist taxes.

"I understand that it's easy to shift taxes onto visitors," said Broward County Commission Chairwoman

Irene Lieberman, who is also chairwoman of the county's Tourist Development Council. "But there comes a point when you tax them so much that they just start visiting elsewhere."

In Miami-Dade, Mayor Alex Penelas, while not ruling out any particular funding source, noted that hotel taxes already have been pledged to a wide array of sports projects.

Miami-Dade is home to two of the proposed stadium sites. The mayor has called for "creative solutions."

Marlins doing research

When pressed for stadium finance specifics, Marlins owner John Henry will say only that his staff is reviewing the ways that other major league teams raised construction money. That means that along with tourist taxes, the Marlins have studied sales taxes and "sin" taxes on cigarettes, alcohol and perhaps guns.

The appeal of sin taxes is that they discourage habits that some consider a vice.

In Cleveland, for example, about half of the ballpark construction money, or \$84 million, came from a tax on cigarettes and alcohol. But the case for such taxes was easier to make in Cleveland: While Ohio has relatively low taxes on cigarettes and alcohol, Florida's taxes on those items are at or above the national midpoint.

Florida's tax on cigarettes, about 34 cents a pack, matches the national median, according to figures from the Federation of Tax Administrators.

Florida's taxes on beer, wine and spirits are among the highest in the nation, according to the organization's figures.

Regardless of the relative severity of Florida's "sin taxes," however, any proposal to boost the taxes on cigarettes or alcohol will incur opposition from powerful lobbying groups. In the last session of the Legislature, the alcohol and restaurant lobby advocated and won a 33 percent reduction in per-drink taxes.

"Any highly regulated and taxed industry is very vigilant of tax policy," said Scott Ashley, the governmental affairs attorney for the Wine and Spirits Distributors of Florida. "This industry would oppose any increase in taxes. Florida consumers pay more taxes for alcoholic beverages than anyone else in the country."

A sales tax option

The Marlins have also been studying a sales tax, a method that has financed several recently completed ballparks.

Phoenix (1998) built its ballpark with a sales tax of one-fourth of a penny per dollar; Denver (1995) built with a one-tenth of a penny sales tax; the Texas Rangers ballpark (1994) was built with a half-penny sales tax in the home city of Arlington.

South Florida voters, however, have proven strongly opposed to previous sales tax proposals.

Last month, Miami-Dade voters rejected by a 2-1 margin a proposed penny-per-dollar sales tax to pay for more trains and buses.

And the last time a sales tax boost was proposed in Broward, in a 1995 referendum for school construction, tax opponents organized an equally resounding defeat.

How voters might look at a ballpark sales tax is uncertain. But one of the appeals of a stadium sales tax is that a very small increase -- say, one-tenth of 1 percent -- could finance a substantial portion of a stadium.

Little goes a long way

Consider, for example, what would happen if Miami-Dade raised its sales tax from 6.5 percent to 6.6 percent. The increased revenue would be enough to raise roughly \$240 million for a new stadium; but on a \$100 sale of goods or services, the increase would be barely noticeable -- only 10 cents.

Regardless, many analysts consider any new taxes, and particularly a sales tax, a tough sell in South Florida.

Pollster Rob Schroth, of Schroth & Associates in Washington, D.C., said that no matter how small the proposed sales tax increase, some people will vote no "on principle."

"The tax climate in South Florida today is cold, almost to the point of arctic conditions," Schroth said. "If they want to raise taxes, the Marlins face an extremely difficult uphill climb."
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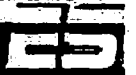
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Tuesday, Aug. 10 1:27am ET

L.A. Coliseum panel faces 'fourth-and-long' to woo NFL

Associated Press

LOS ANGELES – The president of the Los Angeles Memorial Coliseum Commission gave a positive spin on Monday's special meeting called to discuss the stalled effort to bring an expansion team to Los Angeles.

It wasn't easy.

"Yeah, there's a lot that was accomplished today," Sheldon H. Sloan said. He declined to elaborate.

"I'm not going to tell you. We have better things to do than sit around and talk for hours (if it's not productive)," he said.

"You can see that there is support for ongoing discussions. I have cautious optimism and have a confidence that everybody's going to sit down during this quiet time and then we'll get it done."

Zev Yaroslavsky, another member of the panel, spoke in much different terms following a two-hour, closed-door meeting at the Coliseum offices.

"I think it's fourth-and-long," Yaroslavsky said. "It's a long shot at this point. Right now we're farther away than we've ever been."

And, Yaroslavsky might have added, the clock continues to tick.

Negotiations focusing on a remodeled Coliseum as home to the NFL's 32nd franchise last week, with the league saying it would consider other potential stadium sites.

The sticking point in negotiations was over public money the NFL wants for park improvements to the area.

The NFL decided in March to grant Los Angeles an expansion team, but set a September deadline to be finalized, with Houston to be considered if that doesn't happen.

"I wouldn't bet the farm, if I owned it," Yaroslavsky said. "I wouldn't necessarily bet the farm. This thing has more lives than a cat. There are a lot of keys, there are a lot of egos."

ESPN.com: L.A. Coliseum panel faces 'fourth-and-long' to woo NFL

8/11/99 12:27 PM

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When asked if he thought it was possible for the NFL to come to an agreement with Yaroslavsky replied, "I don't know of any. I may be wrong. It'll be hard to do it."

Yaroslavsky, a Los Angeles County supervisor, has spoken out against public money for the project.

The commission issued a statement championing the cause of Los Angeles for an NFL team and expressing hope that the NFL "will come to recognize the benefits of a Coliseum solution as it continues to review its options."

The statement also mentioned a letter sent to NFL commissioner Paul Tagliabue by the City of Los Angeles last week that proposed some public funding.

"While I do not specifically endorse this, or any other proposal made since that day, the commission recognizes that aspects of the proposal have merit and deserve further study," Sloan said in the statement.

City councilman Mark Ridley-Thomas, who has supported the Coliseum effort to bring an NFL team for several years, also issued a statement, saying among other things that he supported Gov. Gray Davis and Tagliabue urging them "to not abandon this effort."

Ridley-Thomas called for a "45-day plan" to work out a deal before the deadline, citing recent setbacks in negotiations.

NFL spokesman Greg Aiello said Monday night there were no new positive developments. The league would have no response to either statement.

Broad's partner, Ed Roski Jr., appeared at Ridley-Thomas' news conference before the commission meeting and said his group planned to speak with the NFL "until they get away."

The Los Angeles area has been without an NFL team since the Raiders moved back to Oakland and the Rams moved from Anaheim to St. Louis before the 1995 season.

Raiders owner Al Davis has talked about returning his team to the area, and there are many possibilities for the nation's No. 2 media market.

"There will be a team playing in LA, one way or the other," Roski said.

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Saturday, Aug. 7 12:16am ET

NFL to consider alternative stadium sites for Los Angeles

Associated Press

LOS ANGELES — Several stadium plans previously rejected in the attempt to bring to Los Angeles are suddenly back on the table again.

Commissioner Paul Tagliabue said in a letter to Gov. Gray Davis on Thursday that he will investigate other potential stadium sites for an expansion team in the Los Angeles area after a failure of months of negotiations that focused on a remodeled L.A. Coliseum and its surrounding area.

NFL owners decided in March to award the league's 32nd franchise to Los Angeles but set a Sept. 15 deadline for details to be finalized.

The disintegration of the Coliseum plan, with its lack of public funding guarantees and expansion hopes of Houston, whose representatives are ready and armed with public money, has left the league in a difficult position.

The Los Angeles Times on Friday quoted an unidentified high-ranking NFL official as saying the league's grim picture for any hopes the next team would be in Los Angeles.

"We're putting a stake in the heart of the Coliseum because it's clear now we can't have it there," the official said. "We will turn our focus on the other sites, but let's face it, it would be a miracle to get something done there at this time. It just doesn't look like it's going to happen out in Los Angeles."

The paper also quoted an unidentified Los Angeles official, close to the Coliseum, as saying it would be "near impossible" to get all the deal points required for the NFL's demand for a new site here. "If they don't want the Coliseum, then it looks like it's Houston's team," he said.

Billionaire Eli Broad, head of one Los Angeles-area group vying for the expansion franchise, released Thursday a letter he sent to the NFL earlier this week that offered a \$2 million non-refundable fee for a 60-day option to acquire the franchise at the Coliseum.

Broad's proposal anticipates success in further talks to get more public funds than he has offered, but doesn't make clear how he will be able to change public authorities' minds. The Coliseum bid has been crippled by state unwillingness to spend as much taxpayer money as Broad's plan.

ESPN.com: NFL to consider alternative stadium sites for Los Angeles 8/11/99 12:27 PM

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Coliseum did not have been clipped by state unwillingness to spend as much taxpayer
NFL has requested.

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The Coliseum has not been eliminated, NFL spokesman Greg Aiello said, but he a focus will be on alternative sites."

Aiello also confirmed Thursday night the league received Broad's letter, but had n He wouldn't comment on any details of Broad's new plan.

Broad proposed that a \$550 million franchise fee be established -- half payable in half to come from all new revenues. The annual rent would be \$1 million.

He also proposed making the public responsible for additional costs and work ass Coliseum, contrary to the original offer, and that tax revenues be used to make a \$ investment in the project, which also differs from the original proposal.

The last proposal from the state's official negotiator was annual rent of \$2.5 millio for the state-owned property, with a pledge to support issuing \$150 million in bon parking at the Coliseum.

The negotiator, Bill Chadwick, asked the owners last week in Chicago to sign the agreement. Tagliabue instead asked for more state money, and Chadwick submitte resignation out of frustration.

Davis told Tagliabue that he felt Chadwick had presented a "fair and reasonable of regarding the Coliseum proposal.

Responding to the governor's letter, Tagliabue said, "We are now convinced that t bringing an expansion team to Los Angeles) can best be pursued through the evalu expanded range of alternatives."

"We have concluded that our effort to reach agreements for the operation of an NF Angeles can no longer be limited to the Coliseum or Exposition Park," Tagliabue's

Other potential stadium sites in the area are in suburban Carson 15 miles south of Angeles, near Hollywood Park in Inglewood, alongside Dodger Stadium close to in Orange County at Anaheim or Irvine.

The Los Angeles area has been without an NFL team since the Raiders moved to C Rams moved from Anaheim to St. Louis before the 1995 season.

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Friday, Aug. 6 2:41pm ET

Houston ready to step in

Associated Press

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HOUSTON — He has been the underdog from the beginning but Houston business owner McNair might have moved ahead of Los Angeles in his efforts to bring the NFL's to the nation's fourth-largest city.

The NFL Thursday turned away from its exclusive focus on the Los Angeles Coliseum stadium for a proposed franchise in Los Angeles, the latest in a series of setbacks for a group trying to put together a plan the NFL will accept.

The move got the attention of Houston officials, although they remain cautious.

"It ain't over til it's over," Harris County Judge Robert Eckels said Friday. "It's been anticipated all along. We've still got to get the deal on the ground and be ready to go. Los Angeles has a lot of hurdles still to get through.

"We've always felt we had the advantage."

McNair was in Columbia, S.C., where Saturday he was to speak and receive an honorary degree. Steve Patterson, vice president of McNair's Houston NFL team, said he's still focused on being ready if Houston gets the team.

"I think things are going well for us," Patterson said. "The issue for us is to wait for the LA's deadline) and hopefully our friends around the league can get us 24 votes. It's an exciting process the last two years."

The NFL rejected McNair's proposal in March, electing to give the franchise to Los Angeles. The city could put together a suitable plan that offered tax dollars and an acceptable stadium.

Los Angeles Coliseum was selected as the proposed site for the team but the NFL previously rejected sites. The league earlier declined to sign a non-binding letter of intent by state negotiator Bill Chadwick. Chadwick later resigned.

"We have a very strong proposal on the table," Houston Mayor Lee Brown said. "We've approved a taxing authority, we have the land, a proven ability to build a baseball park, look downtown at the new baseball park -- and we have a businessman who has the vision."

The Houston Astros will move into Enron Field to start next season.

ESPN.com: Houston ready to step in

8/11/99 12:27 PM

SITE MAP

THE HOUSTON ASTROS WILL MOVE INTO ELLISON FIELD TO START NEXT SEASON.

Brown said Friday he saw chinks in the Los Angeles plan when Chadwick resigns.

"To me that was a clear indication that they couldn't pull it (the Coliseum plan) together," Brown said. "Bad news for them, good news for Houston. I'm happy for us."

While California hopefuls struggled to put together a package the NFL will accept a complete proposal since March. He has plans for a \$310 million retractable roof adjacent to the Astrodome.

There is \$195 million available in tax money and McNair has guaranteed sellouts in the stadium for five years, clearing the way for local television broadcasts of games.

Los Angeles has been without pro football since 1995 when the Rams moved from St. Louis and the Raiders returned to Oakland.

Houston has been without pro football since the Oilers moved to Tennessee after terminating a 37-year presence. Owner Bud Adams angered Oilers fans by firing popular quarterback Earl Phillips after the 1980 season, then by demanding and getting more seating in the stadium which forced the removal of the Dome's popular scoreboard.

By the time the Oilers departed, their fan base had dwindled to miniscule crowds. Sellout crowds for Phillips' "Luv Ya Blue" teams of the late 1970s, but only 15,100 fans showed up to see the Oilers lose to Cincinnati 21-13 in their 1996 final game in the Astrodome.

"I didn't like Bud Adams but I didn't want the Oilers to leave," former Oilers fan Tom Houston said Friday. "I don't think it had anything to do with Houston supporting the Oilers because it was Bud Adams."

"I think now the city has seen what it's like to be without football. I wish they'd never let Bud Adams go, maybe we'll get another team without Bud Adams."



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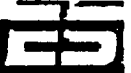
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Friday, Aug. 6 12:46am ET

State's negotiator resigns

Associated Press

LOS ANGELES -- It's fourth down with \$150 million to go, and the man negotiat NFL to bring a professional football team to Los Angeles has called it quits.

Before they award the 32nd NFL franchise to Los Angeles, football owners want: more public money -- something the state and city have adamantly refused. And no competing ownership groups and local officials might be back where they started.

The dispute has provoked little public outcry from fans still stinging from the defe Rams and Raiders.

"They have to decide how to invest their dollars," NFL spokesman Greg Aiello sa "A new Coliseum or revitalized Exposition Park, Super Bowls, other events -- is i level of public support? ... If L.A. decides it's not, we have to explore other optic decision."

Asked to comment, Los Angeles Mayor Richard Riordan issued a statement throug spokeswoman saying he "still believes the NFL will do the right thing by awardin; Angeles and that it'll be good for the city and NFL."

The latest snag climaxed Tuesday with the resignation of Bill Chadwick, appointe Davis to be the state's chief negotiator.

Chadwick asked NFL owners last week in Chicago to sign a non-binding agreeme owners to build a stadium on publicly owned land at Exposition Park at no cost to

The agreement said the state would charge the expansion team \$2.5 million to \$5 n rent for the property and pledged the state's support for issuing \$150 million in bc parking at the Los Angeles Memorial Coliseum.

Instead of signing it, NFL commissioner Paul Tagliabue asked for more cash. Son Chadwick's rent proposal may have irked owners; many NFL teams play in rent-f

The NFL views the parking bonds proposal as league-generated money because it be repaid by parking fees for stadium events.

"An NFL expansion team at the Coliseum requires a new stadium with adequate a parking, and an economic plan that allows the team to be successful and to comm

ESPN.com: State's negotiator resigns

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8/11/99 12:28 PM

parking, and an economic plan that allows the team to be successful and to compete.
"Building the stadium and running it under Bill Chadwick's proposal would not w

A frustrated Chadwick sent a three-page resignation letter to Davis on Tuesday, saying football in Los Angeles might not be worth the trouble. The governor's office did phone calls on whether he will accept the resignation.

Chadwick, an investment banker, found the NFL's machinations infuriating, said Murray of Los Angeles, who has taken part in the negotiations.

"He put together a good-faith effort ... and by the time he gets home, he finds out saying, 'We need this, we need that,'" Murray said. "Particularly people outside of frustrated by that."

Chadwick won't be gone "until the governor says, 'I don't want you any more,'"

The governor's office did not return phone calls. Chadwick told the Daily News that he would continue working on the deal if Davis wants him to do so.

"This was not a ploy," Chadwick said. "We had come up with an exclusive negotiation that the NFL didn't accept. I have told the governor about what I think happened. It shouldn't be negotiating with ourselves."

"Until we hear from the NFL, my usefulness is over."

Representatives for prospective owners Ed Roski Jr. and Eli Broad declined comment. Ovitz, who heads a competing ownership group, was out of the country and unavailable, his spokesman said.

The NFL is "in contact with the governor's office and awaiting direction from the how to proceed," Aiello said.

Meanwhile, football-hungry Houston is ready to step in if Los Angeles fails to submit a stadium proposal before a Sept. 15 deadline.

"Maybe they can do it faster -- we couldn't," said Bob McNair, the businessman behind Houston's NFL bid. "We know how much work it took to do it in Houston, where we have more support. I'm not saying it can't be done. It is a real challenge for them."

Houston came in second in March when the NFL chose Los Angeles for expansion. The city offered the NFL a publicly financed \$310 million stadium and guaranteed sellouts.

"For it to be successful, the owner can't put up the money for the stadium and the McNair said of Los Angeles' proposal. "It is just too much."

But Allen Sanderson, a professor of economics at the University of Chicago who has done business in Los Angeles, said the city's approach was the right way to go.

Cities such as Los Angeles and Chicago, whose Bears want the city to finance a new stadium to replace aging Soldier Field, can afford to use a hard-line approach because the NFL has franchises in metropolitan areas rich with TV households, Sanderson said.

Los Angeles has 5.5 million TV households, compared with 4 million in Houston. Two-thirds of the NFL's income is derived from TV revenue and advertising.

"You rarely have a decent bargaining position (with the NFL)," Sanderson said. "I

ESPN.com: State's negotiator resigns

8/11/99 12:28 PM

that unique position now and it'd be nice to see them exercise it."

Cities with smaller TV markets seeking pro football teams need to offer big packages NFL, he said.

"The issue has always been: To what extent can we fleece the local economy?" Sa
"That strategy hasn't changed that much."

Returning the NFL to Los Angeles has largely been met with indifference from fans

"We use tax money for everything else," said special education teacher Janean Galt
she stood at the Coliseum. "We might as well use it to bring a team back to L.A. I
all."



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When other cities call and want to know his secret, this will be his advice:

• **St. Louis is irrelevant:** So is Cleveland, Baltimore, Seattle and every other municipality that opened up its coffers and let team officials take what they want. Team owners use other cities for leverage to get better deals in their own markets, but Finneran says it's important for each city to determine its public contribution to a stadium based on its value to the area.

"The league and team were saying, 'Look at what these teams are getting in other jurisdictions!' " Finneran said. "But I said, 'OK, but what's *unfair* about our deal?' "

The details of the Patriots stadium deal still need to be worked out, but Massachusetts will be putting no more than \$70 million into a project that will likely cost \$250 million. That \$70 million – only \$13 million more than what was on the table when Kraft announced his Connecticut plans last year – will go toward infrastructure costs such as sewers and roads, while the stadium itself will be paid for by Kraft and the NFL.

• **Do your homework:** "Don't be suckered by dynamic economic analyses," Finneran said. "There's not a legitimate study that I've seen that suggests that a sports team is an economic engine. Know that you will be presented with evidence that you will have to refute."

Standard Operating Procedure for teams is to commission studies concluding that Team X contributes mind-boggling sums of money and jobs to the local economy. Common sense suggests otherwise, especially with NFL teams, who use their expensive stadiums only 10 days a year.

Finneran didn't read the various books on stadium financing schemes. But by talking with experts and reading the newspapers, he made himself intelligent on the issue. He knew *most* of the ticket money that passes through a team is money that would have been spent on other entertainment if the Patriots weren't around.

He also boned up on the NFL's business. He came to understand how the salary cap can affect a team's bottom line, and how a team's most important employee might be the person who figures out ways around the cap. It dawned on him that whatever financial distress a team might be claiming is of its own creation.

• **Stay rational:** Few issues create as much emotion as those involving stadiums. The Boston sportswriters and talk-radio jocks knocked Finneran around like a piñata after Kraft announced his intention to move the team to Connecticut. But throughout, Finneran subscribed to the belief that the NFL needed Boston as much or more than Boston needed the NFL.

The passing of the G-3 Resolution at the March meetings served as confirmation of that notion.

"That told me that the league, *in their rational best interest*, was concerned about the shift of teams from major to minor markets," he said.

• **Remember who you work for:** "I'd call it the Harry Truman-Winston Churchill way of conducting yourself," Finneran said. "If you know in your heart that what you did was fair, if it's not only a defensible position but the *only* position, then you need to stick with it. Moderate-income citizens do not need to provide large amounts of money to leagues and teams that are immensely profitable."

It's a premise that I suspect even most sports fans could agree with. Voters in those cities that have funded publicly built stadiums usually approve such measures out of fear of losing the team, not because they consider education or prisons as less important.

"There are some issues in the public realm that are just a matter of right and wrong," Finneran said.

• For the next five years, the NFL will make an upfront contribution to any stadium construction project in which the team owner plans to use some private money.

• The stadium project must be a public-private partnership – not a purely private project.

• The amount of the NFL contribution will range from 34 percent to 50 percent, to be determined on a case-by-case basis. Priority is given to large-market teams.

• To pay off the loan the NFL takes out on each project, visiting teams will forego their standard share of club seat premiums at those new stadiums. If necessary, the league will use network television revenues.

• Resolution is an enhancement to existing NFL policy, with greater emphasis on keeping teams in current markets. Stadium projects outside home territory do not qualify.

How can you say that Tom Finneran is the hero for the Pats staying here? He is the single reason Kraft was forced to look elsewhere in the first place. You think Bob Kraft ever wanted to consider moving his home team? No way. It was Finneran who pushed him out in the first place.

Kraft is the only hero in this situation. And I think every Pats fan knows Kraft deserves all the credit, not Finneran. It was Kraft's wife campaigning against Finneran that made the situation personal between Kraft and Finneran, and I believe that's the reason why Finneran drove Kraft to look elsewhere.

Only when Finneran came under pressure to keep the Pats did he start to do something. I firmly believe that Finneran could have cared less if the Pats left. So please wake up and realize that Bob Kraft is a Boston hero – not the jerk Finneran.

Mark Mavilia
Braintree, Mass.

"It's important in those situations to stand your ground and not blink. Principles do have value, and a few people can make a real difference."

Finneran said he would be lying if he suggested he knew the Patriots would end up back in Massachusetts. After all, Hartford's commitment to build a state-of-the-art stadium and guarantee of \$1 billion in luxury seat revenue over the life of the proposed 30-year lease made it the richest offer in the history of the NFL.

Yet in the end, common sense, for once, won out because Massachusetts was willing to lose the team.

"This is not just the right policy for Massachusetts, but for the nation," Finneran said.

If every area followed the Massachusetts example, the only thing that would change about sports is the amount of change in sports. Fewer public dollars in the mix means less money would go to player salaries and free agents, owners would be more content to stay in their current stadiums, and franchises would be less likely to relocate.

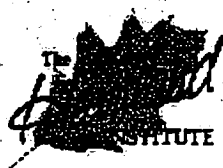
Remember Massachusetts. The NFL will, for a good while.

ESPN.com Senior Writer Tom Farrey (farreyt@espn.com) writes a weekly column that usually appears on Wednesday.



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Heartland Executive Summary

No. 62--April 4, 1994

Stadiums, Professional Sports, and Economic Development: Assessing the Reality

1. Standard expenditure-and-multiplier economic impact models can overstate the economic benefits of public sports investment.

Two types of expenditures are analyzed in standard models: direct expenditures and indirect expenditures. Direct expenditures represent the money spent by the professional sports franchise, its employees, and its patrons. The businesses and individuals receiving this income then spend at least some of it on local goods and services. A fraction of this money is likewise spent on other local goods and services. These subsequent rounds of spending are called indirect expenditures, and the extent to which they "multiply" is estimated by calculating a "multiplier." For a given level of direct expenditures, higher multipliers indicate higher levels of economic impact.

Economic impact evaluations based on expenditure-and-multiplier estimates can fail to address four important points:

- (i) Direct expenditures benefit an area's economy only when they create new spending in the area by people from outside the area ("export sales"), cause residents of the area to spend money inside the area rather than elsewhere ("import substitution"), or generate re-spending (indirect expenditures) that is new to the community.
- (ii) Multiplier estimates are necessarily based on assumptions about indirect expenditures. Bias in these assumptions can substantially influence the estimates either in favor of or against the thesis that professional sports development is a valuable economic development tool.
- (iii) Economic impact estimates, even when rigorously prepared, must be compared to economic impact estimates generated for other uses of scarce public funds.
- (iv) Expenditure-and-multiplier estimates can overlook the importance of long-term economic trends, encouraging a short-term development strategy that ultimately leaves an area lagging in long-term economic growth.

2. An empirical analysis of metropolitan economic growth avoids many difficulties inherent in expenditure-and-multiplier models by assessing economic growth before and after pro sports investment. The results of such an analysis do not support the hypothesis that professional sports create net economic growth.

An empirical analysis of an unprecedented quantity of data related to professional sports and host area economic performance does not support the conventional argument that pro sports development has a significant impact on economic growth. This study involved regression analysis of economic growth in metropolitan areas before and after the introduction of pro teams, new stadiums, and new arenas. Included in the analysis were all 36 U.S. metropolitan areas that hosted professional teams in one of the four major team sports -- baseball, football, basketball, and hockey -- between 1958 and 1987. To ensure a broader, more representative sample, twelve metro areas that did not host sports during the period were also included.

Economic impact was measured by analyzing real, trend-adjusted, per-capita personal income growth. To increase the likelihood of detecting professional sports' effect on growth, trend adjustments to personal income growth were made, entire metropolitan statistical areas (MSAs) were included, and only stadiums and arenas ten years old or less were considered. There is only a 5 percent chance that the correlation -- or lack of correlation -- found was the product of random events.

The results overwhelmingly indicated that professional sports is not statistically significant in determining economic growth rates:

Of the 32 MSAs where there was a change in the number of sports teams, thirty MSAs showed no significant relationship between the presence of the teams and real, trend-adjusted, per-capita personal income growth. In the remaining two cases, the presence of sports teams was significantly positive once (in Indianapolis) and significantly negative once (in Baltimore).

Of the thirty MSAs where there was a change in the number of stadiums or arenas ten years old or less, 27 MSAs showed no significant relationship between the presence of a stadium and real, trend-adjusted, per-capita personal income growth. In all three of the remaining cases (St. Louis, San Francisco/Oakland, and Washington, D.C.), the presence of a sports stadium was significantly negative.

In 63 percent of the MSA tests, the correlation coefficient associated with stadiums was negative, suggesting a tendency for stadiums to push rates of economic growth below the average defined by trend lines for cities nationally.

The same analysis was conducted for eight major U.S. regions. The results were similar:

No region demonstrated a statistically significant relationship between professional sports teams and real, trend-adjusted, per-capita personal income growth. It does not appear that professional teams export their services beyond the region to an extent that matters economically.

Four of the eight regions demonstrated no significant relationship between sports stadiums and real, trend-adjusted, per-capita personal income growth. Of the four other regions, stadiums appear to have a significant positive impact in two (the Southwest and the Rocky Mountains), and a significant negative impact in two (New England and the Far West).

While there were more instances of a significant relationship between regions and stadiums than there were when teams or MSAs were tested, the percentage of trend-adjusted regional changes in real, per-capita personal income growth explained by changes in the number of sports stadiums or teams is uniformly small.

Even when a statistically significant impact was found, in no case was more than 5 percent of the variation in growth explained.

As a result, state governments are likely to derive little benefit from developing plans to exploit their stadium "advantage" or to ameliorate their stadium "disadvantage."

3. The findings indicate that public funding of sports, including funding of stadiums, is not a sound civic economic investment.

The data suggest that stadium subsidies and other sports subsidies benefit not the community as a whole, but rather team owners and professional athletes. The failure of professional sports to demonstrate a significant impact on economic growth suggests either that team owners and athletes spend little of their revenues in the area, or that professional sports do not generate economic growth as substantial as alternative uses of the funds invested in sports.

It is very likely that sports do not expand spending, but serve only to realign it by substituting for other forms of leisure spending. Far from generating new revenues out of which other public projects can be funded, sports "investments" appear to be an economically unsound use of a community's scarce financial resources. These resources might be used more effectively if targeted to industries that are more clearly engaged in export sales or import substitution. Alternatively, a sound development strategy might simply leave these "development" funds in the private economy, since private spending has "spin-off" benefits of its own.

###

Based on *Heartland Policy Study* No. 62, "Stadiums, Professional Sports, and Economic Development: Assessing the Reality" by Robert A. Baade.

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Tuesday, Nov. 3 5:35am ET

How to fund a home

ESPN SportsCenter

The Super Bowl champions are everywhere these days. Their names and images are being used in a Denver stadium campaign, bankrolled by local business leaders and Broncos owner Pat Bowlen. The campaign has hired political consultants, public relations experts and an advertising agency to sell the public on the idea of a new stadium.

The opposition of Referendum 4A has been outspent by a ratio of 50-1.

"To me, it's a matter of whether they want the Broncos or they don't," said John Elway. "That's really what it comes down to. Whether it's a threat or not, that's kind of life."

And new stadiums are a way of life in the NFL. A team either has a new stadium or it needs a new stadium. At least that's now Bowlen sees the issue.

"It's, 'Do you want a football team?' " Bowlen said. "That's what it's all about. Because in this business, in order for us to stay competitive we have to have the new venues. A lot of the teams in the league have got 'em, and the remaining teams that don't are going to have to get 'em."

Currently, the Broncos are the NFL's only team that does not receive income from luxury suites, parking or concessions. Bowlen says a new facility would keep the team competitive, meaning he and the franchise would get more income from the new stadium to pay the high salaries. Without it, Bowlen could sell the team.

And Bowlen says selling the team would not solve the problem facing the franchise.

"And I always say, 'Look, Pat Bowlen could disappear from the planet tomorrow and the issue is still going to be there.' " Bowlen said. "It's really an issue about the football team, not about me."

Under the proposal, the one-tenth of 1 percent sales tax that paid to build Coors Field seven years ago would be extended to 2012 to fund 75 percent of a new football stadium. Bowlen would pay about \$94 million while the taxpayers' share is \$266 million.

For the opposition group Citizens Opposed to the Stadium Tax (C.O.S.T.) that forces the taxpayer to foot the bill for millionaire athletes.

"We may see John Elway out there telling us that people who earn \$35,000 a year ought to contribute their tax dollars so that he and other players can have higher salaries," said Bill Schley, president of C.O.S.T. "Now I don't know John Elway, but I wonder if he can look me in the face and say that to me."

But Elway says it's not a matter of millions when it's broken down to what individual taxpayers will spend supporting the stadium.

"I think that if you're talking about a penny on \$10 I don't think that's too much to ask," Elway said. "But then again there are a lot of people that aren't Broncos fans."

The latest polling data from the Denver Post, 9News and 850 KOA Radio, indicate a comfortable margin of support for the measure with 59 percent supporting the referendum and 36 percent

Those in favor

"I would be really surprised and disappointed if it didn't pass. When I think of one of the great assets to the NFL, as well as to Colorado, I think of the Denver Broncos."

-- Colts owner

Jim Irsay

From the Denver Post Online

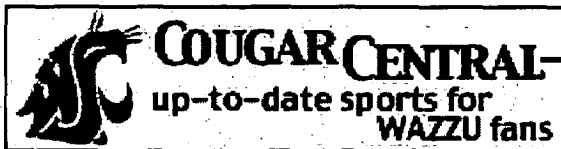
Those opposed

"The NFL has lost control of players salaries and is trying to get the public to give up tax dollars to bail them out. We could and would support a fair deal. They are asking for far too much tax."

-- Ray Hutchins

C.O.S.T.

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Local News : Thursday, July 29, 1999

You heard right: Seahawks actually want less tax money

by [Kerv Murakami](#)
Seattle Times staff reporter

The picture of Mariner owners demanding more public money for Safeco Field is still fresh in the minds of Metropolitan King County Council members.

So they were pleased yesterday when the Seahawks, joined by the state and the Public Stadium Authority, came actually wanting to lower taxes for fans going to the new football stadium.

Since the county imposed a 10 percent tax on tickets and parking at the Seahawks' proposed stadium, state officials came up with a plan to finance the public portion of the stadium.

The state wants to use tax-free bonds, which would save the public \$60 million to \$80 million vs. using taxable government bonds, said state treasurer Michael Murphy.

But federal law prohibits using the tax-free bonds if fees exceed 10 percent of the public money used to pay off the loan.

The county's parking and ticket taxes would raise too much money.

So Murphy, other state officials and the Seahawks asked the council's budget committee yesterday to lower the ticket tax to 3.1 percent and the parking tax to 1 percent at the football stadium.

Even with the lesser amount from the taxes, the state would save enough by issuing tax-free bonds - with their lower interest rates - to pay its \$300 million share of the \$430 million stadium.

Public money for the project is being raised by a new state lottery, sales and hotel/motel taxes in King County, as well as by the ticket and parking taxes.

As political issues go, saving money by lowering taxes is about as big a no-brainer as they come, said Public Stadium Authority chairwoman Lorraine Hine, a former state legislator and chief of staff to former Gov. Mike Lowry.

The County Council is expected to go along with lowering the taxes this fall.

The lower taxes won't kick in until the Exhibition Hall opens this fall and the stadium opens in 2002. Parking and ticket prices for the stadium haven't been set yet.

But by way of example, the taxes on a \$58 50-yard-line ticket to the Seahawks would go down by about \$4, and the taxes on the \$12 fee to park at the stadium would drop by about a dollar.

It's not a huge savings. But budget committee vice chairman Greg Nickels, D-Seattle, said it's certainly better than the Mariners seeking \$60 million more to pay for cost overruns at Safeco Field.

"It's just another example of how the **Seahawks stadium** has been relatively painless," said Councilman Chris Vance, R-Kent, "whereas the Mariners stadium has been the worst ordeal of my career."

Kery Murakami's phone number is 206-464-2775.

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Local News : Wednesday, March 31, 1999

Appeal could delay opening of Seahawks' stadium

by [Susan Byrnes](#)
Seattle Times staff reporter

The fate of the new Seahawk stadium is in the hands of the country's highest court.

Citizen activist Jordan Brower, who has challenged the constitutionality of the June 1997 statewide election that authorized funding for the stadium, has filed an appeal with the U.S. Supreme Court.

The legal limbo has prompted the state treasurer to delay issuance of \$100 million in construction bonds. The move could jeopardize the construction schedule and delay opening of the stadium.

Voters approved the stadium referendum, authorizing the state to spend \$300 million on demolition of the Kingdome and construction of a new stadium. Seahawk owner Paul Allen agreed to pay the remaining \$130 million construction cost in addition to any cost overruns.

But Brower filed a lawsuit charging that Allen essentially bought the election by paying the \$4 million cost to hold it. In December, the state Supreme Court ruled against Brower, upholding the constitutionality of the election in an 8-1 decision.

Last week, two days before a deadline to do so, Brower appealed the state court's decision. Even if the Supreme Court rejects the case, it could take several months to do so. If it decides to hear the case, arguments would be scheduled for later this year or early next year.

"We're quite confident that the U.S. Supreme Court will see no constitutional merit in this case," said Suanne Pelley, community-affairs director for the Washington State Public Stadium Authority. "But in the meantime, it is something to contend with."

"A lot of people are saying Brower's suit isn't going anywhere," said State Treasurer Michael Murphy. "Are we willing to bet \$100 million on that suggestion? Being the conservative watcher of the state's purse, I don't think that's a reasonable thing for us to do."

Current financing for the stadium is good through the end of April. After that, the

stadium authority will have to figure out another way to keep construction on schedule. Allen has already paid \$50 million toward construction costs.

"We're looking at various options to see if there are ways to piece things together," Pelley said.

The stadium authority plans to implode the Kingdome in March of next year and complete the new stadium by July 2002. In the interim, the Seahawks will play at Husky Stadium.

Susan Byrnes' phone message number is 206-464-2189.

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Local News : Friday, September 25, 1998

What's in the Seahawks stadium lease

Here are details of the football-stadium and exhibition-center lease approved yesterday by the Public Stadium Authority:

- Rent is \$850,000 a year, adjusted annually to reflect inflation.
- The Seahawks' parent company, First & Goal, will pay all operating and maintenance costs, expected to be \$6 million a year, and must keep the facility in "first-class" condition.
- First & Goal will keep all revenue from the stadium and parking garage, and 80 percent of the exhibition center revenue; the other 20 percent will go to a state education fund.
- At least 10 percent of the seats must be "affordable," meaning no greater than the average cheapest seats among all National Football League teams.
- For every home game, use of a suite must be given away through a drawing among ticketholders.
- First & Goal may sell naming rights not only for the stadium but for the parking garage, exhibition center and the overall project. Naming-rights proceeds must be used for maintenance and upgrades, such as repainting and re-sodding.
- Personal seat licenses may be sold to offset Seahawk owner Paul Allen's share of the project, now \$130 million.
- First & Goal must make "reasonable efforts" to coordinate events with the Seattle Mariners' Safeco Field to avoid gridlock.
- First & Goal must spend \$1.75 million on public art at the complex.

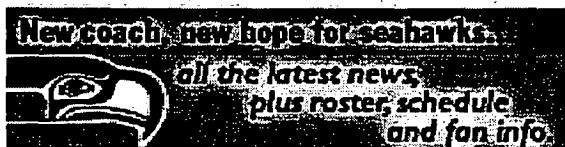


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Local News : Thursday, November 20, 1997

Mariners to sell 'licenses' for seats

by [David Schaefer](#)
Seattle Times staff reporter

Background & related info. ►

The Seattle Mariners' controversial plan to sell "personal-seat licenses" for premium seats in the new stadium is the most expensive such plan ever tried by a baseball team.

Besides irritating longtime fans, the ticket pricing is attracting the attention of legislators who two years ago agreed to what is mostly a publicly financed ballpark. A legislative hearing has been scheduled next month to review the ticket plan.

The Mariners have designated 966 prime seats in the new stadium's front rows for seat licensing. To buy season tickets for the seats, a customer would be required to pay \$12,000 to \$25,000 (on top of the regular season-ticket cost) for a "charter-seat license." The license would be good for 20 years.

Fans with similar prime seats in past seasons would have to move back if they didn't want to pay the price.

One questioning state legislator, Rep. Steve Van Luven, R-Bellevue, was the chief sponsor of legislation authorizing the stadium. Van Luven said the Legislature did not want "to turn it into a stadium of the haves and the have-nots. We hoped it wouldn't turn into an elitist stadium."

"We never were told about seat licenses," Van Luven said. "It's not something I can afford, and I don't even have any friends who can afford that."

One offended season-ticket holder, Basil Badley, is also an influential insurance-industry lobbyist who says he has already begun talking to lawmakers about passing a law barring the seat licenses.

Badley, who is married to state Sen. Mary Margaret Haugen, D-Camano Island, says he has held four seats in the second row behind the Mariners' Kingdome dugout since 1977 - through many losing seasons - and he's angry that he would have to pay \$100,000 to keep equivalent seats in the new stadium.

"You'd think they paid for the stadium," Badley said of the Mariners. "I just think

it's outrageous. We've been here since the beginning. There were a lot of years when you couldn't give the tickets away. It just leaves a bad taste in my mouth."

Another longtime ticket-holder said he wasn't surprised that the price went up but was still unhappy at what it would cost to keep seats similar to his Kingdome seats along the third-base line.

"About half of us are retired," said Morris Chernis, a retired Boeing manager who is part of a group that goes together on tickets, "and I don't think we would put our money there. I'm not going to buy one."

Other tickets increasing

Two other groups of ticket-holders face steep price increases if they want seats in the new stadium similar to those in the Kingdome.

The Mariners plan to charge \$100 to \$195 a game for 352 "Diamond Club" seats behind home plate, where waiters will serve patrons food and drinks. (The equivalent seat locations in the Kingdome will cost \$25 next season.)

Prices also are going up for second-deck season-ticket holders. In the new ballpark, the second deck will be another version of luxury seating called the Terrace Club. Season-ticket holders there will pay a premium of \$5 per seat per game over the \$28 ticket price - a total of \$33 per seat per game - to be members of the private club. (Second-deck seats in the Kingdome will be \$20 next season.)

The new stadium will have 45,658 seats, 13,400 fewer than the Kingdome's 59,084 seats for baseball. The team will change stadiums during the 1999 season, when the new facility is finished.

Team owners long have said they needed to make more money to keep the team in Seattle. They said a new stadium was necessary not only to attract fans but to also provide increased revenue from private suites and other luxury seating.

It isn't a new concept in Seattle, either. There are private suites in the Kingdome - marketed by the Seattle Seahawks, but used year-round - and suites and club seats at KeyArena.

UW did something similar

A parallel to the new seat licenses arose after the University of Washington expanded Husky Stadium. The UW sold memberships in the Don James Center, a luxury club with a special seating section. For \$60,000, die-hard Husky fans get the right to buy four seats each year for 10 years. The right can be passed down to family members. There are 138 purchasers of the 560 seats in the Don James Center.

The UW also sells Tyee seating. In addition to \$180 a year for tickets to six games, members pay an extra \$100 to \$300 per seat. There now are 7,000 purchasers of 21,000 seats. Both the Tyee seats and Don James Center have a waiting list.

Paul Much, a Chicago investment banker and national expert on sports financing, said the licensing technique has generally worked for football, where teams have only a few games each season, which makes each game an event. In contrast, Major League Baseball teams play 81 regular-season home games each year, often night after night.

The first baseball team to use seat licensing was the Texas Rangers. Before their new stadium opened in 1994, the Rangers sold seat licenses to help pay the team's \$55 million share of the \$190 million construction cost. About 9,400 seats were sold for between \$500 and \$5,000.

The San Francisco Giants have sold about 12,000 seat licenses for their

as-yet-unbuilt stadium. Prices range from \$1,500 to \$7,500 and are good for life. The licenses raised more than \$50 million for what will be a privately financed stadium.

The new Seattle stadium, budgeted to be built for \$417 million, is about 25 percent complete. The Mariners are required to pay \$45 million of the total by the time the stadium is finished in mid-1999.

The Mariners expect the seat licenses to bring in \$19 million to \$20 million. Also, they plan to sell naming rights for the stadium, which could bring in \$50 million over 20 years. That is the amount paid recently by Southern California Edison for naming rights in Anaheim and by Pacific Bell in San Francisco.

Mariner spokesman Dave Aust said that in the two weeks since the seating plan was announced, about 100 fans have said they would buy seat licenses - a "very positive response."

Aust noted that the Mariners are aware they are breaking new ground, which is one of the reasons they decided to keep the number of seat licenses and Diamond Club seats relatively small.

And Aust said fans shouldn't be that upset because the new stadium design means most of the seats will be closer to the field than in the Kingdome. Even fans who move back a few rows in the new stadium will be about the same distance from the playing field as they have been in the Dome, he said.

Whether fans' discontent and legislative interest are enough to change anything remains to be seen.

Hearing scheduled

Van Luven has asked representatives of the Mariners and the Public Facilities District (PFD) board overseeing stadium construction to discuss the ticket pricing at a Dec. 5 hearing of his House Trade and Economic Development Committee.

Van Luven said he wants to ask about the appearance of "elitism," but won't seek changes in the law authorizing taxes for the stadium. Besides the expensive seat licenses, Van Luven said he was put off by the idea of wealthy patrons in the "Diamond Club" seats being served by waiters right behind home plate. It is probably fair to provide luxury boxes for well-heeled fans, he said, "but don't stick them out front."

Van Luven said legislators considered requiring that 10 percent of the seats in the new stadium be "affordable" to average fans. They did not make that provision law, he said, because the Mariners persuaded lawmakers there would always be affordable seats for sale.

Later, in authorizing a new stadium for the Seattle Seahawks, legislators did require that the 10 percent of seats be affordable.

Lease governs prices

Even if legislators wanted to change the rules, it is too late because the PFD and Mariners already have signed a lease that governs ticket pricing, said B. Gerald Johnson, attorney for the PFD.

PFD members said that while they were not told explicitly in advance about the seat licenses, such licenses always were a possibility.

The lease requires that 5 percent of the seats in the new park (about 2,300) be sold for no more than half the cost of the average ticket, and that 30 percent of the seats be available to people who have not bought season tickets.

Bob Aylward, the Mariners' vice president for marketing and sales, said 1,850 center-field seats priced at \$5 each will be closer to the action than similar seats in Denver's Coors Field. He said 1,800 more seats in left field will sell for \$7.

The Mariners have not said whether the 1999 prices will remain unchanged in 2000, the first full season in the new ballpark.

Unlike the Dome, all the new seats are expected to have cup holders, arm rests and backs. They will be wider and have more leg room.

Seattle Times Olympia bureau reporter Kery Murakami contributed to this report.

David Schaefer's phone message number is 206-464-3141. His e-mail address is: dsch-new@seattimes.com

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Local News : Sunday, April 20, 1997

Stadium issue: End may be near

by David Postman
Seattle Times Olympia bureau

OLYMPIA - Since lobbying began months ago for a new Seattle football stadium, the issue has had as many deadlines as CNN.

The deadlines came and went and the issue stayed alive.

So when does it really drop dead?

"Hopefully, before I do," Marty Brown, Gov. Gary Locke's lobbyist, said recently.

Brown's joke shows the flexible nature of the stadium campaign as well as the growing frustration of those pushing the plan for \$325 million in public funds for a new home for the Seahawks.

Even billionaire Paul Allen, who says he won't buy the team unless the stadium deal is approved, is frustrated.

"He said, 'Can someone just tell me whether they like my proposal or not,' " said Allen's top lobbyist, Bud Coffey.

With the 1997 legislative session set to end in one week, time is clearly running out. But it could end for the stadium before next Sunday's adjournment.

Allen is concerned that if the Legislature doesn't act in the next few days, state election laws would have to be changed to hold a public vote on the plan before the end of June.

Secretary of State Ralph Munro had said he needed to see a bill by the end of last week to organize an election in time. With much further delay, lawmakers may need to change the length of time absentee voters are given to cast ballots.

Coffey said yesterday that Allen was uneasy about getting such special treatment to hold an election before his option to buy the team expires July 1.

If Munro insists on major changes that Allen doesn't support, Coffey said, "We will bow out."

Coffey was in the Capitol yesterday with other football lobbyists looking for 50 House votes needed to approve the stadium-financing plan. The Senate approved it last month.

The measure would ask voters to create a 2.5 percent tax on clothing and sporting goods bearing sports logos, increase lottery sales, raise parking and admission taxes at the stadium and use some state sales-tax revenue for the stadium.

Coffey said it has been tough to persuade the Republican-controlled House to vote for the plan because key GOP leaders oppose it. He said freshmen and others are easily swayed by opposition from Speaker Pro Tem John Pennington, Appropriations Chairman Tom Huff and Finance Chairman Brian Thomas.

House Speaker Clyde Ballard, R-East Wenatchee, said members don't want to vote for the plan because they don't like the sports-logo tax, not because of anything GOP leaders say.

"I wish in fact it was true that if top leadership said 'do this' they would," Ballard said.

Pennington yesterday was passing out copies of a newspaper article showing how much money Allen, a Microsoft co-founder, earned last week when the company stock went up.

Coffey said he didn't think Allen's wealth should have an effect on the vote.

"This thing works both ways. Do you want him to be a poor billionaire or a rich billionaire?" Coffey said to reporters.

As for deadlines, Coffey said he will keep working until either the Legislature adjourns or Allen tells him to stop.

Ballard said Republicans will discuss the issue in closed session tomorrow.

While a dozen lobbyists, lawyers and public-relations agents working the issue walked the halls yesterday, Locke took the laid-back approach.

"If it happens, it happens," he said.



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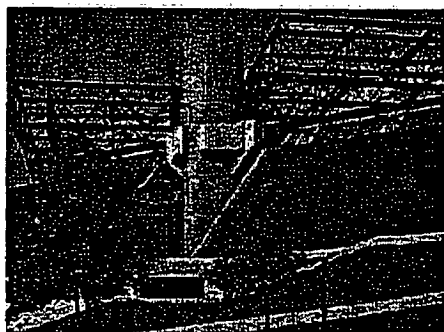
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About The WCVM



The World Council for Venue Management (WCVM) is a global organization created through agreement of ten worldwide Public Assembly Facility Management Associations. The WCVM was officially created at a summit meeting that took place in Orlando, Florida, in January of 1997. At this meeting delegates from each association voted, after approval from their respective governing bodies, to form the World Council.

The impetus for the WCVM came from the collaboration of several associations who had during the history of their organizations, made attempts to reach out to an international audience only to find that it was impractical to serve a global constituency and still provide quality services to the members of their associations - and while these attempts to go "Global" proved frustrating, the need for global communication and sharing of information remained strong in the Public Assembly Facility Industry.

In June of 1998, at the invitation of the European Arenas Association, Venue Management Association, and the International Association of Assembly Managers, a meeting was held in Barcelona, Spain, to discuss the idea of forming a global umbrella organization that could address the needs of the various associations in the venue management industry on a global scale. The WCVM is now a reality, and its mission is to serve as the information clearing house for the Public Assembly Facility Industry worldwide.

The WCVM comprises nine associations representing more than 5,000 practitioners of venue management and over 1200 facilities.

The member associations of the council are: *Association International de Palais de Congrès, Asia Pacific Exhibition and Convention Council, Brazilian Association of Conference Centers, European Stadium Managers Association, European Arenas Association, International Association of Assembly Managers, European Association of Event Centers, Stadium Managers Association, National Arenas Association and Venue Management Association.*

We encourage those who are working in the venue management field and those who are affiliated with it, to explore the resources of the WCVM through its home page.

If you wish to contact the WCVM, you may do so by calling the WCVM Secretariat in Irving, Texas at 972-255-8020. Hot links are available to each member association of this home page, as well as to the Secretariat and the officers of WCVM.

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 Web site: <http://www.iaam.org>

WCVM OBJECTIVES

The Objectives of the WCVM are to:

1. Contribute to the better understanding of the art and practice of Public Assembly Facility Management.
2. Encourage mutual assistance and cooperation among the member associations.
3. Facilitate the sharing of information, technology and research related to the practice of Public Assembly Facility Management.
4. Facilitate communication between the member associations and their individual members to improve and enhance the knowledge and understanding of the Public Assembly Facility Management industry worldwide.
5. Serve as a clearing house for information exchange.
6. Establish a periodic meeting of the member associations to share information and educational activities related to the practice of Public Assembly Facility Management.
7. To act in pursuance of these goals through the adoption of these governing principles:
 - Display the WCVM logo on all publications and stationery.
 - Provide reciprocal member benefits to the members of other WCVM associations.
 - Contribute information and data to a common resource center.
 - Participate in joint council activities.
 - Ascribe to a guiding vision statement that speaks to the improvement of the art and practice of Public Assembly Facility Management.

FUNCTIONS

WCVM shall perform the following functions in order to achieve the objectives stated in the preceding article:

1. Gather and disseminate information on effective ways to operate and manage public assembly facilities.
2. Provide a forum for the exchange of information, papers, articles and research related to the practice of public assembly facility management.
3. Facilitate access to the resources of the member associations for individual members of all WCVM associations through providing limited reciprocal membership benefits, such as the ability to attend meetings, purchase or subscribe to publications, attend educational programs and access data and other resource materials.
4. Encourage mutual assistance between and among the member associations and their respective members.
5. Explore the exchange of events or programs that may be of mutual benefit or interest among the associations.
6. Promote the creation of a worldwide Internet communications exchange.

Thanks for your interest in the WCVM.

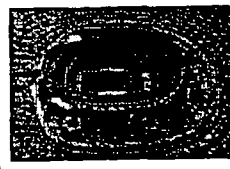
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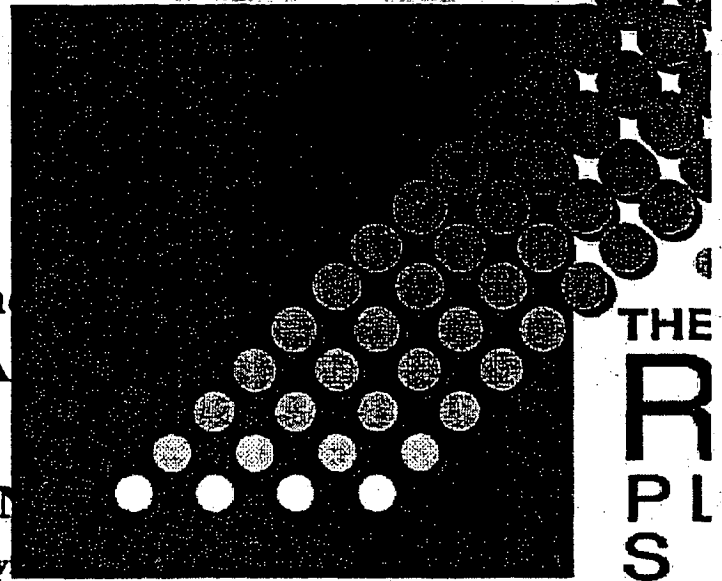
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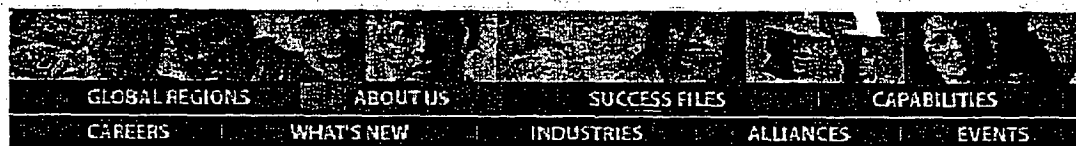
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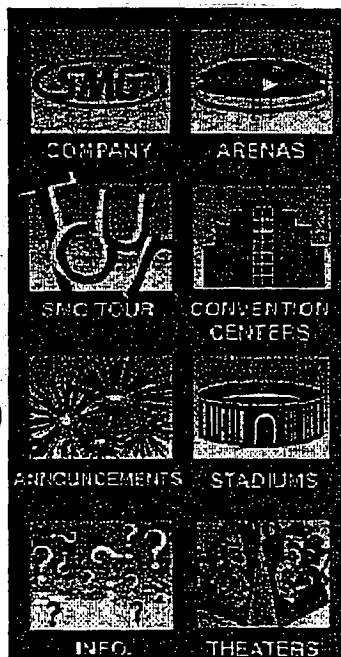
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Presentation To The
City of Las Vegas
May 17, 2000

ENSURING LAS VEGAS' VOICE IS HEARD

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I.

CORPORATE STATEMENT AND PHILOSOPHY

CORPORATE STATEMENT AND PHILOSOPHY

U.S. Strategies Corporation (USSC) is a selective firm, both in the clients for whom we work and the associates we employ. Ours is a history of loyalty to the clients that choose to hire our team. As in any arena, Washington's complex budget process and the representation needed are very competitive. Potential and current clients are always given the choice between much larger firms and those that are by choice, smaller and more selective. We believe we are effective for the City, you, the elected officials and your constituents because we stress the following attributes not only to Congress and the Administration, but also to our associates:

RELATIONSHIPS

USSC does not merely lobby. We have developed long-term relationships with elected officials and high-level decision makers who establish policy daily. Indeed, USSC commands a healthy respect from elected officials, Administration officials and other federal agency employees, as well as key organization officials, such those at the U.S. Conference of Mayors, the National League of Cities, the National Association of Counties, and the National Governors' Association.

The firm constantly strives to establish and build upon relationships with key associations and Members of Congress, and officials in the Administration. We are particularly proud of our non-partisanship. The diversity of the background of our staff has proven very useful in reaching out to both political parties when acting on behalf of the City of Las Vegas.

COMMUNICATION

USSC strives to establish lines of communications between Washington and our clients. We facilitate local issues to national prominence and federal issues and information to the local level. For these reasons, we believe our staff is uniquely qualified to represent the City on the federal level. Today a competitive firm must not only pursue funding or legislative opportunities for our clients, but also create them through expertise on issues, communication with Capitol Hill, the Administration and policy organizations like the U.S. Conference of Mayors and the National League of Cities.

LOYALTY

When we began working for the City of Las Vegas, USSC made you a commitment that our team would not represent another city. That commitment has remained valid. Naturally, to represent another city would in reality become competitive to the City of Las Vegas. One city would get less service than another because of the nature of how most grants and entitlements are structured. In this age of decreased line-items and straight-lined budgets for federal agencies, USSC believes it is important to remain focused on the fact that Las Vegas is not like any other city in the world; thus, it is imperative that your representation in Washington and elsewhere is tailored to your vitality, growth and uniqueness...**ENSURING LAS VEGAS' VOICE IS HEARD.**

II.

CURRENT PROJECTS

CURRENT PROJECTS

FY 2001 Appropriations Process

While House and Senate Budget Committee members continue to fight over particular allocations for government expenditures for Fiscal Year (FY) 2001, key Members on the Appropriations Committee (Appropriators) are already beginning work on their spending measures (it should be noted that the Budget figures are merely guidelines, not law, within which Appropriators are expected to adhere to when the thirteen subcommittees allocate their federal spending).

Federal budget caps will be adhered to, but if FY2001 progresses in the same manner as did the FY2000 process, we will likely witness spending gimmicks like "forward funding," or the flexibility a strong economy will garner (and increased revenues as a result) to increase spending. A good example of this is the funding that Congress provided approximately \$99.5 billion for the VA, HUD, and Independent Agencies Appropriations bill in FY 2000, when, according to the Balanced Budget Amendment, the agreement called for only \$78 billion. In this vein, Congress will have to this year closely judge and justify all requests from the Administration for increases for domestic spending.

As Appropriators begin formulating their bills, i.e., Transportation and Labor, Health and Human Services subcommittees last week, and VA, HUD subcommittee in late May, USSC will have many windows of opportunity through Full Committee action, Floor action, and Conference Committee action to inject the interests of the City of Las Vegas into the budget process.

Summer Jobs

The U.S. Conference of Mayors, the National Association of Counties and the National League of Cities have all been working very hard to get extra money for the Summer Jobs Program this summer. As you know from previous communication, the vehicle for this extra money was the stand alone supplemental bill, which did not pass in the Senate. Currently, non-defense related issues for the supplemental were being attached to the FY2001 Agriculture Appropriations Bill in the Senate. As of May 10, 2000, the Workforce Investment Act (WIA) included \$40 million for the largest 50 cities to receive extra money for summer youth activities. USSC will be working with these organizations to make sure this money stays in through the mark-up of the FY2001 Agriculture Appropriations Bill.

Post Office Acquisition

USSC has been working very closely with a key Member of the Nevada delegation on the Post Office acquisition since January 2000. In order to expedite the process and keep informed on all developments, the staff working on this issue wants to work directly with the Mayor Goodman's Office and will inform USSC of all developments.

Empowerment Zones

USSC is working with a coalition of local governments and organizations to garner support for increased federal funding of Empowerment Zones. However, at this point in the FY2001 appropriations process, there are indications that there will not be a third round of funding for Empowerment Zones. As you all know, the City of Las Vegas is an Enterprise Community, and should be designated as an Empowerment Zone if there is funding for a third round. Funding is included in the President's budget, and the Administration is expressing tremendous support for this program. USSC will continue to update the City on any important developments and contact members of Congress to promote the Administration's request for \$150 million for Urban Empowerment Zones.

Internet Taxes

USSC is working with the US Conference of Mayors and the National League of Cities on this issue. There are efforts to prohibit local governments from implementing sales taxes on products sold over the Internet. As in many municipalities, this may have a negative effect on the City's revenue. Many business leaders are spearheading efforts in Congress to pass legislation banning sales taxes on the Internet, but Congress has not shown a clear position on this issue. The major bill proposed in Congress that will extend the current Internet Tax moratorium is HR 3709. This bill went to the House Floor on May 10, 2000, where they voted 352-75 to extend the ban on Internet taxes for another five years. The measure heads to the Senate where there is bi-partisan support because few lawmakers want to be seen as being anti-Internet. USSC will continue monitoring this issue, and will notify the City on any important developments.

Crime Prevention

The City has expressed interest in various crime prevention issues such as the Gun Buy Back program and Juvenile Crime Prevention. USSC is coordinating with the National Crime Prevention Council and the Department of Justice to identify opportunities and programs that could prove to be beneficial for the City. USSC is also working with US Representative Shelley Berkley office to assist in identifying federal funds from the Office of Juvenile Justice and Delinquency Prevention for programs in Las Vegas.

Runaway Film Production

As a result of the Winter US Conference of Mayors (USCM) meeting in January of 2000, USSC is working with the USCM on the issue of "Runaway Film Production," the effort by the U.S. Conference of Mayors to address possible legislative remedies, the status of film production, both in and out of the U.S., and the economic impact of the film industry on our communities. USSC was instrumental in making sure that this issue be addressed by the USCM and involving the leadership of Mayor Goodman. We are proud of the fact that the first meeting of a USCM Task Force will be held in Las Vegas on May 16 and May 17, 2000. Mayor Oscar Goodman will be the keynote speaker at this meeting. Representatives from the film industry including the US Film Alliance, Screen Actors Guild, Directors Guild, and Americans for the Arts are expected to be involved with this issue. This May meeting will help to set the framework for a much larger discussion at the 68th Annual USCM Annual Meeting in Seattle in June. USSC will be coordinating with Mayor Goodman's office and the leadership of the Conference of Mayors.

Nuclear Waste

The Senate upheld President Clinton's veto last week for the Nuclear Waste Disposal at Yucca Mountain. The Majority Leader, (Trent Lott, R-MS), stated that there could be additional opportunities to vote on this issue during this session. However, according to sources in Congress, due to the tight schedule and necessity to find a budget compromise, it is unlikely there will be an opportunity for this vote. USSC will continue to monitor leadership scheduling activity so that no vote is taken while Members who voted to sustain the Presidential veto may not be present.

HUD Gun Safety Initiative

On May 11, USSC represented the City at the U.S. Department of Housing and Urban Development's conference entitled "Waging Peace in Our Communities: Overcoming Gun Violence." USSC has also been successfully communicating with HUD's Office of Intergovernmental Affairs regarding Councilman Michael Mack's initiative of a private business donating gun safety locks to the community.

Transportation

It is important to emphasize that our success in securing federal funds for transportation projects has been a result of our cooperative work with the Nevada Transportation Taskforce. The Taskforce is comprised of Washington representatives for the Nevada Department of Transportation, the State of Nevada's DC office, the RTC, Clark County, North Las Vegas, Henderson and other interested parties. The purpose

of this Taskforce is two-fold: 1) The State of Nevada is one of the smallest Congressional delegation's, yet the State and the City of Las Vegas are the fastest growing areas in the country, and 2) All transportation dollars go to NDOT, except for transit dollars which go to the RTC and aviation dollars that go to Clark County. The project of most significance to Las Vegas for FY2001 is the widening of I-15 between California and Nevada.

In addition to infrastructure projects of the Taskforce, there is another major issue of import to all federally related transportation projects in Nevada, and that is the issue of air quality compliance. The tremendous growth and construction in Las Vegas, which has spurred a successful economy, has unfortunately also spurred environmental problems. The EPA has determined that the air quality in the Las Vegas valley is not compliant with EPA's standards, and that a strategic plan be designed to address this problem and reduce the amount of toxins in the air. If a satisfactory strategic plan is not submitted to the EPA, it is possible for the EPA to place sanctions on all federally funded construction projects in the Las Vegas area. This could potentially halt all transportation projects that are currently being conducted. At the request of USSC, several meetings have been conducted in Las Vegas with the Taskforce and local planning experts to discuss this issue. USSC will continue to focus on this problem, coordinate with the Taskforce, and alert the City to any new federal developments that would adversely affect transportation projects.

III.

POTENTIAL FUTURE PROJECTS

POTENTIAL FUTURE PROJECTS

We would like to remind you of our profound pride in representing the City of Las Vegas and your constituents in our Nation's Capital. We are also proud that many Council members and the Mayor's staff feel free to contact us directly on issues important to the City. We believe, however, the single most important instrument that could best serve your interests would be a direct line of communication enabling us to address the diverse needs of the City. As in any large entity, ideas and issues are crossed in the effort to best serve the requests of that entity. We strongly recommend a coordinated line of communications between the City and your Federal representative.

Digital Divide

The High-Tech industry is providing many communities with the resources necessary to improve their economic productivity and quality of life. However, not everyone is benefiting from those resources. Currently, there are numerous efforts to assist communities in keeping pace with this ever-changing industry. Programs may be available through the Departments of Housing and Urban Development, Commerce, Labor, Education and Agriculture and deserve further investigation. These programs include such things as funds to purchase high-tech equipment, workforce training and academic development. USSC looks forward to working with the City of Las Vegas so that together we can identify the best opportunities with these various agencies.

Transportation

Even though the Spaghetti Bowl has been the largest transportation project in Nevada, many improvements and adjustments need to be made to compliment the growth of the Las Vegas area. Once again, the communication in Washington between the various parties that have a vested interest in making sure that federal transportation dollars flow into Nevada is crucial as is constant communication with the US Department of Transportation and Members of Congress. Nevada benefited greatly in the bill TEA-21; however, we must all begin to focus on future infrastructure projects in order to be better prepared for the next massive surface transportation bill, expected in a mere three years.

Another program that can be very beneficial to Las Vegas is the Reverse Commute Grants program. Traffic congestion is one of the major transportation problems affecting the Las Vegas community. In FY2001, USSC brought this grant to the attention of the Task Force and to the Nevada Delegation. As a result, NDOT received \$1,500,00. This program encourages economic developments of areas outside the main business districts. In addition, this program encourages telecommuting and home

based employment. Employees are provided with tax incentives to enable employees to work from home.

New Markets Initiative

This comprehensive bill, HR 2848, intends to establish a New Markets Venture Capital program to target venture capital in low-income neighborhoods, as well as a New Markets Tax Credit. One of the measures established in this bill is designed to provide incentives to private companies investing in economically distressed communities. This program, if approved by Congress and the President, can be very beneficial to the City's effort of Downtown Revitalization. The measure sets standards for the licensing of America's Public Investment Companies (APIC) that could receive up to \$1 billion loan guarantees to invest in inner cities through the Department of Housing and Urban Development. This bill, with bi-partisan support, was reported to the Floor of the House of Representatives on April 13th, and is expected to be discussed in May. It should also be noted that this bill is a result of a commitment between President Clinton and Speaker Hastert to spur business development in economically distressed communities.

Small Business Administration

The City of Las Vegas is home to a large number of small businesses. There are several opportunities available through the Small Business Administration that can assist the City in ensuring the success of these businesses. New programs by the SBA, such as the HUB Zones program, assist small businesses located in economically disadvantaged communities. The City's initiative for economic revitalization can be greatly complimented by this and other programs in the SBA.

US Army Corps of Engineers

The Water Resources Development Act of 2000 is expected to expand authority for the US Army Corp of Engineers to assist urban areas with Brownfields redevelopment, assessment, planning, and remediation at non-Department of Defense sites. Both the Clinton Administration and Congress are proposing measures to allow this. However, there is some disagreement on the amount of funding available for this program. This program, if passed, should be receiving somewhere between \$50 million and \$100 million. This measure will be able to assist the City in better planning to avoid situations such as the flood that occurred late last summer.

IV.

PAST ACCOMPLISHMENTS

PAST ACCOMPLISHMENTS

Transportation and Infrastructure

Working on transportation issues for the City of Las Vegas is one of the best examples of how USSC's philosophy of coordination, communication and flexibility can best be illustrated. In order to most effectively achieve our goal of obtaining the most federal funds possible for transportation and infrastructure, we must work collectively to ensure the most amount of federal funds are allocated to Nevada, which is why we work so closely with the Nevada Transportation Taskforce.

USSC has worked very closely with the office of the Public Works Director over the past several years in order to better understand the status of pending projects as well as how best to proceed with NDOT, the RTC and the County. As a result of this coordination in Las Vegas as well as in Washington, we believe we have been very successful.

We have arranged personal meetings not only with then US Secretary of Transportation, Federico Pena, but also the current US Secretary of Transportation, Rodney Slater. Prior to Secretary Slater's appointment as Secretary, he was the head of the Federal Highway Administration, where we also worked very closely with him. As a result of these meetings and long-term relationships, with officials in the US Department of Transportation, we were able, in conjunction with NDOT and the Nevada Delegation, to bring Secretary Slater to Las Vegas on June 1, 1997, for the groundbreaking ceremony of the "Spaghetti Bowl" where he saw first hand the transportation needs of the fastest growing city in the country. **We ensured Las Vegas' voice was heard.**

The following are several transportation items that have been accomplished for the Las Vegas area as a result of the coordinated efforts by USSC, the Nevada Congressional Delegation, NDOT, Clark County and the RTC.

FY '95 Appropriations

Items that received attention in FY'95 included those authorized under an earlier bill-ISTEA. Projects from that multi-year legislation provided:

- | | |
|--------------------------------------|-----------------|
| • Spaghetti Bowl Reconstruction | \$45,000,000.00 |
| • Barstow Interchange Reconstruction | \$59,200,000.00 |
| • Spring Mountain Interchange | \$2,475,000.00 |
| • Buses and Bus Facilities | \$6,000,000.00 |
| • I-15 widening
Barstow, CA | \$1,667,000.00 |

FY '96 Appropriations

The following projects received funding through the appropriations process (in addition to those authorized under an ISTEA.

- | | |
|---|-----------------|
| • Bus and Bus Facilities | \$17,000,000.00 |
| • I-15 reconstruction projects
Las Vegas, NV | \$10,000,000.00 |

FY '97 Appropriations

The following projects received funding through the appropriations process in FY'97 (in addition to those authorized under an ISTEA.)

- | | |
|--|-----------------|
| • Buses and Bus Facilities | \$3,300,000.00 |
| • I-15 reconstruction projects
(additional discretionary money
from DOT as a result of Secretary
Slater's visit on June 1, 1997.) | \$10,000,000.00 |

FY '98 Appropriations

In FY98, new program authorizing legislation was enacted. Under the bill, TEA-21, funding was provided for several projects in the multi-year legislation:

- I-15 Interchange reconstruction \$5,000,000
Sahara Avenue and Rancho Road
- I-15 widening \$6,000,000
San Bernardino County, CA
- I-15 widening \$1,875,000
California State Line to Las Vegas

The following received funding through the appropriations process in FY98:

- Fixed Guideway Project \$5,000,000.
under the FTA New Starts Program
- Buses and Bus Facilities \$1,500,000.
Las Vegas and Clark County

FY '99 Appropriations

FY'99: The projects received funding through the appropriations process in FY'99 (in addition to those authorized under TEA-21):

- Intelligent Transportation Systems \$575,000
Traffic Signals
- Buses and Bus Facilities \$2,615,000
Las Vegas and Clark County
- Fixed Guideway Project \$4,000,000
FTA New Starts Program
- Transit Planning and Research \$1,000,000
Las Vegas (air quality analysis)

FY '00 Appropriations

FY'2000: These projects received funding through the appropriations process in FY00 (in addition to those authorized under TEA-21).

- Intelligent Transportation Systems \$2,800,000
Traffic Signals

- Buses and Bus Facilities \$2,500,000
Las Vegas and Clark County
- Fixed Guideway Project \$3,500,000
FTA New Starts Program
- Job Access & Reverse Commute Grants \$1,500,000

Federal Grants and Entitlements

Our nation is enjoying a period of economic prosperity unseen in a generation. Our nation's cities, in fact, are fiscally healthier than they have been in a decade with many downtowns enjoying a certain renaissance, a steady drop in crime and unemployment rates, with a majority of city dwellers owning their own homes for the first time in history. But, the sustainability of a City budget surplus is unknown, and an infusion of Federal grants and tax incentives are increasingly important.

As elected leaders in Las Vegas, you know the importance of entitlement programs for your citizens. Because USSC has been involved with these issues for over twenty years, we have relationships and a history with some of the people who not only started these programs, but are still key to the success of these programs, deciding on federal competitive grants to cities.

All of us involved with community development had come to take these "entitlements" for granted until the Balanced Budget Act of 1998. At that point, all programs once considered "sacred cows" were on the chopping block. With the millennium we now have balanced budgets with nothing sacred. In last year's budget debate, as several of you will recall, many city entitlement programs were threatened to be cut drastically (FYI: If the cuts had happened for FY2000, Las Vegas would have lost a total of \$1,544,000 from HUD alone). Fortunately, because the U.S. Conference of Mayors, National Governor's Association, the National Association of Counties, and the National League of Cities mounted massive "grassroots" campaigns, several entitlement programs were not cut in the last session of Congress. However, as stated before, nothing can be taken for granted in today's time of "caps" on the federal agencies, not this year, and not ever again.

Following is a review of federal entitlements and grant programs that have a direct impact on the City of Las Vegas, which USSC works daily to maintain and increase.

Community Development Block Grants (CDBG)

CDBG is perhaps the best-known HUD program in existence. This program provides eligible metropolitan cities and urban counties with annual direct grants communities can use to revitalize neighborhoods, expand affordable housing and economic opportunities, and/or improve community facilities and services that benefit low and moderate-income people. Since FY96, the City of Las Vegas has received \$19,977,000.

Housing Opportunities for Persons with AIDS (HOPWA)

Another HUD program that is crucial to the City of Las Vegas is the Housing Opportunities for Persons with AIDS. Since FY96, \$3,659,000 has been received by the City of Las Vegas.

Emergency Shelter Grants (ESG)

Also from HUD, the City has received \$642,000 for Emergency Shelter Grants since FY96 for this program.

Brownfields Redevelopment Initiative (BRI)

The Brownfield Redevelopment Initiative provides funds and loan guarantees to clean up and redevelop environmentally contaminated industrial and commercial sites, commonly known as "Brownfields." To attract private financing for Brownfield cleanup and redevelopment, BRI provides important "start-up funds." The City of Las Vegas received approximately \$700,000 for the successful clean-up of the Armory.

M*A*S*H

USSC was asked by the City of Las Vegas to promote M*A*S*H (Mobilized Assistance and Shelter for the Homeless) in Washington and to let the Administration know that with rapid growth come other urban problems. USSC brought this project to the attention of the President's Domestic Policy Advisor, as well as then Secretary of HUD, Federico Pena, and to Andrew Cuomo, who at that time was the Assistant Secretary for Community Planning and Development. USSC also worked very closely with the Nevada Delegation and other top HUD and White House officials. Ultimately, we were successful in securing a grant for \$3 million from HUD and an official visit to the program by Andrew Cuomo on August 23, 1994.

Las Vegas Enterprise Community

USSC worked in close coordination with the Nevada Congressional Delegation, the D.C. office for the State of Nevada, Clark County and the City of Las Vegas' Department of Economic and Urban Development, to develop a proposal for an enterprise community in Las Vegas. USSC staff met with officials from the U.S. Department of Housing and Urban Development as well as other Administration

officials, to advance this endeavor. In December 1994, HUD announced the acceptance of the Las Vegas/Clark County enterprise community application.

Economic Development Administration (EDA)

EDA is part of the Department of Commerce. Their mission is to partner with state and local governments in order to generate jobs and stimulate industrial and commercial growth in economically distressed areas. The Las Vegas Business Center, which houses the Las Vegas Business Incubator Center program, was financed with \$492,008 from the EDA, as well as \$1,313,913 from HUD's CDBG funds, (NOTE :Other grants for the Center were from non-governmental sources.)

Weed and Seed Initiative

The Weed and Seed Initiative is an innovative and comprehensive, grassroots, multi-agency competitive grant program that was created by the Department of Justice. This program is specifically designed to reduce violent crime, illicit drug usage, and gang activity in targeted neighborhoods, while providing positive human and social resources in targeted communities; thus, "weed, and then, seed." In 1994, USSC, in coordination with key staff from the City of Las Vegas, worked together in highlighting this program and bringing it to the personal attention of the U.S. Attorney General, Janet Reno. Since 1994, over two million dollars has been received from the Department of Justice, with a request for another \$250,000 for FY2000.

Summary

These examples show the importance of entitlements and grants for the City of Las Vegas. They also show the importance of communication between the City's staff and the people you work with in Washington, DC, such as your Senators, your Congressmen, the US Conference of Mayors, the National League of Cities, and your Washington representative. Because USSC has maintained communication and coordination with the above, we have all been able to bring your successes with these programs directly to the key decision makers in Washington...thus, "ENSURING THAT LAS VEGAS' VOICE IS HEARD."

V.

US STRATEGIES CORPORATION

U.S. Strategies Corporation (USSC)

U.S. Strategies Corporation is a national strategic planning and government relations firm that integrates public policy issues and business development planning at the federal, state and local levels. With offices in Alexandria, Virginia and West Palm Beach, Florida, USSC provides services to a wide range of entities, including corporations, municipalities and non-profit organizations. The firm's approach is proactive, emphasizing the early identification of opportunities and challenges and the quick execution of strategies designed to achieve desired results.

USSC's staff becomes part of the management team for each of its clients. We work with the senior executives of our client companies to plan and execute the timely and effective delivery of their messages in Washington and throughout the country. At U.S. Strategies, every member of the staff is available at any time to assist all clients. This type of attention is unique in a firm of our size and national scope. It allows for a rapid response to issues through the development of clear and focused strategies.

USSC's unique mix of services gives our clients a competitive edge. We give your priorities the time and attention needed to achieve success in public policy, government relations and business development. We maintain a strong political presence to assure our clients of an independent voice on important issues. U.S. Strategies takes pride in our representation of growth companies, progressive municipalities and vanguard non-profits.

Services

Strategic Planning and Development

USSC uses its national political and business network to help our clients expand strategically. Our staff continuously explores new business opportunities. We seek out and facilitate joint ventures and strategic alliances for our clients, and secure investment capital when needed. Our daily policy analysis also helps us to identify new business opportunities. Each project on which we work helps position our clients to take advantage of these opportunities and brings them closer to the role of leaders in their industries.

Federal Representation

For companies operating in highly regulated fields, working successfully with the Federal Government is a difficult, but critical challenge. A company accustomed to quick action on important issues can find itself confounded by the byzantine structure of government bureaucracy. Yet, the consequences of a failure of communication can lead to the long-term loss of legislative and regulatory input. These lost opportunities can turn into gained benefits for competitors.

Effective communications and access to key congressional members, staff, committees and subcommittees is essential to the successful representation of a client's agenda. Strong relationships with members of all the major committees and subcommittees in Congress, as well as prominent officials in the Administration. Most USSC personnel have worked within varying branches of government. Our experience and familiarity with the language and culture of government enable us to effectively translate private sector priorities into public sector policies.

State Representation

Public policy is generated from different sections and tiers of government. This is especially evident at the state level where each government entity is demographically, politically and financially diverse. USSC effectively manages issue campaigns at the state level through our expansive network of relationships with legislators and other decision makers across the country.

Public Policy Analysis

It is important to understand the process of policy making. Who created it and why? Which politicians will support legislation or regulation? Which groups are for or against a policy? What is the impact of the policy? Where are the opportunities and risks for clients? To design strategies, it is necessary to understand the history of pending legislation and regulations. USSC provides its clients with comprehensive government monitoring and analysis.

We maintain an extensive array of research and informational resources, which augment the diverse academic and professional qualifications of our staff. We provide up to the minute research and monitoring services, as well as in-depth analysis of how new or proposed policies will affect you. These services are integral to our ability to provide our clients with a proactive agenda.

Grassroots Public Awareness

Grassroots organizing maximizes a group's communications with local, state and federal politicians by enlisting citizens and community opinion leaders as advocates on an issue. Through our grassroots component, USSC conducts campaigns to raise public awareness about the community impact of issues that will affect its clients, motivating constituent groups to contact and lobby policy makers on behalf of our clients.

Coalition Building

Most broad public policy issues have natural constituents. It is often beneficial to unite these groups in order to maximize impact on an issue. USSC is experienced in building coalitions to advance our clients' interests. We work regularly with those who influence public policy, including corporations, national associations, interest groups, think tanks, opinion leaders and other lobbying firms.

STAFF QUALIFICATIONS

Eric R. Hanson
Chairman and Chief Executive Officer

Eric Hanson has extensive political and business background with emphasis in the health, energy and urban development fields. Mr. Hanson is active in political affairs at the national, state and local levels with years of experience forming public/private partnerships on various issues and working with the federal government to advance the concerns of our clients.

As an entrepreneur, Mr. Hanson founded and operated an alternate energy corporation in Alabama and formed a joint venture with the U.S. Conference of Mayors to develop and market public and private partnerships to assist cities with their energy problems. In this endeavor, he worked with large-city mayors and city councils across the country. Through his advocacy efforts on energy-related issues, Mr. Hanson has maintained close relationships with key members of Congress and Administration officials, as well as federal legislators and regulators with jurisdiction over appropriations.

Currently, Mr. Hanson serves on the Board of Directors and advisory boards of several health care concerns. He is also on the Board of Directors of the National Organization on Fetal Alcohol Syndrome (NOFAS), the only national organization dedicated to addressing the prevention and treatment of Fetal Alcohol Syndrome. Last year Mr. Hanson retired as Chairman of the organization after serving in that capacity for several years. He was recently awarded the NOFAS Service Award, honored along with Senators Ted Kennedy and Arlen Specter, as well as Governor Christine Todd Whitman, Representative Jim Moran and ABC News' Sam Donaldson.

Mr. Hanson is active in both Republican and Democratic political organizations. He served as National Finance Chair for Senator Bob Kerrey (D-NE) during his 1994 campaign. He was National Finance Chair of the Democratic Governors Association, and continues to participate in both the Democratic Governors Association and the Republican Governors Association. He is a member of the Majority Trust of the Democratic Senatorial Campaign Committee. Mr. Hanson is one of the founding members of the New Republican Majority, the leadership committee chaired by Senate Majority Leader Trent Lott (R-MS) and is a founding member of Senate Minority Leader Tom Daschle's leadership committee, Dedicated Americans for the Senate and House.

**Nance Guenther Peterson
Senior Vice President**

Nance Peterson has expertise in economic development, public/private alliances and Congressional and state legislative relations. Prior to joining USSC, Ms. Peterson spent 14 years as Director of Governmental Affairs for The Chamber/New Orleans and the River Region, a seven-parish regional chamber of commerce in southeastern Louisiana. In that capacity she developed and coordinated legislative policy and represented the business community's interests before the Louisiana Legislature and the Louisiana Congressional Delegation. She also administered the Chamber's political action committee and coordinated its fundraising activities. In concert with The Chamber's legislative priorities, Ms. Peterson coordinated legislative activity for the MetroVision Partnership, a public/private economic development partnership between local government leaders and the business sector in a nine-parish region.

Ms. Peterson has provided consulting services to International Paper Company on tax issues, and worked as a legislative aide to Florida State Senator James A. Scott. She earned her M.S. degree from Florida State University and a B.A. from Florida Atlantic University.

**Heidi Hanson
Senior Vice President, Public Affairs**

Heidi Hanson has a varied background in program and crisis management, communications, government and social services. She began her career as a psychiatric social worker with the University of Alabama Medical Center and was appointed to the Board of the Jefferson County Department of Pensions and Securities. She was an Adjunct Professor of Social Work with the University of Alabama and as an Associate Professor in Social Work with the University of Alabama Medical Center's Department of Pediatrics.

Ms. Hanson served in the Carter Administration from 1977 to 1980 as Special Assistant to the Secretary of Health and Human Services, as well as Special Assistant to the Assistant Secretary for Human Rights at the State Department. While in government, she received commendations from President Carter, Secretary of State Cyrus Vance and Secretary of Health and Human Services Patricia Roberts Harris. Subsequently, Ms. Hanson was an independent consultant whose client base included CBS, Warner Brothers Studios and several non-profit organizations, where she coordinated grassroots campaigns, directed Congressional efforts, producing television events and developed local and national media campaigns. Heidi Hanson received her BS from Goucher College in Baltimore, and a Masters in Social Work from Washington University in St. Louis.

Steve Carey
Vice President, Legislative Affairs

Steve Carey brings to USSC a strong command of the federal appropriations process as well as grassroots and political experience. He served as Legislative Director for two members of the House Appropriations Committee: Representative Harold Rogers, Chair of the Commerce, Justice, State and Judiciary Subcommittee; and Representative Jay Dickey. He also served as a Legislative Assistant to Representative Carl Pursell, Ranking Member of the House Appropriations Subcommittee on Labor, Heath, and Human Services. More recently, Steve Carey was Legislative Director for US Senator Tim Hutchinson, Chair of the Senate Armed Services Subcommittee on Personnel, and member of the Senate Health, Education, Labor, and Pensions Committee. Legislative and regulatory experience included appropriations, transportation and infrastructure, defense, general acquisition, and other issues. Mr. Carey also served as Policy Analyst for the Institute of Electrical and Electronics Engineers, with a focus on defense, aerospace and energy.

Steve has played key roles in political campaigns in Michigan, Indiana, Kentucky, Virginia, and Arkansas. He served four years in the U. S. Marine Corps as Non-Commissioned Officer in Charge of the Classified Material Control Center, Kaneohe Bay, HI. Steve received his B.A in Political Science from the University of Michigan - Ann Arbor

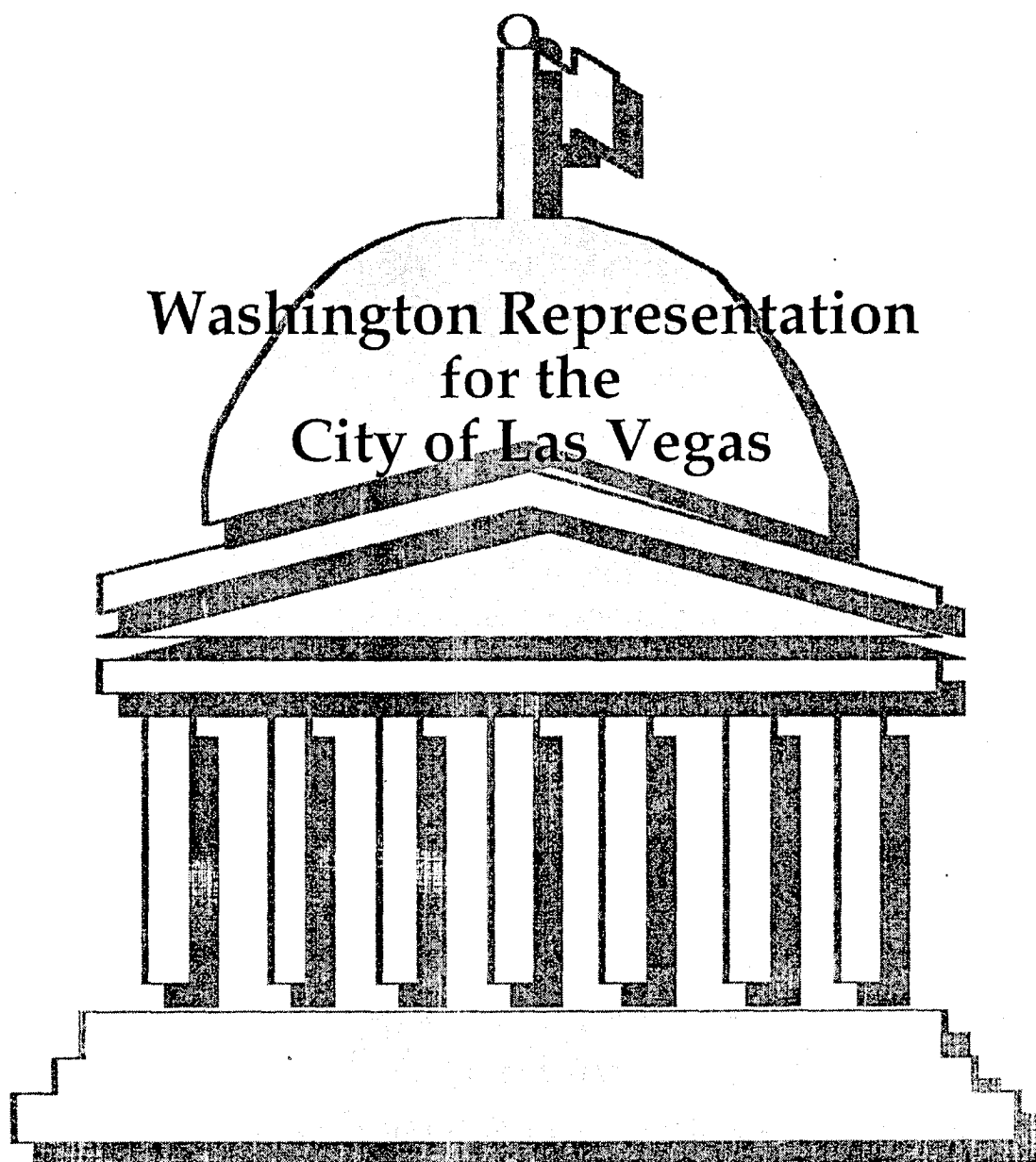
Brad Traverse
Vice President, Federal Relations

Brad Traverse has a wealth of experience in both the public and private sector. His fifteen years in federal government relations began as a legislative aide to former US Senator Barry Goldwater. He then spent four years with US Senator Nancy Kassebaum as a Legislative Assistant with responsibility over appropriations, health care, education, judiciary and housing issues. He then served as Government Relations Director for John Deere Company, governing such issues as health care, banking, insurance, transportation, appropriations, environment, energy, labor, trade and tax. He also served as Director of Government Relations for a Minneapolis-based law firm, where his clients included West Publishing Co. and the five largest Minnesota counties.

From 1983-85, Mr. Traverse was a high school English teacher in Arizona. He has been listed in "Who's Who in Government Service," was a volunteer for Bob Dole's Presidential campaigns of 1988 and 1996, and sits on the board of several non-profit organizations. He received his B.A. in English Education at the University of Arizona.

Andres Ramirez
Legislative Affairs Specialist

Andres Ramirez has an extensive political and legislative background. He has held several positions of responsibility that have enabled him to gain expertise in legislative affairs, including working at the city, state and federal levels of government. He began his government career as a member of the Multi-Jurisdictional Committee in the City of Las Vegas, then moved to Washington, DC and served as an aide to U.S. Senator Harry Reid. Mr. Ramirez later accepted a position as Information Manager to Governor Robert Miller in the State of Nevada, Washington, DC Office, and was soon promoted to Deputy Director. He has worked on several local, state, and national political campaigns, with expertise in "Get Out The Vote" strategies and Field Operations. Mr. Ramirez has been very active in the Latino Community as well, and serves as an advisor to several national and local Latino organizations and elected officials.



Submitted
by
Alcalde & Fay
2111 Wilson Boulevard, Suite 850
Arlington, Virginia 22201
703-841-0626

May 11, 2000

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Qualifications

Alcalde & Fay, a government and public affairs firm, was founded in 1974 by the Chairman & Chief Executive Officer, Hector Alcalde. Kevin Fay is the President and Nancy Prowitt serves as the firm's Secretary and Treasurer. Alcalde & Fay is a corporation chartered in the State of Virginia.

In the 26 years since its establishment, the firm has grown in personnel to nearly 70. We are currently privileged to represent 37 public sector clients. Our offices are located a short distance from the nation's Capital, in the Washington, D.C. area at 2111 Wilson Boulevard, Eighth Floor, Arlington, Virginia.

The partners of Alcalde & Fay include three former Members of Congress, senior staff from Capitol Hill, and three presidential appointees. Also included among the partners and associates are those with backgrounds in public relations, journalism, marketing and law. Alcalde & Fay's partners and personnel are drawn from both political parties and have close working relations with key legislators and staff on both sides of the aisle. The firm is well acquainted with key committee Chairmen and Ranking Members.

Alcalde & Fay has built a well-recognized reputation for effective public policy representation on behalf of numerous state and local governments, as well as a myriad of corporations including those in the transportation, communications, home-building, health care, energy and defense industries.

The firm's experience includes representation of local governments that range from the very large to those which are considerably smaller. As a consequence, client staff size varies greatly, as do their needs at different times. We are privileged to currently provide services to over 70 clients, approximately half of which are public clients. On their behalf, we work diligently to affect broad national policy and to secure federal contracts, grants and legislative appropriations.

The best documentation of our effectiveness is the long-term relationships we maintain with our clients. We are proud that we continue to represent the first three clients that retained our services 26 years ago: the Tampa Port Authority, Tampa Electric Company (TECO), and the Jim Walter Corporation.

Based upon Alcalde & Fay's experience and its track record of accomplishments, we have been successful in recommending innovative strategies to assure the achievement of our clients' federal initiatives. Our

firm combines past experience, knowledge of the federal legislative and administrative process, and reputation among legislators and staff, with hard work, creativity and professionalism to achieve results.

Through changing circumstances, so many of our clients have discovered one invariable characteristic: Alcalde & Fay is a productive, cost-effective adjunct to any organization that can benefit from a Washington interface.

Proposed Client Team

To ensure effective representation on behalf of our clients, we have found it useful to take a team approach. As with any good organization, our greatest strength, and your best assurance of our successful service on behalf of the City of Las Vegas, resides in the team that we would assemble to represent your interests in Washington. Client teams are comprised of individuals selected from among the firm's partners and associates to complement each other's experience and expertise in various issue areas of significance to the particular entity. The current client team for the City of Las Vegas is *Hector Alcalde, Richard Alcalde, Jim Bilbray, Skip Bafalis, Tom Letizia, Paul Schlesinger, Rodney Coleman and Christopher Turner.*

Although different members of the client team may take the lead on various projects, each of the team members would be knowledgeable about the City's issues. The objectives of the City would be paired with the skills and experience of the firm's partners and associates to maximize the likelihood of success in implementing your federal legislative agenda. Through our representation, you will have the assurance that the "main contact" for the client team will always provide timely and appropriate attention to the goals of the City. In addition, a client team member familiar with your municipal issues and our activities on your behalf will always be available.

The following are the resumes of the Proposed Client Team for the City of Las Vegas. The resumes provide a description of their qualifications, credentials and relevant experience. Each of these individuals has substantial experience with local governments.

Hector Alcalde

Hector Alcalde, Chairman and Chief Executive Officer, has more than 35 years of experience in the legislative process in Washington, DC. Recognized as one of the leading practitioners in the demanding world of government representation, his experience and achievements on behalf of clients cover a broad range of issues and policies.

A native of Florida, he came to Washington in the early 1960's as chief of staff to former Congressman Sam Gibbons, who later served as Chairman of the House Ways and Means Committee. He served in that capacity for twelve years.

He founded the firm in 1974. In the past quarter of a century, he has represented and been a consultant to numerous national and international corporations and organizations. In addition, he has an extensive success record in working with public bodies at both state and local levels.

Listed in Who's Who in American Politics, Mr. Alcalde is a familiar face on Capitol Hill. He presently serves on the Board of one public company, Precision Systems, Inc., and has served on the Board of Silver King Communications. As part of his on-going interest in education, he has also served as a Member of the Board of Trustees of the University of Tampa, as Rector and Board Member of George Mason University and trustee of the Fairfax County Public Schools Education Foundation. He is a member of the Arlington Chamber of Commerce.

An active fundraiser for public causes, he has served on the Boards of numerous charitable organizations in the Washington metropolitan area. He is a well known horse breeder in Virginia, and has served on numerous equine-related organizations and boards including the Washington International Horse Show Board.

He holds a Bachelor's degree in Government from the University of Tampa, and Master's degree in Education and Administration from Peabody College at Vanderbilt.

Richard Alcalde

Richard Alcalde, Partner, has over fifteen years experience in issue management, government, public and legal affairs. He joined the firm in 1992 and has worked with a diverse cross-section of the firm's clients. He has led several Las Vegas based client teams including the Howard Hughes Corporation, the City of North Las Vegas and the American Gear Reduction Corporation. He has frequently travelled to Las Vegas on client matters over the last eight years and has become familiar with the community's dynamics.

His activities have included work on transportation, natural resources, energy, environment, housing, economic development, infrastructure, labor, public lands and tax issues as they relate to the firm's public and corporate clients. He has also worked with several of the associations and coalitions which the firm manages. These efforts include grassroots activity and issue advocacy at the local, state and national levels.

As a consultant to several national charities, including the Miami Heat Academy, he has secured funding and developed partnerships with federally supported programs. His work on behalf of charitable organizations has often led to funding opportunities which have been beneficial to public clients represented by the firm.

He has played a key role in coordinating fundraising events sponsored by the firm for senior members of Congress. In addition to Washington, D.C., these events have been hosted in cities throughout the country, often furthering relationships with high-level community leaders.

Before joining Alcalde & Fay, he spent four years in the government affairs division of the American Insurance Association, the nation's largest insurance association with some 240 members. He was also involved in the establishment and operation of several business coalitions developed to advocate important business policies at the state and national levels.

Prior to his service with AIA, he spent three years with a major Washington law firm where he dealt with regulatory and legislative matters. He was involved in contract negotiations and business management issues on behalf of the firm's clients in sports and entertainment.

He is a member of the Pennsylvania and District of Columbia bars. He holds a B.S. degree in Government and History from Florida State University and a J.D. from the South Texas College of Law of Texas A&M University in Houston.

James H. Bilbray

James H. Bilbray, Partner, was a four term Democratic Congressman, representing the First District of Nevada from 1986 to 1994.

A native of Nevada, he served in a number of local and regional positions prior to his Congressional service, including the University of Nevada Board of Regents, the Department of Education as Commissioner and the Nevada State Senate. He has also served on the U.S. Air Force Academy Board of Visitors and is currently on the Board of Visitors for the U.S. Military Academy.

In Congress, he was Ranking Member of the International Trade Subcommittee, a member of the Procurement, Research and Development and Military Construction Subcommittees, and served as Chairman of the Procurement, Taxation and Tourism Subcommittee. He was also a member of the North Atlantic Assembly, the political arm of NATO, for seven years.

This lengthy experience in government enables him to bring a knowledge of the Congress and personal contacts that are extremely effective in serving the interests of clients. He has particular expertise on issues involving small business, local governmental and regional agencies, government procurement, military issues, international finance, education and foreign affairs. He has recently been a member of the Advisory Committee of the Export-Import Bank of the US.

He holds a Bachelor of Arts Degree in Government and Public Administration from American University and a JD from the Washington College of Law at American University.

L.A. "Skip" Bafalis

L.A. "Skip" Bafalis, a Senior Partner, is a former five-term Republican Congressman from Florida and a former nominee for Governor of Florida. He has extensive experience in trade, taxes, finance, business and regulatory policy in both the public and private sectors.

While representing his Florida district in Congress from 1973-1983, he was a member of the Ways and Means Committee, an active member of the Trade Subcommittee and the Ranking Member of the Public Assistance and Unemployment Compensation Subcommittee. He became known in Congress for his expertise in trade and tax matters, and authored and managed passage of wide-ranging estate and gift tax legislation.

After he left Congress, he was associated with the law firm of Shapo, Freeman and Freedman and later was an executive vice president of a Washington government affairs firm. Since entering the private sector, he has participated in numerous business ventures and his detailed knowledge of the interaction between government and business is based on direct experience in both areas. He has been an investment banker and a real estate developer and is active in numerous civic organizations.

A native of Massachusetts, he holds a Bachelor's degree from St. Anselm's College in Manchester, New Hampshire, which has honored him with its Alumni Award of Merit for his contributions to the college and to the nation. He served in the U.S. Army during the Korean War with the rank of Captain.

Tom Letizia

Tom Letizia, Consultant, started his career in the field of broadcasting in 1970. He started working as a disc jockey, moved to newscaster and then to play by play announcer at a 50,000-watt radio station in Anchorage, Alaska. In

1971 Tom moved to Las Vegas to further his radio career before shifting to the TV side of the broadcasting industry as an advertising consultant, TV host and creative advisor.

At the age of 24, Letizia opened his advertising and public relations business that still exists today - one of the oldest and most reputable advertising and PR companies in Las Vegas. The Letizia Companies represent some of the most successful businesses in the Las Vegas area. His firm specializes in political consulting, PR and full service advertising.

Letizia's primary focus is public relations, image development and crises management. Letizia's 30 years of experience in working in the media has enabled him to become one of the most respected advisors in the area. Letizia loves a challenge and has gained a reputation for getting results.

Paul Schlesinger

Paul Schlesinger, one of the firm's Senior Partners, will represent the City before the Transportation and Public Works Committees of Congress. He is an experienced specialist on transportation and public works issues and served as a Committee Staff Director, a Subcommittee staff member and Legislative Assistant and Legislative Director for a senior Member of Congress. He applies the knowledge he has gained on the needs, pressures and dynamics of the Congressional process in the course of this service to the legislative interests of clients.

During his service in Congress, he worked on several major pieces of legislation, including the landmark 1982 law that increased the Federal gasoline tax to support infrastructure funding. He has also worked on legislation affecting highways, public transit, flood control, harbor development, navigation improvements, superfund, wetlands, coastal pollution, regulation of the trucking, aviation and pipe line industries and Federal buildings and grounds. The Committee, with which he served, now has jurisdiction over railroad and maritime issues as well.

Paul joined the firm in 1991 and has worked primarily on behalf of numerous clients with issues in his areas of specialty. He received a Bachelor's degree in Government and Politics from the University of Maryland and continued his studies in the university's graduate program in Public Policy Analysis and Public Administration.

Rodney A. Coleman

Rodney A. Coleman, Partner, has held senior level leadership positions in business, government and the military. He brings to the firm

over 35 years of combined experience and offers clients his expertise and contacts in many areas including government relations, municipal governance, environmental affairs and communications.

Mr. Coleman has extensive municipal and government experience having served as the Executive Assistant to the Chairman of the District of Columbia City Council and as Executive Director of municipal government affairs for General Motors for fourteen years where he coordinated activities with local governments across the nation relative to the largest plant closing activity in the company's history. More than 30 GM plant facilities were closed throughout the country during their plant rationalization process.

From 1994 to 1998 Mr. Coleman served as the Assistant Secretary of the Air Force for Manpower Reserve Affairs, Installation and Environment. He was the principal political appointee responsible for the base closure activities of the Air Force, overseeing the activities associated with the closure of over 30 Air Force installations pursuant to BRAC.

He is a much decorated Vietnam veteran having served in the U.S. Air Force for ten years and retiring as a Captain. He has a degree in architecture from Howard University and has done post-graduate work at the University of Michigan Graduate School of Business.

Christopher L. Turner

Christopher Turner, Associate, represents six of Alcalde & Fay's largest municipal clients on a wide spectrum of issues including transportation, economic development, natural resources, land management, energy and criminal justice. In this role, he has worked closely with a number of administrative agencies including the Department of Justice, the Department of Transportation, Department of Energy, the Federal Aviation Administration and the Department of Housing and Urban Development.

Prior to joining Alcalde & Fay, Turner worked for Steptoe & Johnson, LLP, one of the District of Columbia's largest and most well respected law firms. A member of the transportation practice group, he served the firm's foreign air carriers as well as several airport interests. He was also a representative for the firm before the United States Congress on behalf of the International Airline Coalition on the Rule of Law, a coalition of the world's largest foreign airlines.

Turner holds a Bachelor's degree in Government from Georgetown University, where he served as Student Body President. He has done graduate work at the University of Colorado School of Law.

2

Approach to Success

Identifying Opportunities and Pursuing Legislative Appropriations

Alcalde & Fay has had a presence in the Las Vegas community for over fifteen years. This began when we worked with City of Las Vegas officials on a pro bono basis in 1985 to try to convince the U.S. Department of Transportation to fund a feasibility study for a high speed train between Las Vegas and Southern California. Our efforts succeeded in that matter.

After the City hired the firm in 1987, we quickly achieved success securing funding for the proposed Sahara Avenue interchange at I-15. The firm's work then expanded into the fight to keep nuclear waste out of Nevada.

Alcalde & Fay's significant client base in the Las Vegas valley has provided great insight into the unique dynamics of the community. These years of experience uniquely qualify the firm to serve the special needs of the City as it continues its unparalleled growth.

Alcalde & Fay is uniquely experienced to provide a full spectrum of federal governmental relations services for the City of Las Vegas. As we are in the middle of the cycle for this Congressional year, and would have to modify our approach accordingly, we generally like to forward a time-tested strategy.

We recommend the establishment a federal legislative agenda which would be presented to the Las Vegas Congressional Delegation. We would perform a timely reconnaissance of the issues to establish the following:

- ◆ a candid appraisal of the potential for success for each specific objective;
- ◆ the best means for accomplishing your goals and objectives; and
- ◆ any challenges we might encounter in seeking federal funding for your projects.

This appraisal will enable us, in cooperation with the City, to prioritize projects for the City's federal legislative program. Further, we would strategize the potential availability of federal funding for each of your designated projects and prioritize them accordingly.

Once the City's federal legislative program is finalized, City officials and members of your client team will personally present the federal agenda to your Congressional Delegation. Our current representation of the City and other Nevada entities has allowed us to develop close working relationships with the Nevada Delegation.

After determining potential federal funding opportunities to support the City's objectives, we will work with the Delegation to prepare draft letters to the pertinent appropriations subcommittees. Following this effort, we will schedule meetings with the subcommittee Chairmen and Ranking Members, or alternatively, meet with senior staff.

Traditionally, Congress approves 13 appropriations bills which provide discretionary spending allocations for most federal programs. Many of these bills allow opportunities for earmarking funds directly to localities for specific purposes. At Alcalde & Fay, we have utilized these bills as vehicles for accomplishing the goals of many of our clients. As a result, we are familiar with those senior Congressional Members and staff who can best assist with meeting these objectives.

Occasionally, we advise public entities to testify before the Appropriations Committee to explain the necessity of their project. We will work with you to draft the required testimony. More importantly, we will be in continuous contact with pertinent committee staff to ascertain how to best present the proposal and effectively meet their expectations and policy objectives. We will also be available to answer any questions and address any concerns that you or the committee staff may have throughout the process.

Alcalde & Fay is accustomed to representing our clients in meetings with Members of Congress, agency officials and senior staff. Ideally, it is important for Las Vegas officials to participate in these meetings, however, we are well prepared to independently meet with the City's Delegation, as well as with non-Nevadan Members of Congress and officials in the Executive Branch. Prior to the meeting, we would prepare a one-page fact sheet with highlights of the issue and articulate the City's position in a brief, succinct manner.

In addition to the appropriations cycle, specific policies or projects can be secured through authorizing legislation. All federal programs must be authorized by Congress, and reauthorization bills are generally offered every two to six years. The process for securing legislative language is similar to the appropriations process. The primary distinction is that authorization bills provide the additional opportunity to shape and change federal policy. For example, when local governments discover their needs do not fit federal

eligibility requirements and/or its priorities, the authorization process allows an opportunity to modify the law to satisfy a community's needs.

Identifying and Pursuing Federal Grants and Other Federal Agency Initiatives

The varied nature of our practice and the diverse backgrounds of our professional staff allow Alcalde & Fay to maintain strong contacts with political appointees and senior career staff throughout the federal government. We enjoy excellent relationships with the intergovernmental and policy staffs at federal agencies that are significant to local governments. In addition, our firm closely monitors the policy initiatives of these federal agencies on a regular basis to identify issues and opportunities for the City of Las Vegas.

Concurrent with our efforts to secure line item legislative appropriations, we monitor federal grant opportunities in each of the federal departments. Independent of the congressional earmarking process, we will assist you in identifying grant opportunities and securing funding through these grants. We will research programs at various agencies to determine whether specific programs exist to meet a local need, and then work to develop Congressional support for the application to participate in the designated programs.

We will routinely notify Las Vegas of federal grant opportunities, with special attention given to the Department of Transportation, the Department of Housing and Urban Development and the Department of Commerce. We recommend that the City expand upon the number of grant applications submitted to federal departments and engage in an extensive program of visitations with key departmental officials.

Formulating Public Policy

Our public clients will generally be interested in securing specific funding earmarks, however, we also know how important it is to understand the impact of pending federal legislation. Associations such as the National League of Cities and the U.S. Conference of Mayors can be of great assistance in dealing with these issues, however, because of their size, they cannot always be responsive to the individual needs of each of their members.

Although we maintain good working relationships with these national associations, we strive first and foremost to meet the unique goals and objectives of each of our public clients. In the first session of this Congress alone, we worked to secure important policy provisions in the telecommunications, tax, Medicare and utility deregulation bills, and the

reauthorization bills for the Federal Aviation Administration and the Water Resources Development Act.

If chosen to continue representing the City, we would monitor pertinent pieces of legislation and inform the City of significant legislative developments as they occur. We are prepared to promote or impede passage of any legislation of particular interest to the City and work to affect the final bill to assure maximum benefit to the City of Las Vegas.

We would also recommend that the City actively participate in the debate surrounding major reform initiatives. All new legislative policy initiatives generally proceed through the same process as appropriations measures: hearings, followed by committee markups, conference committee negotiations and final floor action. If the City wishes to engage in these policy initiatives, we are prepared to represent the City's interests at each stage of this process.

Congressional Relationships

Recognized as a bipartisan firm, the partners and personnel of Alcalde & Fay are drawn from both political parties and have among them close working relations with key legislators and staff on both sides of the aisle. These relationships extend to the ranks of political appointees and senior career staff in the federal agencies.

In addition to the rapport we have with the City's Congressional Delegation, it is critical that your lobbyist has solid working relationships with key Chairmen, Ranking Members, and senior staff. At Alcalde & Fay, that is our strength and a key component to our success.

For over two decades, we have worked with key leadership and senior staff of many of the congressional committees. These long-standing relationships based on professionalism and mutual respect, enable us to "stay ahead" of developments which might be a priority to our clients. Additionally, they allow us an opportunity to provide input while legislative initiatives are in their earliest evolutionary stages. Because the broad range of activities Congressional staff must monitor often overburdens them, it is not uncommon for us to learn of funding opportunities and policy developments before they are known by your Congressional Delegation.

Alcalde & Fay provides governmental relations and public affairs consulting to numerous entities throughout Nevada, of which 5 are in the public sector. Partly as a result of these clients, we have established and maintained strong relationships with the Members of the Nevada

Congressional Delegation, as well as with their senior staff. We are confident that each of the Members referenced below, in addition to the listed congressional contact, can personally discuss the qualifications of Alcalde & Fay.

The Nevada Congressional Delegation will provide the base of support for implementing the City's federal legislative agenda. However, through our representation of clients from across the country, we are capable of promoting the City's initiatives to other key leaders on Capitol Hill who are non-Nevadan. Perhaps most importantly, the firm is well-acquainted with key committee Chairmen and Ranking Members of the 106th Congress who will be instrumental in achieving the goals of the City of Las Vegas. These include the House and Senate Appropriations Committees, the House Transportation and Infrastructure Committee, Senate Environment and Public Works Committee, the House Resources Committee and the Senate Commerce, Science and Transportation Committee. Notably, the firm's three former Members of Congress served with many of the key leaders of the current Congress: John Rousselot (R-CA); Skip Bafalis (R-FL); and Jim Bilbray (D-NV).

3

Las Vegas Successes

Alcalde & Fay has had the distinct honor of representing the City of Las Vegas since 1987. In that time, we have had much success in fulfilling the economic development, transportation, and public safety needs of the City. Below, please find a chronological summary of our successes on the City's behalf.

2000

Secured meeting with GSA Regional Administrator who is working with the City on a program to dedicate at no cost to the City the Post Office building and preserve it as a historical site.

Assisted Delegation in requesting \$5 million in economic development funds for downtown Las Vegas re-development.

Fought to ensure the President's veto of nuclear waste legislation and worked with Delegation to obtain the votes necessary to sustain the veto.

Assisting the California-Nevada Super Speed Train Commission to secure transportation appropriations funding.

Brought Majority Leader Dick Armey to Las Vegas.

Monitoring economic development, public safety, transportation and urban development grants along with internet taxation and water resources development legislation.

1999

Successfully secured \$2.25 million in the Department of Transportation appropriations for the California / Nevada High Speed Train.

Obtained \$450,000 from Congress for combating Methamphetamine labs in Commerce Justice State Appropriations bill.

Developed stadium financing survey which details the financing methods used to fund the construction of every professional sports stadium constructed from 1980 to the present.

Guided the City in applying for Immigration Investment Center status, a federal program designed to spur economic and new business growth; the application is pending. The firm is continuing to monitor this application.

Monitored various grants and pending grant legislation for which the City was eligible, including Economic Development Administration Grants, The Firefighter Investment and Response Enhancement Act, the Bulletproof Vests Grant, the Community Oriented Policing Services Grant, the Safe Schools/Healthy Students Initiative and the Drug Free Communities Support Program.

Brought House Resources Committee Chairman and future Transportation and Infrastructure Chairman Don Young to Las Vegas.

Brought Transportation & Infrastructure Chairman Shuster to Las Vegas, once in 1999 and once in 1998, to review the City's transportation needs.

Worked with the Nevada delegation to re-institute \$4.727 million do be directed to the state of Nevada solely for expenditures, other than salaries and expenses of state employees, to conduct scientific oversight responsibilities pursuant to the Nuclear Waste Policy Act of 1982. This appropriation bill also restored \$5.432 million to affected units of local government for the same purpose.

1998

Elevated the widening US-95 (west leg) to number one on the Nevada DOT priority list with a total projected cost \$427 million, of which a federal share of \$270 million

will be allocated. Worked with the Nevada delegation to increase Nevada's share to \$189.7 million per year over the six years of the bill. This was a 72.4 million per year increase over the previous highway bill's annual allocation. This increase was one of the highest percentage increases for any state in the TEA-21 bill.

Transportation & Infrastructure Committee Chairman Bud Shuster took a very strong interest in Nevada's growth and great infrastructure needs. On the two trips we hosted Chairman Shuster on in Las Vegas, he became intimately familiar with the transportation needs in the Las Vegas valley, especially on US-95.

Terminated the Department of Energy's proposed demonstration project, which would have allowed multiple rail-to-truck transfers of low-level nuclear waste in the City.

Aided the delegation in Securing funding in TEA-21 for construction work on I-15. \$24 million was allocated to widen I-15 from Victorville to Barstow. \$4 million was given for the I-15 / Santa Fe interchange in Barstow. \$8 million was given to construct an interchange between I-15 and SR-18 in San Bernardino. \$2 million was given to widen I-15 in San Bernardino. We secured \$1.875 million for widening I-15 from the California state line to Las Vegas.

Secured \$5 million for the reconstruction of the I-15 interchange at Sahara Avenue and Rancho Road; this project was added after the staff had completed its preparation for the TEA-21 bill, and was a direct result of strenuous lobbying.

Secured a \$575,000 allocation for intelligent transportation systems. While the City did not make a request for ITS programs, we learned that funds were available under this program and asked Senator Reid to make a request on the City's behalf.

Lobbied the Transportation & Infrastructure Committee to significantly increase authorization amount for the Mag-Lev program to \$950 million, which the City was well positioned to participate in.

Assisted Senator Bryan in securing \$155 million through the TEA-21 for the Las Vegas corridor fixed guideway system. Chairman Shuster, on his several trips to Las Vegas, was heavily lobbied on this issue. His appreciation of this issue was key to Las Vegas receiving the largest single new start allocation for a fixed guideway project in the TEA-21 bill.

Worked with officials at the University of Nevada, Las Vegas, another firm client, to establish support for a downtown campus facility.

1997

Brought Senate Energy and Natural Resources Subcommittee on Public Land Management Chairman Larry Craig to Las Vegas.

1993

Brought Transportation Chairman Norm Mineta to Las Vegas.

1991

Obtained \$45 million under the Intermodal Surface Transportation Efficiency Act for the Spaghetti Bowl.

Obtained \$10.5 million as a Nevada share of the California/Nevada/Arizona corridor project. The project was funded at \$59.2 million.

Secured \$750,000 over five years for Mag-Lev technology feasibility study in the Intermodal Surface Transportation Efficiency Act.

Secured \$5 million for the Sahara Avenue interchange in the transportation appropriations bill.

Secured the retention of the 474th Tactical Fighter Wing at Nellis Air Force Base for one additional year past the Air Force's deactivation order.

1989

Obtained \$250,000 for initial finding study of the feasibility of constructing a super speed train between Las Vegas and Southern California in the transportation appropriations bill.

1988

Reprogrammed \$9 million in the transportation appropriations bill intended for the Sahara Avenue interchange toward the Lake Mead and Cheyenne Avenue interchanges over US 95.

1987

Obtained \$9 million from the Surface Transportation Assistance Act for the proposed Sahara Avenue interchange as a special demonstration project.
Brought Transportation Committee Chairman Jim Howard to Las Vegas.

4

Public Client Successes

Alcalde & Fay has achieved numerous federal successes in several areas of interest to the City of Las Vegas, including transportation, community and economic development, infrastructure improvement, and housing and urban development. It is important to note that Alcalde & Fay has a proven track record of successfully representing localities, including the City of Las Vegas. Representation of cities and counties is a highly refined niche requiring specialized skills only acquired by continually representing localities; a niche in which most major lobbying firms have little experience and one in which Alcalde & Fay stands alone as experts. Highlights of our public sector accomplishments are briefly summarized below.

Bay County, Florida

\$8.25 million to construct US 98/Thomas Drive Interchange.
 \$500,000 for development of the Dear Point Reservoir.
 \$250,000 to dredge the Panama City Harbor.

City of Boca Raton, Florida

Extended federal participation in beach renourishment project for up to 50 years.
 \$5.3 million for construction of project to renourish beach over two years.

Broward County Public Schools, Florida

\$19 million earmark for Targeted Assistance for communities heavily impacted by an influx of Cuban and Haitian entrants.
 Worked to increase funding by \$6 million for the Magnet Schools Programs.
 Worked to eliminate provisions that would have hindered the School District's ability to participate in the Medicaid Reimbursement Program.

City of Clearwater, Florida

\$12 million for construction of the City's Memorial Causeway Bridge.
 \$3.5 million to assist the City's implementation of an Intelligent Transportation System (ITS).
 \$1.4 million for the development of a regional stormwater retention facility.

Dade County, Florida

\$25 million for East-West Rail Corridor
 \$5 million for the North Rail Corridor
 \$9.5 million for buses and bus facility
 \$8 million for construction of Miami-Palmetto Metrorail
 Enabled U.S. Customs Service to continue to use the surplus in the customs user fee account to fund up to 50 inspector positions.
 \$5.889 million for the Miami Harbor Dredging Project.
 Assisted in establishment of the McKinney/Homestead homeless facility with funding under the Defense Base Closure Act.
 Assisted in identifying unspent HUD dollars which were targeted for rescission by Congress and ensured that the dollars were obligated so that the County did not lose them.
 Successfully struck rescission provision that would have reduced Port of Miami Tunnel funding by \$5.8 million of the total \$10.3 million project amount.

Restored \$19 million in targeted assistance funding for immigration support programs in welfare reform legislation.
 Stripped provision adverse to County which would have reduced assistance for legal aliens from immigration reform bill.
 Secured authorization for credit & reimbursement for costs of work related to the Agricultural & Rural Lands Retention Plan & the South Biscayne Bay Watershed Study which are contained within the Everglades & South Florida Ecosystem Restoration Critical projects.
 \$400,000 for Biscayne Bay Feasibility Study.
 \$15 million for Miami Harbor dredging.
 \$3 million for Dade County Juvenile Assessment Center.

Dade County Public Schools, Florida

Maintained \$19 million earmark for Targeted Assistance for communities heavily impacted by an influx of Cuban and Haitian entrants.
 Worked to eliminate provisions that would have hindered the School Districts ability to participate in the Medicaid Reimbursement Program.
 Worked with the Federal Emergency Management Agency to resolve a \$6.1 million debt.
 Secured language in the Commerce, Justice, and State Appropriations conference report which deleted the fiscal year limitation on the use of the school district's grant from the Economic Development Agency.

Dade County Water and Sewer Department

\$1 million for preliminary work on proposed water reuse facility
 \$1.3 million for sanitary sewer overflow (SSO) study

Metropolitan Dade County Seaport Department, Florida

\$23 million for the completion of high-span bridge connecting downtown Miami to the seaport.
 \$300,000 for a General Reevaluation Report (GRR) to study further channel improvements.
 \$15 million for reimbursement to the Seaport Department for dredging work already completed at the Seaport's expense.
 \$3.9 million for specific environmental mitigation work which has already been accomplished at the Seaport's expense.
 400,000 for the Biscayne Bay Feasibility Study.

City of Deerfield Beach, Florida

Successfully challenged the 1996 Census increasing the population to over 50,000, enabling the City to become eligible for federal funding for which they were not previously considered.
 \$450,000 Universal Hiring Program grant from the Department of Justice.

Golden Gate Bridge, Highway and Transportation District

Secured policy revision to permit nonfederal monies spent on seismic retrofit of bridge work to count against local share of any federal funds utilized in future. This provision was critically needed to allow retrofit work to commence.
 Worked with Department of Transportation/Washington headquarters to overturn decision made in region and so allow transportation monies to be used for rail restoration of immediate importance to freight railroad.
 \$51.75 million to seismically retrofit the Golden Gate Bridge.

\$19.35 million over two years from Secretary's discretionary program for seismic retrofit of Golden Gate Bridge.
 \$3.34 million in unbudgeted funding for the Army Corps of Engineers to dredge a ferry channel.

Hillsborough County, Florida

\$35 million for widening and safety improvements to I-4.
 \$2.2 million for farmworker housing.
 Doubled the size (\$75 million to \$156 million) of federal AIDS-HIV Housing program, with County enjoying commensurate increase in its apportionment.
 \$1 million earmarking for community-based multi-use AIDS-HIV housing.
 \$6 million startup for Tampa Bay Regional Rail Project.
 \$681,000 for Justice Department Weed & Seed grant.
 Assisted in making ornamental tropical fish eligible for federal disaster insurance.
 Assisted in obtaining an appropriation of \$950,000 in capital funding for an ornamental tropical fish research center located in the County. Also helped secure enactment of an amendment declaring ornamental tropical fish research a high-priority item as part of the agriculture research bill.
 \$100,000 in unbudgeted funds for initial planning of a water reuse project.
 \$500,000 authorization to fund wetlands research/exhibit at museum.
 \$200,000 in funding for the Ruskin Tropical Aquaculture facility.
 Assisted in securing language that directed the Corps of Engineers to deposit dredged sand for restoration of Egmont Key.

Houston Independent School District, Texas

Secured language in both the House and Senate Labor, Health and Human Resources and Education Appropriations bill urging the Secretary to give consideration to school districts like HISD with "aggressive plans to utilize education technology."
 Worked to secure \$500,000 appropriation for improving the School District's technology infrastructure.

Jacksonville Port Authority, Florida

\$20 million over three years for a special highway demonstration project. Securing direct appropriations without a corresponding authorization expedited the project by at least two years.
 \$7 million for I-295/Duval road interchange improvements.
 \$9.5 million for access road to Talleyrand Seaport.
 Secured preliminary funding for the deepening of the St. John's shipping channel to a depth of 41 feet.
 Through our work with the US Customs Service and the Trade Subcommittee of the House Ways and Means Committee, our firm was successful in designating additional customs inspectors to the Port of Jacksonville.
 We worked with officials in the Federal Aviation Administration to secure a \$2.2 million discretionary grant for runway improvements.
 We have secured legislation authorizing the Corps of Engineers to widen the Blount Island Turning Basin.
 Made improvements to the Mill Cove Channel a Federal responsibility, and secured \$4 million for the project.
 \$750,000 earmark to assist with expanding the docking area at Talleyrand.
 \$3 million for construction of dredge disposal site at Bartram Island.
 Secured authorization for deepening of Jacksonville Harbor.

\$19.5 million appropriation for construction of a Beach Erosion Control and Hurricane Protection Project.
Waived general law to allow previously expended local funds to count toward local share of project.
Secured 50-year authorization of federal participation for a project, exempted from existing funding cap.
Coordinated efforts leading to a Commerce Department decision to allow construction of the Lake Gaston water pipeline.
\$800,000 for funding of innovative homeless activities.
\$1 million for the study of a new intermodal center.
\$1.002 million for channel maintenance of Rudee inlet.
\$7 million for construction of Southeastern Parkway and Greenbelt.
Secured \$250,000 to initiate construction of a marine mammal stranding center.
\$198,000 appropriated to reimburse City for unauthorized fees imposed by the Department of Interior, and secured a congressional authorization for this action in the WRDA.

Washington Workshops Foundation

\$250,000 for the Pepper Scholarship Program.

CASSIDY & ASSOCIATES

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CASSIDY & ASSOCIATES

CORPORATE OVERVIEW

Cassidy & Associates (C&A) is a public affairs communications company specializing in the discipline of government relations. Since 1975, C&A has provided aggressive, proactive government relations services to a broad and diverse base of clients, including U.S.-based corporations, multinational corporations, institutions, including colleges, universities, medical centers, hospitals, museums and foundations as well as domestic and foreign governments.

Our approach to assisting our clients is to develop a strategic plan that is tailored to the unique requirements of each client. On behalf of those clients, we are often engaged to either **create opportunities** or **solve problems** where governments can play a role in the outcome.

From the beginning, C&A has assisted clients pursue their specific interests with decision-makers in Congress, the White House and executive branch departments, and federal and independent regulatory agencies. While many firms tout their ability to "monitor and track" federal legislation, C&A has established an enviable record of going beyond that level of performance. Our firm's strength is that our professionals have the experience and expertise to anticipate legislation and regulations, and then help our clients impact the policy making process.

To be successful, a government relations program must educate elected officials and other government decision-makers in an honest, comprehensive, and timely manner. Understanding the politics that shape policy is essential. Our knowledge of how government works and the ability to reach decision-makers ensure that our clients' interests are conveyed.

Clients hire Cassidy & Associates to impact policy making and the legislative processes of federal, state and local governments and agencies. These activities principally involve:

- ◆ Effecting the adoption or amendment of laws;
- ◆ Achieving regulatory relief or protection;
- ◆ Securing government appropriations for the funding of institutional projects and business contracts;
- ◆ Improving a client's profile with the government.

With years of professional experience, in and out of government, and on both sides of the aisle, Cassidy & Associates is uniquely qualified to assist its clients in meeting their legislative and regulatory goals and objectives. Our range of services includes:

- ◆ Strategic and Tactical Counseling
- ◆ Legislative and Executive Branch Strategies
- ◆ Issue Monitoring
- ◆ Appropriations

Cassidy & Associates offers comprehensive government relations services through a wide range of industry and policy expertise. Cassidy & Associates provide clients experience and breadth of resources necessary to effectively execute the largest and most complex engagements while at the same time offering the personal attention and particular industry expertise clients often demand. Areas of expertise include the following:

- ◆ Aerospace
- ◆ Banking, Finance & Tax Policy
- ◆ Defense
- ◆ Education
- ◆ Energy, Environment and Natural Resources
- ◆ Global Trade Strategies
- ◆ Health Care
- ◆ Hi-Technology and Telecommunications
- ◆ International
- ◆ State & Local Government
- ◆ Public Works and Transportation

PROFESSIONAL QUALIFICATIONS AND EXPERTISE
PUBLIC WORKS & TRANSPORTATION

The most important aspect of Cassidy & Associates success involves the people that are selected to work on the client's behalf. With each of our clients, we carefully assemble a team of professionals, supported by a staff of senior consultants and account executives to meet the client's unique, individual needs.

Cassidy & Associates uses a uniquely qualified core team of individuals with many years of responsible experience relevant to our clients needs. The team comprises professional engineers, program management veterans and legislative experts with long, eminent careers in transportation, environment and water resources, most notably the Corps of Engineers' national programs, including its authorizing and appropriating legislation. This unusual combination of expertise will be advantageous in helping our clients achieve their objectives. It encompasses all aspects of project development and implementation, including funding and legislation.

The following individuals are a few of the professionals from which we compose a core team for our clients:

GABE ROZSA, Senior Vice President, is responsible for infrastructure and resource development and environmental issues generally, with particular emphasis on the Superfund program, Clean Water Act and Army Corps of Engineers activities. Mr. Rozsa has nineteen years of experience in the Executive and Legislative Branches of government, including nearly ten years with the House Committee on Public Works and Transportation. During the seven years prior to joining Cassidy & Associates, Mr. Rozsa served as Minority (Republican) Counsel to the Subcommittee on Water Resources and Environment.

In that capacity, he was responsible for developing and implementing legislative strategy for issues related to the Clean Water Act (including the section 404 wetlands permitting program), the Superfund toxic waste cleanup program, and the Army Corps of Engineers civil works program.

Prior to his work on Capitol Hill, Mr. Rozsa spent ten years in the headquarters of the U.S. Army Corps of Engineers, serving the last five years as Assistant Counsel for Legislation.

Mr. Rozsa received a Bachelor of Arts degree with distinction from the University of Virginia in Charlottesville, a law degree from Washington University in St. Louis, and a graduate law degree in environmental and energy law from the National Law Center at George Washington University in Washington, D.C.

JOHN DOYLE, Senior Vice President, served for more than fifteen years in senior staff positions in the U.S. House of Representatives. These included Chief of Staff of the Committee on Public Works and Transportation; Chief Counsel of the Committee on Science, Space, and Technology; Chief of Staff for U.S. Representative James A. Hayes (R-LA); and Minority (Republican) Counsel for Water on the U.S. House of Representatives' Committee on Public Works and Transportation. During the administrations of Presidents Reagan and Bush, he served in the Pentagon as Principal Deputy Assistant Secretary of the Army (Civil Works) and as Acting Assistant Secretary of the Army (Civil Works), where he was twice awarded the Outstanding Civilian Service Medal.

Earlier in his career, Mr. Doyle was Technical Manager, Power and Fuel, in the corporate headquarters of U.S. Gypsum Company in Chicago and worked for Charles Owens and Associates, Inc., an energy consulting firm, in Washington, D.C.

A native of Chicago, Illinois, Mr. Doyle is a graduate of the United States Naval Academy and the George Washington University's National Law Center. He was stationed aboard three destroyers involved in combat operations during the Vietnam War and recently retired at the rank of Captain in the Naval Reserves.

DAN MCNAMARA, Senior Vice President, works on behalf of state and local units of government, corporate clients, and non-profit institutions with interests in agriculture, commerce, transportation and infrastructure. He served as a key policy advisor and Legislative Director to U.S. Senator Dave Durenberger (R-MN) from 1978 to 1989.

Prior to his employment by Senator Durenberger, Mr. McNamara held the position of Staff Assistant in the offices of the late U.S. Senator Hubert H. Humphrey (D-MN) and the former U.S. Senator Muriel Humphrey (D-MN). Mr. McNamara is a graduate of the University of Maryland, College Park.

LAWRENCE C. GROSSMAN, Senior Vice President, is responsible for defense and national security client issues, including high technology programs. He served as a professional staff member of the Armed Services Committee of the U.S. House of Representatives prior to joining Cassidy & Associates. In this capacity, he developed public policy initiatives for the Committee's Chairman, U.S. Representative Les Aspin (D-WI). Mr. Grossman was also Chairman Aspin's principal speechwriter.

Until he joined the House Armed Services Committee in late 1989, Mr. Grossman was associate editor of Military Forum, a defense policy magazine published by National Journal, Inc. He is also the author of numerous articles on defense and national security issues published in Atlantic Monthly, Washington Monthly, National Journal, Government Executive and other public policy magazines. He graduated from Bard College in 1985 with a BA in Classics and History and received a M.Litt. in Classics from Oxford University as an Overseas Research Scholar.

GREGORY M. GILL, Senior Vice President and General Counsel, served for five years on the House Appropriations Committee as Associate Staff Member and Legislative Director for U.S. Representative Steny Hoyer (D-MD). During this period, he was responsible for the coordination of the legislative activities in the Congressman's office and was directly responsible for legislative initiatives in such areas as health, biomedical research, education and labor. In addition, Mr. Gill served as Committee Counsel to the Environmental Matters, Judicial Proceedings, and Economic Matters Committees of the Maryland General Assembly, as a Legislative Assistant to U.S. Senator Donald Riegle (D-MI), and as a political consultant to the Democratic House and Senate Council. Mr. Gill has also served as a law clerk for the Department of Health, Education and Welfare and as a research assistant on the U.S. House of Representatives' Judiciary Committee Impeachment Inquiry staff. Mr. Gill has spoken at numerous national and regional conferences on health and education issues and the legislative process. Prior to joining the firm, he oversaw substance abuse prevention, treatment, and law enforcement policies as Drug Policy Coordinator for Maryland's Prince Georges County. Mr. Gill is also of counsel to Rifkin, Livingston, Levitan & Silver law firm with offices in Greenbelt, Baltimore and Annapolis, Maryland. Mr. Gill is a graduate of the University of Maryland School of Law and Frostburg State College.

DENNIS M. KEDZIOR, Senior Vice President, served as Senior Staff Assistant to the U.S. House of Representatives Committee on Appropriations from 1980 to 1998, under the Chairmanships of U.S. Representatives Jamie Whitten (D-MS), William Natcher (D-KY), David Obey (D-WI) and Robert Livingston (R-LA). His responsibilities included working with Appropriations subcommittees in the development of their budget allocations, coordinating with the House Leadership the floor schedule for consideration of Appropriations bills, and working with the House Rules Committee regarding the development of rules for the consideration of various appropriations matters. Previously, Mr. Kedzior served in the U.S. Department of Transportation from 1978 to 1980 as an Assistant to the Secretary, the Honorable Brock Adams. In this capacity, he was responsible for coordinating the daily schedule of the Secretary including both meetings and communications, briefing the Secretary on upcoming meetings, and coordinating materials that flowed into the Secretary's office. Earlier in his career, he served as the Chief of Budget Operations for the U.S. House of Representatives Committee on the Budget from 1974 to 1977 where he was responsible for developing budgetary guidelines for the consideration of Budget Resolutions in the U.S. House of Representatives. Before coming to Washington, D.C., Mr. Kedzior was Chief of Budget Operations in the State of Wisconsin. Mr. Kedzior is a graduate of Saint Mary's College with a B.A. in Political Science and earned his Masters in Public Administration from the Maxwell Graduate School of Citizenship and Public Affairs at Syracuse University.

MORGAN R. REES, Senior Advisor, has a strong and diverse background in water resources project management, planning, engineering, environmental compliance, and legislative affairs. Since retiring from the federal government several years ago, Dr. Rees has provided consulting services nationwide, in his areas of expertise. He served 10 years as Deputy Assistant Secretary of the Army where he oversaw Corps of Engineers water resource planning, legislative, and environmental programs, including the wetland

regulatory program and dredging and disposal of dredged material program. Earlier in his government career, he managed the Corps regulatory program in New England for eight years, and was project manager on numerous navigation channel and beach erosion projects.

Dr. Rees holds Bachelor and Master of Science degrees in Civil Engineering from Worcester Polytechnic Institute, Worcester, Massachusetts, and Master and Doctor of Public Administration Degrees from the University of Southern California. He is a Registered Professional Engineer in Massachusetts.

Dr. Rees also serves as adjunct faculty at several universities teaching courses in organizational behavior and development.

LIEUTENANT GENERAL ELVIN R. ("VALD") HEIBERG III, U.S. Army (Retired), is a Senior Advisor with broad engineering, construction, environmental, and contracting experience. He ended his military career in 1988, retiring as Chief of Engineers of the U.S. Army Corps of Engineers, where he had worldwide responsibility for the civil, military, and environmental programs of the Corps. He then became president of two construction and environmental restoration firms. In 1994, he founded his own engineering and consulting firm.

His various military assignments included service in the Executive Office of the President and as program manager for development of the Ballistic Missile Defense system. Prior to becoming Chief of Engineers for the Corps, he served as that agency's Director of Civil Works and as the Deputy Chief of Engineers.

His extensive offices held and professional affiliations encompass such prestigious entities as the National Academy of Engineering, the Permanent International Association of Navigation Congresses, the Society of American Military Engineers, and the American Society of Civil Engineers, among others. His numerous awards include those from several engineering societies and from various states and two foreign countries.

General Heiberg is a graduate of the U.S. Military Academy at West Point and holds graduate degrees in Civil Engineering from MIT and in Government and in Administration, both from George Washington University. He is a registered professional engineer in Louisiana.

DR. G. EDWARD DICKEY, Senior Advisor, has over three decades of experience in national planning, programming, and policy for the water resources program of the U.S. Army Corps of Engineers and as a professor of economics. Dr. Dickey served in several capacities up to Deputy Assistant Secretary in the Office of the Assistant Secretary of the Army for Civil Works and later as Chief of the Planning Division in the Corps of Engineers Headquarters. His teaching roles include the University of Maryland and Loyola College. His Civil Works expertise encompasses feasibility studies, benefit

evaluation, cost sharing principles, program development, and authorization and appropriation testimony and legislation.

He has authored a large number of publications and made numerous national presentations on water resources issues, including benefits, cost and cost sharing. His affiliations and awards include the National Science Foundation, the American Economic Association, and Presidential Rank of Distinguished Executive.

Dr. Dickey holds a B.A. in Political Economy from The Johns Hopkins University and both M.A. and a Ph.D. in Economics from Northwestern University.

LEGISLATIVE ACCOMPLISHMENTS AND RELATED EXPERIENCE

Cassidy & Associates has for years provided extensive professional governmental relations services in federal legislative and agency matters regarding transportation, infrastructure and environmental work, including water resources projects. We have represented and continue to represent a number of clients in these areas. These clients reflect a combination of water resources, environmental, regulatory, transportation and infrastructure issues involving numerous legislative and agency matters. Collectively, they reflect extensive complexities and types of work that are similar or relevant to the programs and needs of our clients. The following is an overview of our present and past clients in these areas relevant to our clients.

Selected Current Clients

1. Cities and Counties

- El Segundo, California
- City of Palmdale, California
- Phoenix, Arizona

2. States and Municipal Entities

- State of Hawaii
- Sacramento Area Flood Control Agency

Selected Former Clients

1. Cities and Counties

- Albion, Michigan
- Enid, Oklahoma, (Vance Air Force Base)
- Fairfield, California
- Milwaukee, Wisconsin
- Panama City, Florida (Naval Coastal Systems Center)
- San Francisco, California
- Scott County, Minnesota
- Sutter County, California
- Vallejo, California
- Vienna, Georgia

2. States and Municipal Entities

- Indiana
- Wisconsin
- City Utilities of Springfield, Missouri
- Delaware Department of Transportation
- Pennsylvania Turnpike Commission
- Rhode Island Department of Economic Development/Rhode Island Port Authority
- Western Townships Utilities Authority

Included below are brief descriptions of some of the projects we worked on together with the above-listed clients.

CITY OF PHOENIX, ARIZONA

Cassidy & Associates has worked with the City of Phoenix on several high priority water resources development initiatives. Over the past three years, we have assisted the city in obtaining new start funding for two feasibility studies for ecosystem restoration projects along the barren Salt River. A total of \$2.7 million in funding was obtained in FY 1998 and \$4.1 million in FY 1999 for necessary studies, including the expedited completion of a favorable Chief of Engineers report for the \$88 million Rio Salado project. As part of the Water Resources Development Act of 1999, language was included authorizing construction of the Rio Salado project and correcting the authorization of a water resource and reclamation project in southwest Phoenix.

SACRAMENTO AREA FLOOD CONTROL AGENCY (SAFCA)

Cassidy & Associates has assisted SAFCA in securing a total over \$100 million in funding for Sacramento area flood control projects during fiscal years 1998, 1999, and 2000. In addition, SAFCA priority projects have received \$21.9 million in the Administration's FY 2001 budget. We were also successful in obtaining a total of \$258 million in new flood control project authorizations for SAFCA as part of the Water Resources Development Act of 1999. The new authorizations represent the largest flood control improvement in 50 years for the most flood threatened urban area in the country and include:

- \$150 million for Folsom Dam outlet improvements;
- \$65.5 million for the South Sacramento Streams flood control project;
- \$35 million for levee improvements along the American and Sacramento Rivers;
- \$7 million for a small flood control project to assist with base conversion at McClellan Air Force Base;
- Direction for an expedited study of further flood control improvements for Sacramento.

DELAWARE STATE DEPARTMENT OF TRANSPORTATION

The State of Delaware Department of Transportation was faced with serious traffic congestion on a major bridge across the Chesapeake and Delaware Canal, which bisects the State. The Army Corps of Engineers, which owns the Canal, was not willing to build a new bridge. Working with the State and its Congressional delegation, Cassidy & Associates was able to:

1. Clarify the Federal responsibility for a \$115 million new bridge in the Water Resources Development Act of 1990;
2. Obtain authority for the State to proceed with construction on a reimbursable basis;
3. Obtain a Bush Administration commitment to budget \$14 million per year until the bridge is fully paid for by the Federal government.

As a result, Congress provided \$7 million in FY 1991 and \$14 million each year in FY 1992 and FY 1993 for continued construction of the bridge.

SCOTT COUNTY HIGHWAY DEPARTMENT – SCOTT COUNTY, MINNESOTA

Scott County, Minnesota sought federal assistance to construct a bridge and related ramps and approach roads linking Hennepin and Scott Counties, Minnesota. The existing bridge was often subject to flooding and was to be replaced with a bridge spanning a one-mile wide flood plain.

Cassidy & Associates assisted the County in obtaining \$50,000,000 in discretionary bridge funds and \$66,000,000 in demonstration project funding through the Department of Transportation –Federal Highway Administration for this \$140,000,000 project.

STATE OF INDIANA

Cassidy & Associates served as the Washington office for Governor Evan Bayh and the State of Indiana. Working together, Cassidy & Associates and the state succeeded in a number of areas including:

- Securing a provision in the 1990 Omnibus Reconciliation Act which effectively eliminated an order by HCFA of a \$42 million Medicaid disallowance against the State of Indiana for its alleged failure to properly survey numerous nursing care facilities;
- Helping secure federal funding of \$3.2 million in the Transportation Appropriations Bill for the Indianapolis-Evansville Highway in Fiscal Year 1992;
- Helping secure a \$32 million authorization for the same project in the Intermodal Surface Transportation and Efficiency Act and helped revise the State Minimum Allocation formulas resulting in Indiana's funding being increased by more than \$250 million over the next six years;
- The development of a pilot program to demonstrate new student loan processing initiatives which would lead to a lower default rate and produce significant savings for the U.S. Government;
- Including language in the Military Construction Appropriations Bill of 1990 directing the Secretary of Defense to re-evaluate the possible closing of the Jefferson Proving Ground, the largest munitions testing facility in the United States;
- Worked to include an additional \$96 million in the Dire Emergency Supplemental Appropriations Bill for funding for state unemployment insurance and employment offices. Indiana's share was approximately \$2 million.

CITY OF VIENNA, GEORGIA

Cassidy & Associates advised the city of Vienna, Georgia on seeking federal funds for local economic development projects. For FY 1994, the City was able to secure \$2 million through the Economic Development Administration for the city's economic development programs. The City had previously received \$900,000 through FY 1993 VA, HUD Appropriation for land acquisition to assist in the construction of a new poultry processing facility.

PANAMA CITY, FLORIDA (NAVAL COASTAL SYSTEMS CENTER)

Panama City is the home of the Naval Coastal Systems Center (NCSC), a Navy research laboratory and the principal installation in the country responsible for mine, undersea and land mine countermeasures. NCSC was targeted as a possible facility for realignment, with all of its major program areas transferred to other Navy R&D centers.

Cassidy & Associates worked with the Mayor of Panama City, members of the Bay County Chamber of Commerce, and other community leaders to present arguments against the closure or realignment of NCSC. As a result of our efforts, the NCSC was listed among the four centers targeted for modification of criteria. As a result of the base closure process, NCSC was finally targeted for realignment at the level of 285 positions.

THE COMBINED SEWER OVERFLOW PARTNERSHIP

The CSO Partnership is an organization that unites a number of older municipalities in the United States that needed both regulatory relief and federal financial support from the EPA to deal with the regulation of combined sewer overflow control, a multi-billion dollar urban infrastructure challenge.

As a result of the legislative strategies designed and implemented by Cassidy & Associates, the Partnership received major recognition and attention through the introduction of H.R. 3477, the Combined Sewer Overflow Control Act. This bill extended regulatory relief for cities facing harsh penalties and fines under current Clean Water regulations and authorized \$1 billion in funding to help cities meet water quality requirements.

Cassidy & Associates also worked with the Partnership to revise its legislative proposal and to amend the CSO section of the Clean Water Act, establishing a reasonable, environmentally sound, and cost-effective program for implementing CSO control.

CITY OF FAIRFIELD, CALIFORNIA

Cassidy & Associates assisted the city in securing Federal funding for reconstruction of a veteran's hospital that was abandoned in the wake of the 1989 Loma Prieta earthquake. In FY 1994, the city received \$7.3 million to initiate site construction, as well as an additional \$15.3 million for construction activities. A total budgetary commitment of \$165 million was forwarded to Congress by the Executive Branch. In FY 1996, the Veterans Administration requested an appropriation of \$48 million for construction and an additional \$40 million for FY 1997, which was conditionally appropriated.

SUTTER COUNTY, CALIFORNIA

Cassidy & Associates assisted Sutter County, California with strategic planning regarding federal government relations and advised the County on strategies for federal funding to secure a Congressional appropriations of \$1.75 million in FY 1993 for an Intelligent Vehicle Highway System in the county.

CITY AND COUNTY OF SAN FRANCISCO, CALIFORNIA

In 1996, Cassidy & Associates helped the City and County of San Francisco to secure over \$44 million in competitive grants. Successful Federal grants include:

- \$18.7 million for Continuum of Care for the Homeless;
- \$250,000 for the San Francisco Street Safety Program from the Federal Highway Administration;
- \$20.4 million for HOPE VI;
- \$250,000 for Community Policing to Combat Domestic Violence;
- \$1.548 million for San Francisco Police Department's COPS MORE '96 program; and
- \$1.2 million for Housing Opportunities for People with AIDS (HOPWA).

C o m m i t m e n t T o C l i e n t A c h i e v e m e n t

The best testament to Cassidy & Associates' effectiveness is not our long and illustrious list of clients. It is their eagerness to retain us again and again and again.

We achieve success for our company by achieving success for our clients. That is the best motivation we can think of—and the results we achieve for our clients reflect it.

Our clients include U.S.-based corporations—from Fortune 500 companies to start-up enterprises; multinational corporations; nonprofit institutions, including colleges, universities, medical centers, hospitals, museums and foundations; and trade associations; as well as domestic and foreign governments.

The ultimate objective of any government relations program is positive, measurable results. We achieve them for our clients.

Over the years, Cassidy & Associates clients have been as diverse as the government relations services they require. Some examples:

- After the President rescinds funding for a multibillion dollar defense system, the contractor retains Cassidy & Associates to plan and implement a comprehensive public affairs program that reaches targeted audiences nationwide ... and the decision is reversed.
- A coalition of multinational corporations works to eliminate the U.S. trade embargo against a potential major foreign trading partner ... and progress of historic significance is made.
- A European corporation specializing in the production of power cable seeks the lead position to design, manufacture, and install the world's largest submarine cable ... and is awarded the business.
- A nonprofit institution seeks to develop a multimillion dollar research partnership with the federal government ... and achieves it.
- A major domestic agricultural company seeks an unprecedented nationwide permit to expand its operations ... and gets it.
- A community faced with the likely closure of its military facility needs a comprehensive and compelling presentation prepared within weeks of a final decision by the federal government ... and ultimately the base is kept open.
- A leading agricultural cooperative needs to fight a proposed labeling regulation that will mislead consumers while dramatically driving up its cost of doing business ... and wins when the federal agency stops the regulation.
- A state agency needs to build strong federal support for a \$100 million infrastructure project ... and achieves support.
- A leading U.S. chemical company seeks to develop a major new business sector by marketing its product to the federal government ... and it does.



everyone at

Cassidy & Associates

shares a common

drive to exceed

beyond our clients'

expectations.



Cassidy & Associates sets the standard for client service in government relations. Whether the goal is winning passage of state or federal legislation, achieving a more favorable global trade position, securing a partnership with the federal government, modifying regulations, or establishing or growing federal market share, Cassidy & Associates can do it. Cassidy & Associates provides all the strategic and tactical services that a client may require in the government relations arena.



ver the years.

Cassidy & Associates'

clients have been

as diverse as

the public affairs

services they

require.

Federal and State Lobbying. We serve as the principal government representative for many of our clients, and help others pursue specific interests with federal or state decisionmakers. Reaching far beyond the "good meetings" that some government relations firms pride themselves on, we develop an in-depth understanding of a client's objectives, prepare a compelling message, and tailor the legislative tools needed to pursue the client's goals in an effective, yet discreet, manner.

Global Public Affairs. As part of Shandwick Washington, Cassidy & Associates has access to Shandwick International's unmatched global network of 104 offices in 95 countries. The result is an ability to service clients effectively in a global public affairs climate. Cassidy clients enjoy both the highly personalized, senior-level counsel unique to a small firm and the local savvy necessary to succeed in very different cultures all over the world.

Depth of Experience, Breadth of Expertise. We offer clients comprehensive government relations services through a wide range of industry and policy expertise. Cassidy & Associates provides clients the experience and breadth of resources necessary to effectively execute the largest and most complex engagements while at the same time offering personal attention and particular industry expertise clients often demand.

*Aerospace
Defense
Education
Energy & Natural Resources
Environment & Public Works*

*International Relations
Global Trade Strategies
Healthcare
High-Technology & Telecommunications
Transportation & Infrastructure*

The Future

Washington is the decisionmaking center of the world. It is where a vote in the Congress, a presidential directive, or a new regulation can affect the future of an entire industry—in the United States, and around the world. To achieve success, organizations and individuals must play an active role in the decisionmaking process of Washington—with the Congress, with the executive branch, and with the media. The very public process of debating these decisions will continue for as long as democracy is alive.

Some will observe the debate and have decisions thrust upon them.

Others will participate and become partners in the decisionmaking process.

These decisions will be affected by technological innovations, shifts in financial markets, changes in political alliances, and cultural events that will shape the new century.

We will guide our clients through these changes with skill, experience, and a dedication to achieving the best results.

Introduction

Government relations. Grassroots and constituency development.

Third-party outreach. Public opinion research. Media relations.

These capabilities, applied individually or integrated into a cohesive program, are the keys to effective public affairs communications. And no one does it better than Shandwick Washington. Integral to Shandwick Washington is Cassidy & Associates, specialists in the discipline of government relations. ■ Since 1975, Cassidy & Associates has provided aggressive, proactive government relations services to a broad and diverse base of clients. Our approach to assisting our clients is to develop a strategy and plan of action tailored to the unique requirements of each client. On behalf of these clients, we are most often engaged to either create opportunities or solve problems where government can play a role in the outcome. ■ To be successful, a government relations program must educate elected officials and other government decisionmakers in an honest, comprehensive, and timely manner. Therefore, understanding the politics that shape policy is essential. Our knowledge of how government works and our ability to reach decisionmakers ensure that our clients' interests are effectively conveyed. ■ From the beginning, Cassidy & Associates has helped our clients pursue their specific interests with decisionmakers in Congress, the White House and executive branch departments, and federal and independent regulatory agencies. While many firms tout their ability to "monitor and track" legislation, we have established an enviable record of going beyond that level of performance. Our firm's strength is that our professionals have the experience and expertise to anticipate legislation and regulations and then help our client impact the policymaking process as it unfolds, rather than simply react to it after the fact. ■ Cassidy & Associates will adapt to changing priorities as we anticipate major new challenges in public affairs—including increasing globalization and devolution of power to the states. The only constant will be our dedication to achieving results for our clients.



Shandwick

Washington's

Cassidy & Associates

offers highly experienced

individuals from diverse

political and professional

backgrounds to create

opportunities and

solve problems.

Our Values ... And Our Value



Cassidy & Associates' greatest asset is our people—professionals who are valued by clients as true partners because we provide superior services and counsel. Everyone at Cassidy & Associates shares a common drive to excel beyond our clients' expectations. We go beyond meeting clients' needs; we anticipate them. We get the job done right—and we enjoy doing it.



Cassidy & Associates

develops fresh,

creative ideas and

approaches to

problems and

executes winning

strategies on behalf

of its clients.

If you will take a moment to read our corporate biographies, we think you'll agree that we have carefully assembled a firm of highly experienced individuals from diverse political and professional backgrounds. With years of professional experience, in and out of government and on both sides of the aisle, Cassidy & Associates is uniquely qualified to help our clients meet and exceed their goals. Members of our team have served at the highest levels in the White House; written legislation as congressional staff; overseen federal agencies; established regulatory policy; and held elected office at the local, state and federal levels.

The most significant factors contributing to our clients' successes and our company's progress are the values and skills that we bring to work every morning:

Experience. We know how Washington works because our careers have taken us to the highest levels of government and business, as well as the upper echelons of public affairs.

Credibility. The only way to earn credibility in government relations is through years of hard, honest work. Cassidy & Associates is made up of many of the most respected government relations professionals in the nation. We have built our reputation on the successes we've helped our clients achieve and our commitment to the highest ethics and standards.

Teamwork. Literally every Cassidy & Associates professional—even the most senior—is available to work for any client when needed. Our size enables us to combine personal attention with access to the vast skills and resources of our entire firm.

Persistence. In the complex, competitive arena of government relations, nothing is easy. If another firm suggests otherwise, head for the door. Often, our clients win simply because we never give up.

Creativity. Many of our best clients are those who have been unable to achieve their objectives elsewhere. We are known for succeeding where others fail by developing fresh, creative ideas and approaches to problems and executing winning strategies.

Experience, Credibility, Teamwork, Persistence, Creativity, these are the hallmarks of Cassidy & Associates.

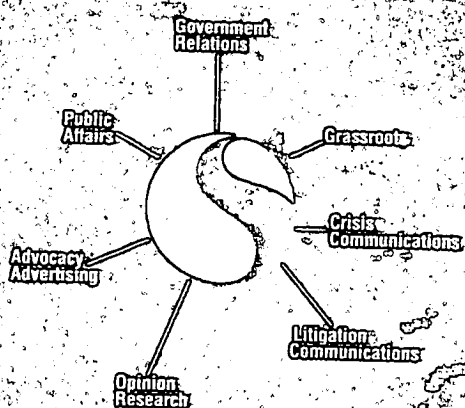
SHANDWICK WASHINGTON



Shandwick
International

Shandwick Washington

When you need to affect the public policy process in Washington or in the individual states, Shandwick Washington delivers the nation's most comprehensive package of public affairs services. The Shandwick Washington companies know how to help you achieve legislative or regulatory solutions, position an issue for public discussion, address a public affairs crisis, work with the news media or shape coverage of litigation-related controversy.



And, when world opinion and international decisions matter

to you, Shandwick

Washington is your portal to

Shandwick's Global Public

Affairs Group, an unmatched

network of public affairs specialists in

key capitals and financial centers around the world.

INTEGRATED SOLUTIONS

Whenever and wherever you need help, Shandwick provides the resources and the knowledge to achieve your public affairs goals.

Under the direction of Shandwick Washington Chairman and CEO Gerald S.J.

Cassidy, who founded Cassidy & Associates and The Cassidy Companies Inc

(CCI), the Shandwick network provides a complete portfolio of

government affairs and public relations services. Services

are offered through five specialized companies either

independently or on an integrated basis as best fits

client requirements. CCI—Cassidy & Associates,

Boland & Madigan, Powell Tate; Bork & Associates;

and Frederick Schneiders Research—merged with

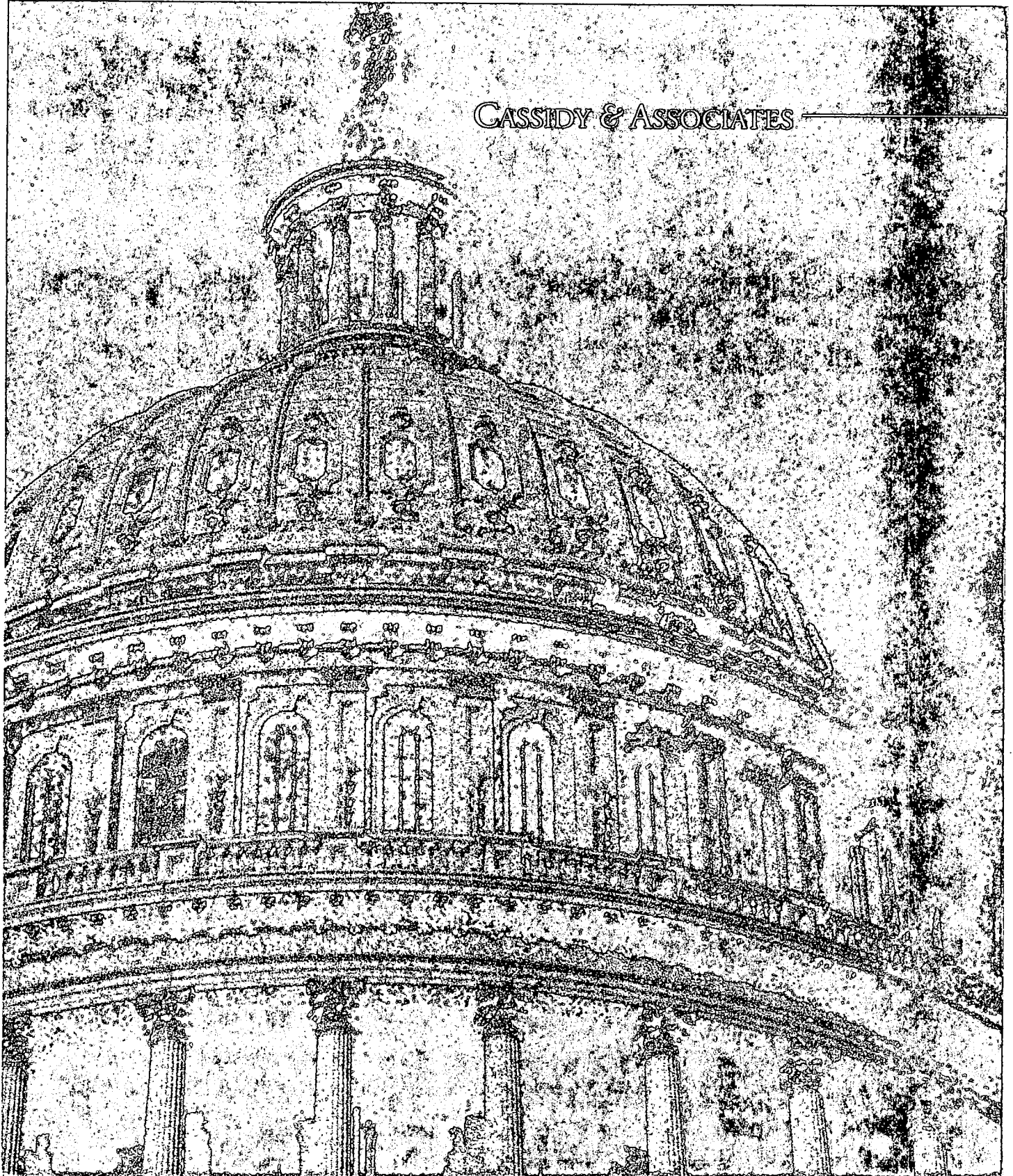
Shandwick in November 1999. Powell Tate now

operates as Shandwick Public Affairs and Frederick

Schneiders Research now operates as SWR Worldwide.

A COMPLETE RESOURCE
OF PUBLIC AFFAIRS AND
GOVERNMENT
RELATION SERVICES

CASSIDY & ASSOCIATES



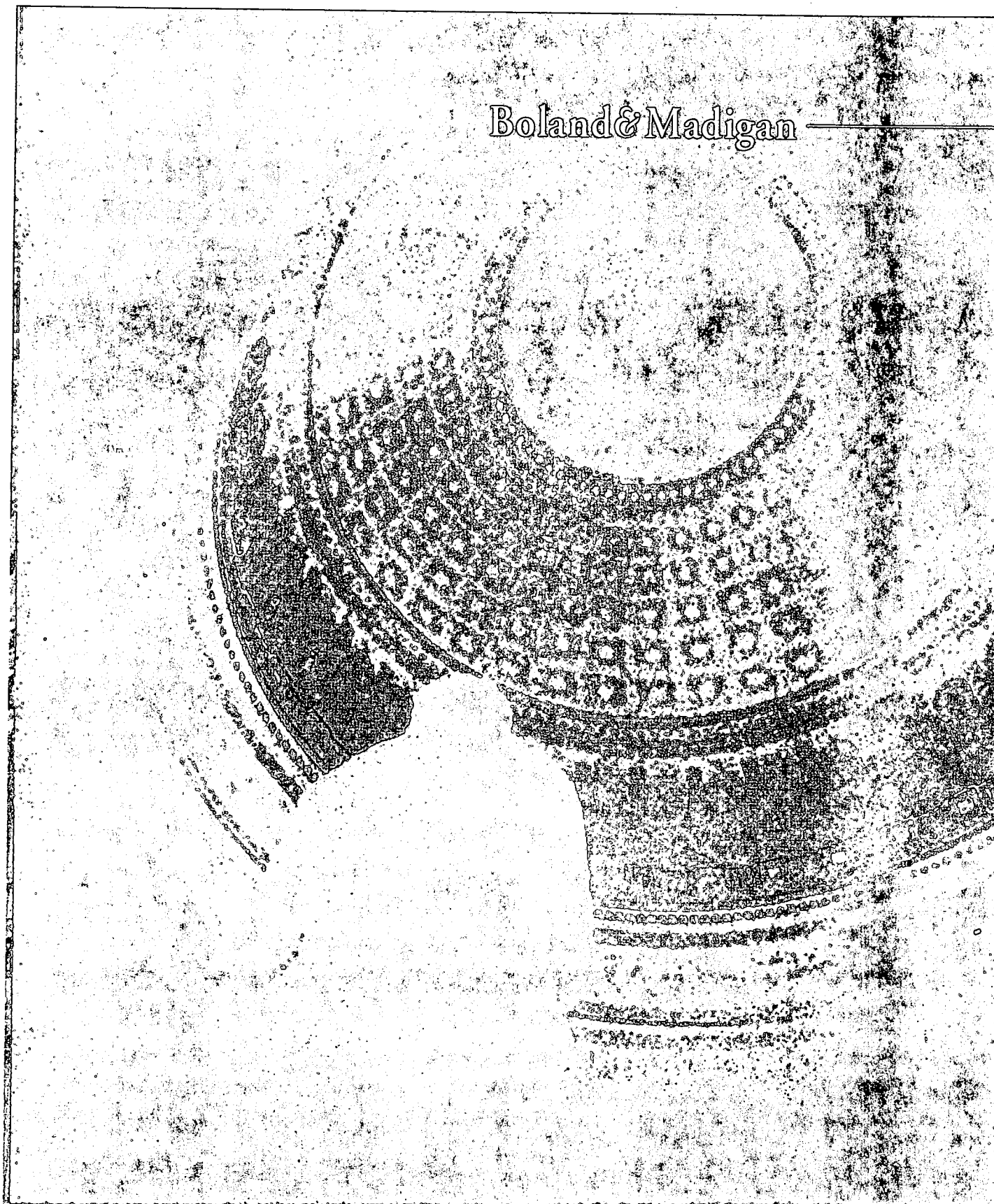
GOVERNMENT RELATIONS

Washington's largest and most respected government relations firm, Cassidy & Associates offers clients a bipartisan team that includes former Members of Congress and senior officials and leaders from government, the military and business. With a client roster that ranges from aerospace and defense companies to technology firms, educational and healthcare institutions, Cassidy & Associates has a proven record of anticipating legislation and regulation early in the process and using that knowledge to shape policy decisions. The firm, based in Washington, was founded in 1975 by Shandwick Washington

A PROVEN RECORD
OF ANTICIPATING
LEGISLATION AND
REGULATION EARLY IN
THE PROCESS

Chairman Gerald S.J. Cassidy, who is the former General Counsel of the U.S. Senate Select Committee on Nutrition and Human Needs. Day-to-day direction of C & A is the responsibility of 25-year Washington veteran James P. Fabiani, Chairman and CEO of C & A, and a former Staff Director of the U.S. House of Representatives Committee on Appropriations; and Marty Russo, Vice Chairman, President, and COO of Cassidy & Associates who was a member of the U.S. House of Representatives from the third congressional district of Illinois for 18 years.

Boland & Madigan



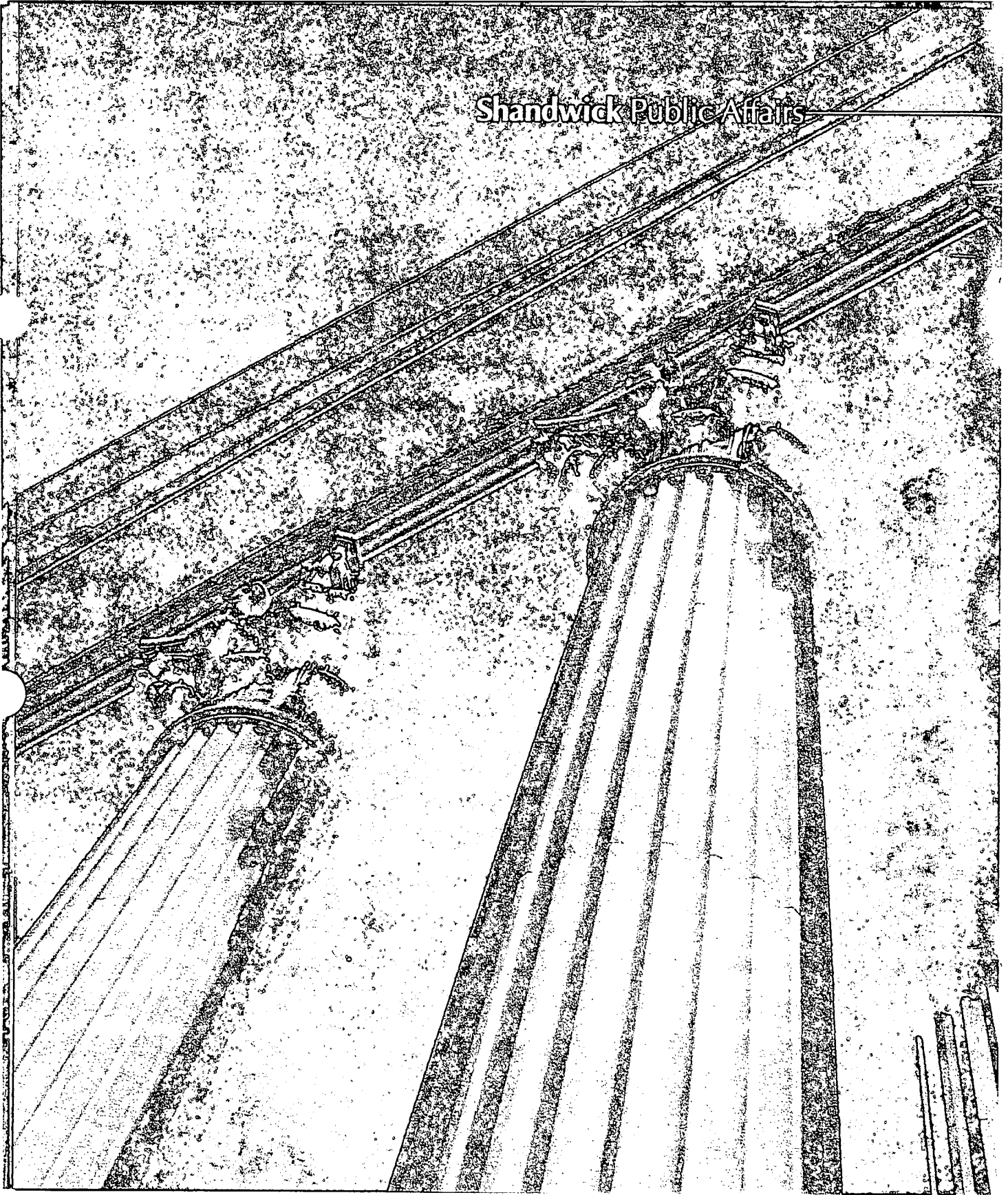
GOVERNMENT RELATIONS

Boland & Madigan, Inc. is a boutique government relations and strategic counseling firm, with a varied client base including a number of prominent Fortune 500 companies. The company has significant experience managing substantive legislative and regulatory policy issues in the following areas: high-tech, telecom, defense, financial services, corporate governance and international trade and relations. Our business goal is to represent companies that are the leaders in their respective industries and those that are striving to become industry leaders. This business philosophy is reflected in the list of past and present clients represented by the firm.

A TALENTED
COMBINATION OF
SUBSTANTIVE
PUBLIC POLICY
EXPERTS

Boland & Madigan, Inc. is led by Michael Boland, former Chief Counsel to Trent Lott (R-MS) when he served in the House of Representatives; Peter Madigan, former senior counselor to Secretary James Baker at the State and Treasury Departments; Terry Haines, former chief of staff at the Federal Communications Commission and Republican Counsel to the Commerce Committee of the House of Representatives; and Barry Rhoads, former Deputy General Counsel to the Defense Base Closure and Realignment Commission.

Shandwick Public Affairs



PUBLIC AFFAIRS

The capital city's leading provider of public affairs-related communications services, Shandwick Public Affairs employs former journalists, political and government press secretaries, former government officials and public relations professionals. Working in concert with government relations counsel and clients' internal strategists, Shandwick Public Affairs gives you everything you need—the best strategic thinkers, policy expertise, political insight, and the tactical skills to implement your plan. Utilizing all the tools of modern communications—from advocacy advertising to grassroots organizing; media training to message summits; and Web site development to crisis strategy, we develop and implement strategic campaigns to achieve clients' public affairs objectives. The company represents a merger of Powell Tate and Shandwick Public Affairs, and is led by Jody Powell, former press secretary to President Jimmy Carter; vice chairman Sheila Tate, who was press secretary to first lady Nancy Reagan; and president David Krawitz, who served in senior staff positions in the U.S. Senate for 16 years.

THE CAPITAL
CITY'S LEADING
PROVIDER OF PUBLIC
AFFAIRS-RELATED
COMMUNICATIONS
SERVICES

BORK & ASSOCIATES
LITIGATION COMMUNICATION

LITIGATION COMMUNICATION

Under the leadership of Robert Bork, Jr., the professionals of Bork & Associates offer litigation communication services to corporations and their counsel to help them manage the public environment surrounding high-stakes, high-profile litigation. The professionals at Bork & Associates understand how to be part of the legal team, how to distill the essence of the case in a manner that can be understood outside the courtroom, and how to be an advocate for the client.

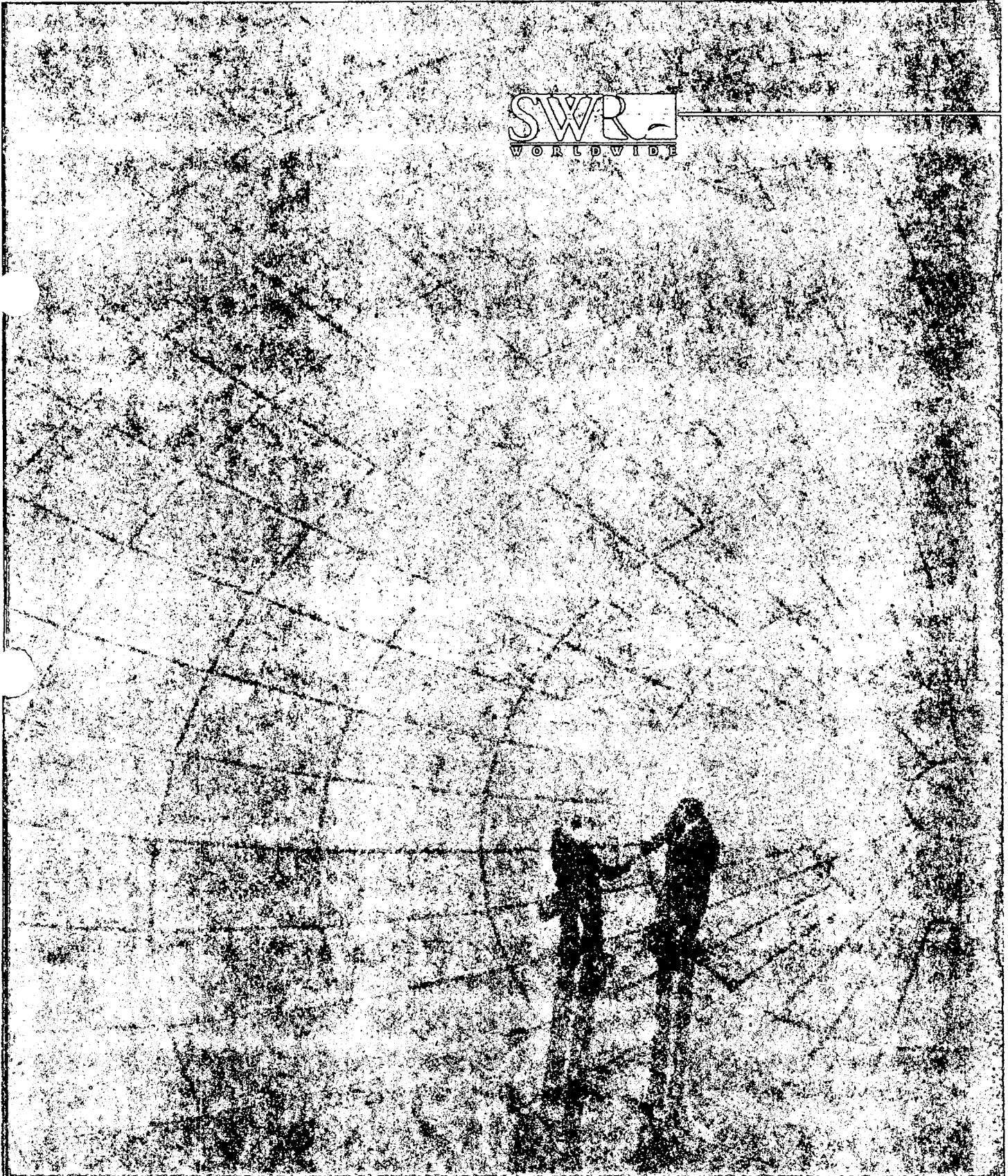
Working with leading law firms and major

national and international corporations,

DESIGNING AND
IMPLEMENTING
COMMUNICATIONS
PROGRAMS THAT
SUPPORT THE
ATTORNEYS' LEGAL
STRATEGY

B&A designs and implements communications programs that support the attorneys' legal strategy. Successful litigation communication can help companies avoid litigation, win litigation and protect valuable corporate reputation.

SWR
WORLDWIDE



OPINION RESEARCH

Successful campaigns begin with research. Effective research identifies messages that resonate,

targets critical audiences and provides clear measurements for a campaign's effectiveness. SWR

Worldwide is an international opinion research firm that conducts telephone, in-person, and

mail surveys, and has pioneered the use of Internet-based surveys and focus groups of select

audiences to quickly and efficiently provide up-to-date readings of opinion. SWR custom tailors

its research vehicles to client needs and can assess the views of the general population or

conduct targeted surveys of key audiences such as consumers, voters,

opinion leaders, and decisionmakers. SWR professionals also conduct

qualitative research, including focus groups and one-on-one interviews,

THE FIRM'S

EXPERTISE IS IN

ANALYSIS OF HIGH

LEVEL, HARD-TO-

REACH AUDIENCES

REGARDING

COMPLEX ISSUES

to obtain a deeper understanding of participants' thinking on

key issues. The firm's expertise is in analysis of high level,

hard-to-reach audiences regarding complex issues. Principals

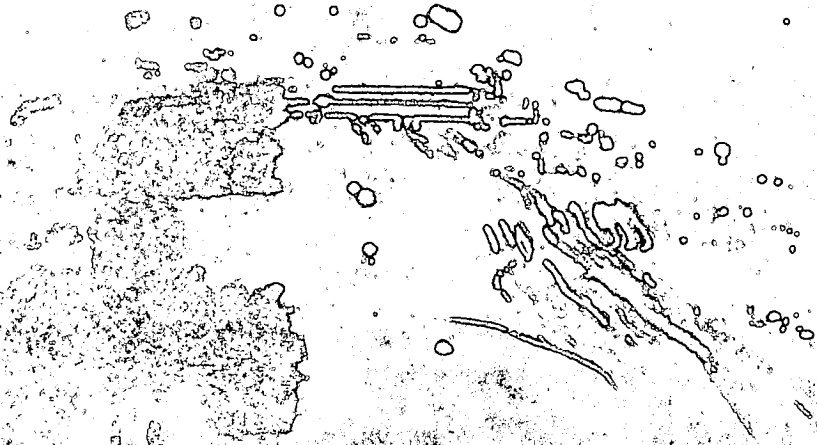
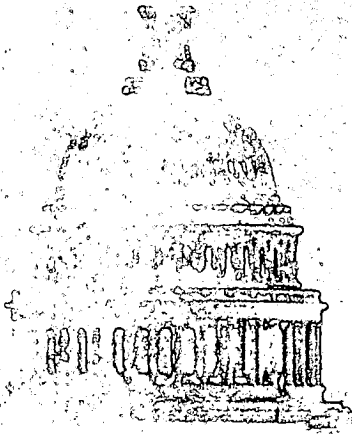
in the firm are Greg Schneiders, a Democrat with service as

a White House and Senate communications director, and

Republican Chris Wilson, who has extensive experience serving

both political and corporate clients.

Shandwick Washington



ADVOCACY ADVERTISING

It's not only what you say, but also how you say it. Targeted messaged-driven advocacy advertising provides the "air cover" during issue campaigns. Using research-tested messages and images, Shandwick's advertising specialists know how to create ads that capture attention and effectively deliver the messages in the right venues to the right audiences. Whether the campaign requires print, video, audio or a banner on the Web, we create the imagery and the words that resonate with target audiences to motivate a desired action.

CRISIS COMMUNICATIONS

When a crisis erupts, Shandwick's professionals are there to help you every step of the way. Over the years, our crisis experts have dealt with almost every sort of crisis and we know how to put our clients in control—developing a strategic framework; establishing a media management process, assembling the facts and organizing responses; addressing both substantive and perceptual issues; and guiding outreach to both governmental bodies and the public.

A COMPLETE RESOURCE OF PUBLIC AFFAIRS AND GOVERNMENT RELATIONS SERVICES

GRASSROOTS MOBILIZATION

Articulate constituent viewpoints, delivered effectively, can help inform and motivate decisionmakers and opinion leaders at the highest levels.

Through the Political Family Networking™ program, Shandwick's grassroots specialists use their contacts among the nation's political and opinion elites to deliver clients' messages direct to decisionmakers from their closest and most influential supporters. Shandwick professionals also can mobilize mail and phone campaigns to demonstrate the breadth of support for clients' public policy goals.

Shandwick Washington

700 13TH STREET, NW • WASHINGTON, DC • 20005

CASSIDY & ASSOCIATES

(202) 347-0773

www.cassidy.com

BOLAND & MADIGAN

(202) 637-0040

www.bolandmadigan.com

SHANDWICK PUBLIC AFFAIRS

(202) 383-9700

www.shandwickpublicaffairs.com

BORK & ASSOCIATES

(202) 393-5151

www.bork.com

SWR WORLDWIDE

(202) 628-1118

www.swrworldwide.com



Shandwick
International

WWW.SHANDWICK.COM

CASSIDY & ASSOCIATES

GOVERNMENT ENTITIES

El Segundo, City of
Hawaii, State of
Massachusetts Bay Transportation Authority Retirement Board
Palmdale, City of
Phoenix, City of
Sacramento Area Flood Control Agency

El Segundo, CA
Honolulu, HI
Boston, MA
Palmdale, CA
Phoenix, AZ
Sacramento, CA

FOUNDATION & MUSEUM CLIENTS

Agassi Enterprises, Inc.
Bishop Museum
California Museum Foundation
Institute for Student Achievement
Liberty Science Center
Museum of Discovery & Science
National Safe Kids Campaign
Nature Conservancy, The
Science Museum of Minnesota

Las Vegas, NV
Honolulu, HI
Los Angeles, CA
New York, NY
Jersey City, NJ
Fort Lauderdale, FL
Washington, DC
Honolulu, HI
St. Paul, MN

HEALTH CARE CLIENTS

AdMeTech
Carondelet Health System
Center for Health Affairs
Children's National Medical Center
City of Hope National Medical Center
Community Health Partners of Ohio
Community Hospital Telehealth Consortium
Condell Medical Center
Core Center, The
Dimensions Healthcare System
Edward Health Services Corporation
Englewood Hospital & Medical Center
Fairview Hospital and Healthcare Services
Forum Health
Henry Ford Health System
Hospital for Special Surgery
Kuakini Hospital
Lake Charles Memorial Hospital

Boston, MA
St. Louis, MS
Cleveland, OH
Washington, DC
Duarte, CA
Lorain, OH
Lake Charles, LA
Libertyville, IL
Chicago, IL
Largo, MD
Naperville, IL
Englewood, NJ
Minneapolis, MN
Youngstown, OH
Detroit, MI
New York, NY
Honolulu, HI
Lake Charles, LA

Memorial Hermann Health Care System
 Mercy Health Services
 Montefiore Medical Center
 National Jewish Medical & Research Center
 North Shore Long Island Jewish Medical Center
 Proctor Hospital
 Queen's Health Systems, The
 Rush-Presbyterian-St. Luke's Medical Center
 Saint Joseph's Health Center Foundation, Inc.
 Santa Marta Hospital
 Santa Rosa Memorial Hospital
 Texas Tech University Health System
 UMass Memorial Health System
 University of Pittsburgh Medical Center

Houston, TX
 Detroit, MI
 Bronx, NY
 Denver, CO
 New York, NY
 Peoria, IL
 Honolulu, HI
 Chicago, IL
 Syracuse, NY
 Los Angeles, CA
 Santa Rosa, CA
 Lubbock, TX
 Worcester, MA
 Pittsburgh, PA

INTERNATIONAL CLIENTS

ADI Limited
 Alenia Aerospazio
 American Chamber of Commerce in Egypt
 Gabon, Republic of
 Gabon, The National Assembly of
 IBP Aerospace Group, Inc.
 Saudi Arabia, The Kingdom of
 Taiwan Research Institute
 Telespazio S.P.A

Barton, Australia
 Rome, Italy
 Cairo, Egypt
 Libreville, Gabon
 Liberville, Gabon
 Buckinghamshire, England
 Washington, DC
 Taipei, Taiwan
 Rome, Italy

CORPORATE CLIENTS

Air Products and Chemicals, Inc.
 American Superconductor Corp. (ASC)
 Babyland Family Services
 Beacon Skanska USA
 Boeing Company, The
 Bose Corporation
 Burlington Northern Santa Fe Corporation
 Chicago Board of Trade
 Chicago Mercantile Exchange
 CMS Defense Systems, Inc.
 CNF Transportation
 Columbia Energy Group
 Cornell Companies
 Council on Superconductivity for American Competitiveness (CSAC)

Allentown, PA
 Westborough, MA
 Newark, NJ
 Boston, MA
 Arlington, VA
 Framingham, MA
 Washington, DC
 Chicago, IL
 Chicago, IL
 Winter Park, FL
 Palo Alto, CA
 Reston, VA
 Houston, TX
 Washington, DC

Crane & Co.
CVS Pharmacy
Draka USA Corporation
e-Charge
e-Lottery, Inc.
Electro Energy, Inc.
Exxon Corporation
Federal Home Mortgage Corporation
General Dynamics Corporation
Global Photon Systems
Johnson & Johnson
Kraft General Foods, Inc.
Lockheed Martin IMS
M2 Technologies
Maersk, Inc.
Major League Baseball
National Rural Telecommunications Cooperative (NRTC)
Ocean Spray Cranberries, Inc.
Pfizer, Inc.
PGA Tour
Polaroid Corporation
Proteus Company
Sepracor, Inc.
Sherwin Williams
Spacehab, Inc.
Subaru of America
Summit Technology, Inc.
Swath Ocean Systems, Inc.
Texaco, Inc.
Ultracard, Inc.
Union Pacific Resources
United Space Alliance
Variable Annuity Life Insurance Company (VALIC), The
VoiceStream Wireless Corporation
Vollmer Public Relations

Dalton, MA
Woonsocket, RI
Franklin, MA
Seattle, WA
Garden City, NY
Danbury, CT
Houston, TX
McLean, VA
Falls Church, VA
San Diego, CA
Washington, DC
Washington, DC
Washington, DC
West Hyannisport, MA
Washington, DC
Washington, DC
Herndon, VA
Lakeville-Middleboro, MA
Washington, DC
Ponte Vedra Beach, FL
Cambridge, MA
Chicago, IL
Marlborough, MA
Pittsburgh, PA
Washington, DC
Cherry Hill, NJ
Waltham, MA
Chula Vista, CA
Washington, DC
Campbell, CA
Fort Worth, TX
Arlington, VA
Houston, TX
Bellevue, WA
Houston, TX

UNIVERSITY & RESEARCH CLIENTS

Adelphi University	Garden City, NY
Alfred University	Alfred, NY
Barry University	Miami Shores, FL
Boston College	Chestnut Hill, MA
Boston University	Boston, MA
California Institute of the Arts	Valencia, CA
Central Piedmont Community College	Charlotte, NC
Clemson University	Clemson, SC
Columbia University	New York, NY
D'Youville College	Buffalo, NY
Dakota Wesleyan University	Mitchell, SD
Dominican College of Blauvelt	Orangeburg, NY
Elmira College	Elmira, NY
Fairfield University	Fairfield, CT
Fontbonne College	St Louis, MO
Hampshire College	Amherst, MA
Hampton University	Hampton, VA
Hawaii, University of	Honolulu, HI
Idaho State University	Pocatello, ID
Lewis & Clark College	Portland, OR
Long Island University	Brookville, NY
Lorain County Community College	North Elyria, OH
Marietta College	Marietta, OH
Marymount University	Arlington, VA
Miami-Dade Community College	Miami, FL
Monroe Community College	Rochester, NY
New Jersey Institute of Technology	Newark, NJ
Neumann College	Aston, PA
Northwestern University	Evanston, IL
Peirce College	Philadelphia, PA
Philadelphia College of Osteopathic Medicine	Philadelphia, PA
Philadelphia University	Philadelphia, PA
Polytechnic University of New York	Brooklyn, NY
Rochester Institute of Technology	Rochester, NY
San Diego, University of	San Diego, CA
San Francisco, University of	San Francisco, CA
Southeastern Pennsylvania Consortium for Higher Education	Philadelphia, PA
State University of New York (SUNY) Alliance	Morrisville, NY
Texas Tech University	Lubbock, TX
Tougaloo College	Tougaloo, MS

Tufts University
Tufts University Development Corporation (TUDC)
Tufts University School of Veterinary Medicine
University of Puerto Rico
University of the Sciences in Philadelphia
Villanova University
Widener University

Medford, MA
Boston, MA
North Grafton, MA
San Juan, Puerto Rico
Philadelphia, PA
Villanova, PA
Chester, PA

ASSOCIATION CLIENTS

American Lung Association of Minnesota
Community Bank League of New England
Interstate Natural Gas Association of America
Massachusetts Society of Certified Public Accountants, Inc.
Natural Gas Supply Association
Partnership for Better Schools
Securities Industry Association
United Service Organization

St Paul, MN
Boston, MA
Washington, DC
Boston, MA
Washington, DC
Cambridge, MA
New York, NY
Washington, DC

LOBBYING & LAW

■ THE WINNER IS...CASSIDY & ASSOCIATES

By SHAWN ZELLER



GERALD CASSIDY: "We look for clients in growing business sectors that we think will provide long-term business."

Slow-and-steady beat glitz-and-glamour in 1998, as Cassidy & Associates, Inc. emerged as Washington's top-billing lobbying shop. The 1997 winner, Verner, Liipfert, Bernhard, McPherson and Hand, the high-powered home of former Senate Majority Leaders Bob Dole, R-Kan., and George Mitchell, D-Maine, garnered most of the headlines last year for representing the tobacco industry on Capitol Hill. But, in the end, Cassidy & Associates, relying on a steady, remunerative diet of appropriations-related work, won the crown. The firm finished with \$19.8 million in 1998 billings, edging out Verner, Liipfert (\$18.8 million) by just over \$1 million, according to information filed with the offices of the Senate secretary and House clerk. *National Journal* reviewed these filings in its survey of the law and lobbying firms.

The year-end 1998 filings provide a stark contrast with the midyear fee reports. As of June

30, Verner, Liipfert—fueled with \$7 million from just a quarter of tobacco companies—surpassed Cassidy & Associates by nearly \$4 million. (See *NJ*, 11/14/98, p. 2722.) But after congressional efforts to approve a \$368.5 billion settlement between the industry and the states died in June, the tobacco dollars stopped flowing to Verner, Liipfert, and the firm's fees fell 55 percent in the second half of the year. As a result, Verner, Liipfert saw no increase for the year over its 1997 billings. (Verner, Liipfert has picked up a number of high-paying foreign clients, including Mexico, whose fees are not included in the lobbying reports.)

Cassidy & Associates, meanwhile, saw its billings rise 22 percent in the second half of the year, when the appropriations process reached a fever pitch. The firm, which has few blockbuster clients, relies on a steady stream of income from dozens of corporations, hospitals, and universities happy to pay for help in getting big bucks from Congress. Cassidy's top client in 1998 was Boston University, which paid the firm \$760,000. Other top clients included the Richmond, Va.-based law firm of Hunton & Williams (\$720,000) and Cleveland-based Lincoln Electric Co. (\$600,000). Cassidy & Associates boasted approximately 75 clients with fees in excess of \$100,000. Overall, Cassidy's billings were up 12 percent from 1997.

Cassidy & Associates Chairman Gerald S.J. Cassidy credited the firm's success to new business from high-technology and aerospace clients. "I can think of about a dozen new clients in those areas," he said. "We look for clients in growing business sectors that we think will provide long-term business," he added. The firm attracts clients, he said, because it can offer "one-stop shopping," through its affiliation with Powell Tate, a public relations firm, and Frederick Schneiders Research, a polling firm. "I think a lot of this business would go elsewhere if we couldn't provide those [PR and polling] services," Cassidy said.

Broadly speaking, 1998 was a very good year for Washington lobbying firms. In percentage terms, most firms saw fees rise markedly above

those reported in 1997. However, the incredibly rosy picture that existed for almost all firms at midyear 1998 was tempered for many during the second half of the year, as the elections and the impeachment morass produced business-dampening doldrums on Capitol Hill.

"Other than spending bills, there just wasn't much happening over the last six months," recalls Charles R. Black Jr., the CEO of Black, Kelly, Scruggs & Healey. "The town was pretty much paralyzed."

Black's firm saw its fees fall 27 percent in the second half of the year, making it one of many to experience a drop-off in the last six months of 1998. "It was hard to see people, hard to get their attention," Black explained. A lobbyist "might normally go up [to Capitol Hill] in September or October to talk about issues for the next year, but last year, there just wasn't any point."

Several caveats are in order. *National Journal's* year-end survey is not comprehensive. It is a first cut based on the list of the 20 top-ranked firms in 1997 that was compiled by the non-partisan Center for Responsive Politics.

Patton Boggs (\$13.7 million) was another firm that thrived in 1998. The law and lobbying juggernaut finished third, moving up a notch from its 1997 finish and switching places with Akin, Gump, Strauss, Hauer & Feld (\$11.5 million). Patton Boggs, which boasts the largest client base in Washington, saw its fees shoot up 38 percent, with much of that growth coming in the second half of the year. Such longtime clients as the Smokeless Tobacco Council (\$960,000), the Association of Trial Lawyers of America (\$700,000), and Mars Inc. (\$700,000) anchored Patton Boggs' rise.

Akin, Gump ended the year with a 13 percent increase in billings, but the firm couldn't keep building on its strong first-half showing. Its billings fell 21 percent in the second half of the year. The losses stemmed from reduced billings to top clients, such as Puerto Rico-based Citizens Educational Foundation Inc. (from \$640,000 to \$420,000) and the Motion Picture Association of America (from \$400,000 to \$260,000).

CASSIDY & ASSOCIATES

WASHINGTON

700 Thirteenth Street, NW

Suite 400

Washington, DC 20005

Telephone 202-347-0773

Fax 202-347-0785

www.cassidy.com

NEW ENGLAND

One Walnut Street

3rd Floor

Boston, MA 02108-3616

Telephone 617-305-4161

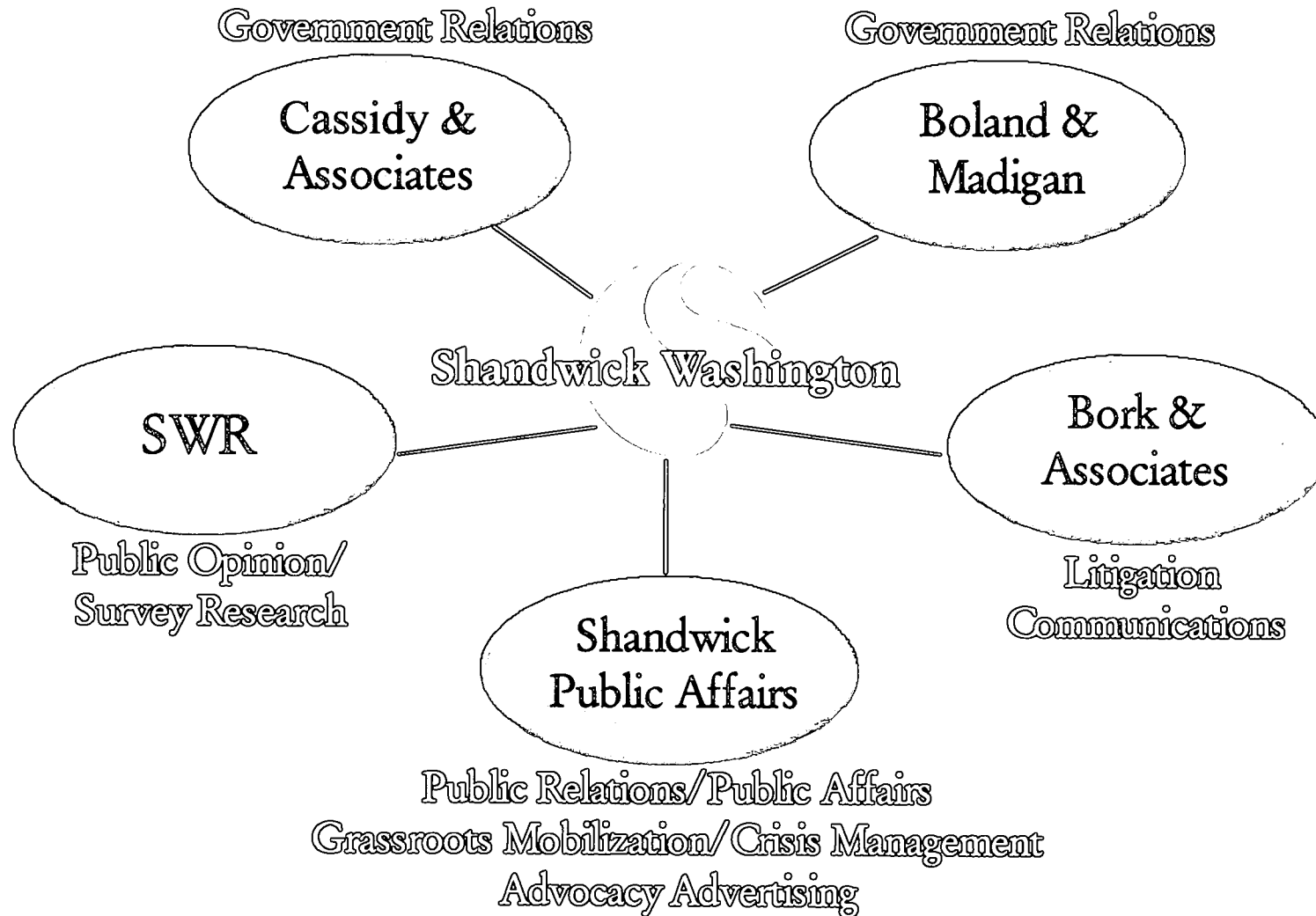
Fax 617-305-4169

CASSIDY & ASSOCIATES
Summary of Background & Capabilities

Presented to
City of Las Vegas

May 17, 2000

Integrated Public Affairs



Shandwick International is an integrated network of 104 offices in 54 countries.

CASSIDY & ASSOCIATES

– Who We Are

- Public affairs, lobbying firm specializing in government relations.
- Founded in 1975 on the basis of identifying and securing federal funds for not-for-profit entities, including hospitals, health systems, colleges and universities, foundations, museums, state and local units of government, etc.
- One of the largest and most effective government relations firms in Washington, D.C.

CASSIDY & ASSOCIATES

– Who We Are

- Bipartisan; more than 45 government relations professionals.
- Professionals are comprised of former congressional and government staff members who have a thorough understanding of the legislative, budgetary and regulatory processes.
- Expertise across a wide range of public policy issues.
- Diverse client base.
- Unprecedented reach.

CASSIDY & ASSOCIATES

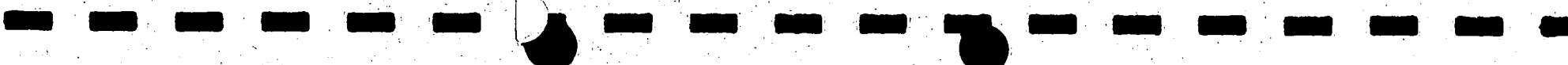
– What We Do

- Provide aggressive, proactive, creative representation on behalf of our clients in order to:
 - Create Opportunities
 - Solve Problems

CASSIDY & ASSOCIATES

– Distinguishing Characteristics

- Depth and breadth of experience and expertise
- Creative/innovative thinking
- Systematic approach and process
- “Core Team” approach to client service
- Matrix System ----- Expanded Team = “Reach”
- Track record
- Ethics and Standards



CASSIDY & ASSOCIATES

– Our Approach and Process

- **Conduct in-depth assessment of client and its goals and objectives (Resource Inventory)**
- **Public policy issue(s) identification**
- **Define initiative(s)**
- **Design legislative strategies**
- **Establish benchmarks**
- **Execution**

CASSIDY & ASSOCIATES

– “Core Team”

- Professionals with relevant experience and expertise:

- **Gabe Rozsa**

- » Senior Vice President, Cassidy & Associates;
 - » Former Minority Counsel to the Subcommittee on Water Resources and Environment where he played a major role in implementing legislative strategy involving the Clean Water Act, the Superfund toxic waste cleanup program, and the Army Corps of Engineers civil works program;
 - » Former Assistant Counsel for Legislation for the U.S. Army Corps of Engineers.

- **John S. Doyle, Jr.**

- » Senior Vice President, Cassidy & Associates;
 - » Former Chief of Staff of the U.S. House of Representatives Committee on Transportation and Infrastructure (then called the Committee on Public Works and Transportation);
 - » Former Chief of Staff to Congressman Jimmy Hayes (R-LA);
 - » Former Minority Counsel for Water for the U.S. House Committee on Public Works and Transportation;
 - » Former Chief Counsel of the U.S. House Committee on Science, Space and Technology;
 - » During the Administrations of Presidents Reagan and Bush, served in the Pentagon as Principal Deputy Assistant Secretary of the Army (Civil Works) and Acting Assistant Secretary, in charge of the Civil Works Program of the U.S. Army Corps of Engineers.

CASSIDY & ASSOCIATES

– “Core Team”

- Professionals with relevant experience and expertise:

- **Daniel J. McNamara**

- » Senior Vice President, Cassidy & Associates;
- » Former key policy advisor and Legislative Director to Senator Dave Durenberger from 1978 to 1989;
- » Former Professional Staff Member on the Subcommittee on Intergovernmental Affairs of the U.S. Senate;
- » Former Staff Assistant for Senator Hubert Humphrey.

- **Dennis Kedzior**

- » Senior Vice President, Cassidy & Associates;
- » Former Senior Staff Assistant to the U.S. House of Representatives Committee on Appropriations
- » Served as an Assistant to the Secretary in the U.S. Department of Transportation; and
- » Served as the Chief of Budget Operations for the U.S. House of Representatives Committee on the Budget.

- **Lawrence C. Grossman**

- » Senior Vice President, Cassidy & Associates;
- » Former Staff Member of the House Armed Services Committee prior to joining Cassidy & Associates, where he developed public policy initiatives for Chairman Les Aspin;
- » Former Associate Editor of *Military Forum*, a defense policy magazine published by National Journal, Inc.;
- » Author of numerous articles on defense and national security published in *Atlantic Monthly*, *Washington Monthly*, *National Journal*, *Government Executive* and other public policy magazines.

CASSIDY & ASSOCIATES

– Selected Current Clients

- **Cities & Counties**
 - City of El Segundo
 - City of Palmdale
 - City of Phoenix
- **Selected States and Municipal Entities**
 - State of Hawaii
 - Sacramento Area Flood Control Agency

CASSIDY & ASSOCIATES

– Selected Former Clients

• Cities and Counties

- Enid, Oklahoma (Vance Air Force Base)
- Fairfield, California
- Milwaukee, Wisconsin
- Panama City, Florida (Naval Coastal Systems Center)
- San Francisco, California
- Scott County, Minnesota
- Sutter County, California
- Vallejo, California
- Vienna, Georgia

• States & Municipal Entities

- Indiana
- Wisconsin
- Delaware Department of Transportation
- Pennsylvania Turnpike commission
- Rhode Island Department of Economic Development/Port authority

CASSIDY & ASSOCIATES

– Ethics and Standards

- Committed to the highest ethical standards
 - Demonstrated industry-wide leadership through the development and implementation of an in-house professional ethics and standards program designed and monitored monthly by the law firm of by Sidley & Austin L.L.C. and managed by our Senior Vice President and General Counsel, Gregory Gill.

City of Las Vegas

Agenda Item No.: 48

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial:

Held in Abeyance From April 19, 2000, and May 3, 2000

Ms. Amy Marie Miller
1750 E. Karen Avenue, Apt. 352
Las Vegas, NV 89109

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

None

MOTION:

M. McDONALD – Motion to STRIKE from the Agenda - UNANIMOUS with MACK not voting

MINUTES:

The appellant was not present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department, was present.

MAYOR GOODMAN asked if notice of the hearing was given to MS. MILLER. SERGEANT ALEXANDER indicated that she should have been notified through the appeal process. He recommended the matter be stricken or held in abeyance again.

There was no further discussion.

(10:13 – 10:15)

1-2381

City of Las Vegas

Agenda Item No.: 49

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial:

Held in Abeyance From May 3, 2000

Ms. Jessica Ray Kile
4387 Crystal peak
Las Vegas, NV 89115

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

None

MOTION:**M. McDONALD – Motion to STRIKE from the Agenda - UNANIMOUS with MACK not voting****MINUTES:**

The appellant was not present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department,
recommended the matter be stricken.

There was no further discussion.

(10:15 – 10:16)

1-2470

City of Las Vegas

Agenda Item No.: 50

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial:

Held in Abeyance From May 3, 2000

Mr. John Varghese
c/o Hamid Reza
ARCO AM PM
329 N. Las Vegas Blvd.
Las Vegas, NV 89109

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

None

MOTION:**M. McDONALD – Motion to STRIKE from the Agenda - UNANIMOUS with MACK not voting****MINUTES:**

The appellant was not present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department,
recommended the matter be stricken.

There was no further discussion.

(10:16 – 10:17)
1-2509

City of Las Vegas

Agenda Item No.: 51

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial:

Held in Abeyance From May 3, 2000

Ms. Connie Dee Young
319 South Main Street #108
Las Vegas, NV 89101

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

None

MOTION:**M. McDONALD – Motion to STRIKE from the Agenda - UNANIMOUS with MACK not voting****MINUTES:**

The appellant was not present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department,
recommended the matter be stricken.

There was no further discussion.

(10:17)

1-2538

City of Las Vegas

Agenda Item No.: 52

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial:

Joseph Mark Kocjan
4332 Silver Dollar #5
Las Vegas, NV 89102

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

Appellant letter of Appeal and City Clerk Notification letter to Appellant

MOTION:

M. McDONALD – Motion to bring forward and STRIKE Items 13, 24, 52, 53, 54, and 71 and hold in ABEYANCE Items 58 and 60 to 6/7/2000 – UNANIMOUS

MINUTES:

There was no related discussion.

(9:36 – 9:38)

1-897

RECEIVED
CITY CLERK

2000 MAY -2 P 4: 05

May 2, 2000

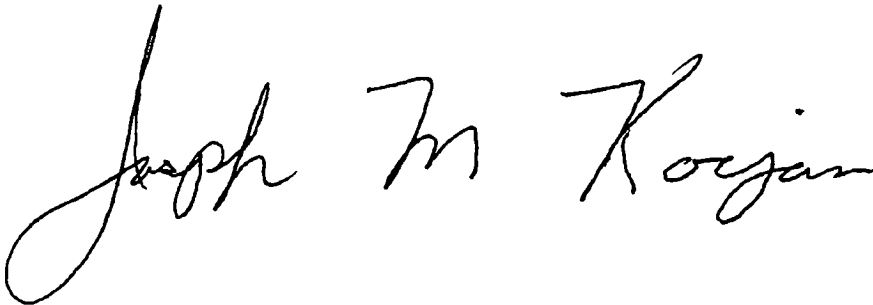
City Clerk
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

Gentlemen:

I wish to appeal to the City Council the denial by the Metropolitan Police Department of my Work Card application.

Sincerely,

Joseph Mark Kocjan
4332 Silver Dollar #5
Las Vegas, NV 89102

A handwritten signature in cursive script that reads "Joseph M. Kocjan". The signature is written in black ink and is positioned below the typed name and address.



MAYOR
OSCAR B. GOODMAN

CITY COUNCIL
MICHAEL J. McDONALD
(MAYOR PRO-TEM)
GARY REESE
LARRY BROWN
LYNETTE B. McDONALD
WRENCE WEEKLY
MICHAEL MACK

CITY MANAGER
VIRGINIA VALENTINE

May 2, 2000

Joseph Mark Kocjan
4332 Silver Dollar #5
Las Vegas, NV 89102

Re: WORK CARD APPEAL

Dear Mr. Kocjan:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. This matter will be heard by the City Council at their regularly scheduled meeting of May 17, 2000.

Your appeal is scheduled to be heard during the morning session of the meeting, which commences at 9:00 a.m. We would advise that you be in attendance to present your appeal and answer any questions which may arise.

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

If a letter is submitted to the Council, it must be from the licensee or principal who must be approved for suitability under Las Vegas Municipal Code Chapter 6.06 (the owner of the business, other principal or key employee) for the establishment in which you are seeking employment. Also, you should bring to the hearing all other materials which may assist you in your appeal.

Sincerely,

A handwritten signature in cursive script, reading "Beverly K. Bridges".

BEVERLY K. BRIDGES
CHIEF DEPUTY CITY CLERK

cc: City Attorney-Civil
Las Vegas Metropolitan Police Department - SIB

CITY OF LAS VEGAS
400 STEWART AVENUE
LAS VEGAS, NEVADA 89101

VOICE 702.229.6011
TDD 702.386.9108
www.ci.las-vegas.nv.us

City of Las Vegas

Agenda Item No.: 53

AGENDA SUMMARY PAGE**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and Possible Action on Appeal of Work Card Denial:

Ms. Lidia M. Tapia
1001 Willowtree Drive #D
Las Vegas, NV 89128

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

M. McDONALD – Motion to bring forward and STRIKE Items 13, 24, 52, 53, 54, and 71 and hold in ABEYANCE Items 58 and 60 to 6/7/2000 – UNANIMOUS

MINUTES:

There was no related discussion.

(9:36 – 9:38)

1-897

05/15/2000 14:07 5

MAIL

PAGE 01

7-11 27866 8700^N Rainbow
LO.

Re: Lidia Japia

May 15, 0000

To: Detective Alexander

A work application was given to Lidia in April. She called the store and stated that it had been denied. I tried to call her to see what her plans were. She failed to return my call or stop by the store. ~~The~~ position was filled. She no longer has an actual work application.

Elaine Cory
ELAINE CORY

owner 7-11 27866

SGT-ROD

RECEIVED
CITY CLERK

2000 MAY 15 P 3:00

#53

RECEIVED
CITY CLERK

2000 APR 25 P 3 50

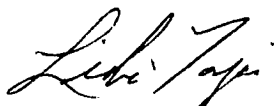
April 25, 2000

City Clerk
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

Gentlemen:

I wish to appeal to the City Council the denial by the Metropolitan Police Department of my Work Card application.

Sincerely,



Lidia M. Tapia
1001 Willowtree Drive #D
Las Vegas, NV 89128



MAYOR
OSCAR B. GOODMAN

CITY COUNCIL
MICHAEL J. McDONALD
(MAYOR PRO-TEM)
GARY REESE
LARRY BROWN
LYNETTE B. McDONALD
WRENCE WEEKLY
MICHAEL MACK

CITY MANAGER
VIRGINIA VALENTINE

April 25, 2000

Lidia M. Tapia
1001 Willowtree Drive #D
Las Vegas, NV 89128

Re: **WORK CARD APPEAL**

Dear Ms. Tapia:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. This matter will be heard by the City Council at their regularly scheduled meeting of May 17, 2000.

Your appeal is scheduled to be heard during the morning session of the meeting, which commences at 9:00 a.m. We would advise that you be in attendance to present your appeal and answer any questions which may arise.

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

If a letter is submitted to the Council, it must be from the licensee or principal who must be approved for suitability under Las Vegas Municipal Code Chapter 6.06 (the owner of the business, other principal or key employee) for the establishment in which you are seeking employment. Also, you should bring to the hearing all other materials which may assist you in your appeal.

Sincerely,

A handwritten signature in cursive script, reading "Beverly K. Bridges".

BEVERLY K. BRIDGES
CHIEF DEPUTY CITY CLERK

cc: City Attorney-Civil
Las Vegas Metropolitan Police Department - SIB

CITY OF LAS VEGAS
400 STEWART AVENUE
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City of Las Vegas

Agenda Item No.: 54

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Discussion and possible action regarding a new Independent Massage Therapist License, Byron Bradley, dba The Masters Touch, 1973 Verbania Dr., Byron E. Bradley, 100% - Ward 4 (Brown)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a new Independent Massage Therapist License

RECOMMENDATION:

Recommendation to be provided at the City Council meeting

BACKUP DOCUMENTATION:

None

MOTION:

M. McDONALD – Motion to bring forward and **STRIKE** Items 13, 24, 52, 53, 54, and 71 and hold in **ABEYANCE** Items 58 and 60 to 6/7/2000 – **UNANIMOUS**

MINUTES:

There was no related discussion.

(9:36 – 9:38)

1-897

City of Las Vegas

Agenda Item No.: 55

AGENDA SUMMARY PAGE**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: FINANCE & BUSINESS SERVICES****DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Discussion and possible approval of withdrawal of change of ownership for a Tavern Liquor License and new Non-restricted Limited Gaming License for 35 slots, From: Port Tack, Inc., Robert Kostecky, Dir, Pres, Secy, Treas, William Kostecky, Dir, To: Caribbean Cabana, LLC, dba Caribbean Cabana, 3190 West Sahara Ave., TLC Gaming Inc., Mg Mmbr, 50%, Terry L. Caudill, Dir, Pres, Secy, Treas, 95%, Timothy G. Lager, 5%, Port Tack, Inc., Mmbr, 50%, Robert Kostecky, Dir, Pres, Secy, Treas, 73.9131%, Kostecky Family Trust, 23.9130%, William L. Kostecky, Co-Trustee, Beatrice B. Kostecky, Co-Trustee, Thomas W. Wiechman, Games Mgr, 2.1739%, William L. Kostecky, Dir, Beatrice B. Kostecky, Dir - Ward 1 (M. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Approval of withdrawal of change of ownership for a Tavern Liquor License and new Non-restricted Limited Gaming License for 35 slots

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

M. McDONALD - ACCEPTED the WITHDRAWAL of TLC Gaming, Inc. - UNANIMOUS

MINUTES:

ATTORNEY MARK FIORENTINO, Kummer, Kaempfer, Bonner and Renshaw, 3800 Howard Hughes Parkway, appeared representing TERRY L. CAUDILL, TLC Gaming, Inc., who was also present.

SERGEANT REAGAN ALEXANDER, Las Vegas Metropolitan Police Department (Metro), was present.

*City of Las Vegas***Agenda Item No.: 55**

CITY COUNCIL MEETING OF MAY 17, 2000

Finance and Business Services

Item 55 – Withdrawal of Change of Ownership by Caribbean Cabana, LLC

MINUTES – Continued:

JIM DiFIORE, Manager, Business Services, indicated that the two owners never consummated the deal and the license was never issued. MR. CAUDILL is requesting withdrawal of the Caribbean Cabana, LLC so that the license can go back to Port Tack, Inc.

COUNCILMAN McDONALD stated that there were several concerns that were uncovered by Metro. However, a meeting was held and the owner of Port Tack, Inc., has addressed the concerns of Metro and the neighbors. The owner has agreed to work closely with him, Metro, and the COP Officer for the area. He felt comfortable in accepting the withdrawal.

There was no further discussion.

(10:17 – 10:21)

1-2567

**CITY COUNCIL MINUTES
MEETING OF
APRIL 19, 2000**

Page 1

**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

MAYOR GOODMAN

All right. Item Number 81. Discussion and possible action regarding the withdrawal of change of ownership from a Tavern Liquor License and new Non-restricted Limited Gaming License for 35 slots, from Port Tack, Inc., Robert Kostelecky, Director, President, Secretary, Treasurer, William Kostelecky, Director to Caribbean or Caribbean Cabana, LLC, dba Caribbean Cabana, 3190 West Sahara Avenue. There's a recommendation for approval. Would you gentleman, please identify yourselves.

ATTORNEY PRESTON HOWARD

Yes. Good morning, Your Honor and Council members. Preston Howard with the law firm of Keifer, O'Reilly and Ferrario. To my right is Robert Kostelecky, whom I represent and to my left is Terry Caudill, who is here representing himself.

MAYOR GOODMAN

All right. Thank you. All right. Mr. DiFiore.

JIM DIFIORE, MANAGER, BUSINESS
SERVICES

Mayor, if I may give a brief explanation of why this is on the agenda. In August of 1999, the Council approved a merger of TLC Gaming, Inc., as a member 50% and Port Tack, Inc., as a member 50%, doing business as Caribbean Cabana. And the item today is to acknowledge the TLC Gaming Inc., withdrawing their participation in this particular merger. So, we're here today to hear that, and I know there are areas of concerns that Metro has brought to my attention since that time. Sergeant Cannito and Detective Umberger from Metro are here to explain that.

MAYOR GOODMAN

Okay. Sergeant.

SERGEANT CANNITO

Very briefly. There's a concern that this is turning into a rave type of establishment.

MAYOR GOODMAN

A what?

COUNCILMAN McDONALD

A rave.

SERGEANT CANNITO

A rave party type establishment.

COUNCILMAN McDONALD

After hours for teenage, after hours of twelve.

SERGEANT CANNITO

You can see, yes, Sir. You'll see through the advertisements that we've found through newspapers that we've submitted to you –

MAYOR GOODMAN

Never heard of that –

**CITY COUNCIL MINUTES
MEETING OF
APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

SERGEANT CANNITO – that it is geared towards people 18 and older. We do have –

COUNCILMAN McDONALD Doug, Mr. Rankin, can you put it between, for viewers at home. Could we go to the overhead?

SERGEANT CANNITO We do have concerns and this was brought to the attention of Mr. Kostelecky, that there are 18 and older, this is a bar. You need to be 21 in a bar. There is gaming and there are concerns how that can be differentiated. With more details on the – citations that have recently been issued and what have you, the shooting involving five – victims, Detective Umberger was involved in some meetings. I do want to say that in dealing with Mr. Howard, the attorney for this case, has been very pleasant. He has been cooperative, however, we haven't had as much success dealing with Mr. Kostelecky in maintaining open lines of communication. We would stress that, that's imperative that when we try to get a hold of him that he respond to that. Again, however, Mr. Howard has been very cooperative with us. And if you have any further questions regarding the circumstances of the – crimes involved, Detective Umberger.

MAYOR GOODMAN Yes, Detective, please.

DETECTIVE RICK UMBERGER Yes, Sir, Mayor.

MAYOR GOODMAN I'd like to hear about the shooting. You say there were shootings there?

DETECTIVE RICK UMBERGER There were five people shot out at the club,

COUNCILMAN McDONALD Ricky.

DETECTIVE RICK UMBERGER – at the result of a rave party. Sorry. On the 26th of December of 1999, KCEP Radio –

MAYOR GOODMAN Could you state your name and address, please.

DETECTIVE RICK UMBERGER Detective Umberger, Metro Police.

MAYOR GOODMAN Okay. Thank you.

DETECTIVE RICK UMBERGER 400 East Stewart.

MAYOR GOODMAN That's fine. Good.

DETECTIVE RICK UMBERGER Like I was saying, on the 26th of December, 1999, there was a party out there that was promoted by KCEP Radio and the

**CITY COUNCIL MINUTES
MEETING OF
APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

owners of the club, which resulted in numerous noise complaints, large crowds of under-age juveniles gathering. The result to that escalated to fights, altercations. It came to an end when five people were shot, in and outside of the club.

MAYOR GOODMAN

Okay. Thank you. What other – matters would you like to bring to our attention.

DETECTIVE RICK UMBERGER

There's several. This problem began, actually, Sir, back in October of 1999 when the club, by their own admission, began to promote these rave parties. And rave parties are juvenile parties that they play hip pop type-music, invite large crowds in, under-age kids are mixing with adult people who are intoxicated or drinking alcohol. After that, when those parties began, the first incident that we received a citizens complaint on was December the 5th of 1999 and the citizens surrounding that area and that live in the homes behind there, began to call and complain about this party going on every weekend with large crowds spilling over the fence and throughout the parking lot.

The 12th of December KCEP Radio promoted their first event that we know about there, which resulted in the police being called, patrol units arriving at the scene to break up numerous fights that were occurring inside the parking lot. Then, the next event that we have is the shooting on the 26th, which resulted in our calling for an emergency meeting, the Las Vegas Metropolitan Police Department, with the owners of the club. On the 30th, we had a meeting with KCEP Radio, the owners of the club and their representatives and we addressed each of the problems that had occurred to date with them. We asked them what their course of action was to correct this and began a dialogue with them and assisted them in making efforts. It was no long after that that KCEP Radio pulled out and is not longer promoting events there.

Then on the 6th of March, patrol officers from the Southwest Area Command did a routine bar check and there cited a bartender, Daniel Lamb, for being intoxicated while selling liquor. On the 14th, citizens of the surrounding neighborhood met with members of the Las Vegas Metropolitan Police Department and Sergeant Cannito at a citizens' meeting where they received numerous complaints about what was going on in specific details. And if I'm not mistaken, I believe, representatives of yours were there as well? Mr. Solomon or Ron.

UNIDENTIFIED MALE

Ron.

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APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

DETECTIVE RICK UMBERGER

Yeah. During our last meeting I learned that Ron was present at that meeting and that Ron Samsell, who's going to be one of your new key employees. Is that correct? Okay.

On the 17th of March, again, patrol officers from the Southwest Area Command entered the bar and found that one of the bartenders, David Baker, was selling alcohol to under-age juveniles and he was cited for that. On April the 1st, an ad, the ad that you're seeing here is the revised ad, the one, I believe, you have, Mr. Mayor.

MAYOR GOODMAN

I have two of them. I have two of them

DETECTIVE RICK UMBERGER

Yes.

MAYOR GOODMAN

I think, we better identify which one you're talking about. There's one of April 13th, at the bottom here.

DETECTIVE RICK UMBERGER

Yes.

MAYOR GOODMAN

Is that the one?

DETECTIVE RICK UMBERGER

Well, if you see the one with the lingerie photos --

MAYOR GOODMAN

Yeah. Yes.

DETECTIVE RICK UMBERGER

That appeared in the City Life Magazine advertising for 18 and over crowd at a liquor establishment. Further, there's a large sexual connotation to that, as well, advertising for a after-dark party and lingerie contest.

MAYOR GOODMAN

Okay. Madam Clerk, why don't we have this marked as Exhibit 1?

DETECTIVE RICK UMBERGER

That ad was revised, which is the ad that you see on the monitor now, the second ad.

MAYOR GOODMAN

All right, and let's have that marked as Exhibit 2, please, that way the record's complete. Okay.

DETECTIVE RICK UMBERGER

Then on April 3rd, again, patrol officers from the Southwest Area Command did another routine bar check and again cited another bartender, Richard Hanson, for being intoxicated while selling alcohol. On the 13th, the amended ad appeared in City Life Magazine. It's quite a bit toned down from the first ad. And on the 14th of this month, just the other day, we had our last meeting with the owners of this club, where we again addressed the issues and the

**CITY COUNCIL MINUTES
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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

problems that were occurring out there. And we learned at that time that Mr. Ron Samso, will be applying to be a key employee. And Mr. Samso immediately stepped up and ended the 18 and over or said that he would be willing to end the 18 and over crowd that they are attracting there.

We even learned that Mr. Tom Wiechman will be and is currently licensed as the key employee for the club, and I believe you're making several other revisions. Is that correct?

UNIDENTIFIED MALE

Yes.

MAYOR GOODMAN

That's it?

DETECTIVE RICK UMBERGER

Yes, Sir..

MAYOR GOODMAN

I thank you very much. Be happy to hear from you gentlemen.

TERRY L. CAUDILL

Terry Caudill. I would just kind of like to explain very briefly. It was touched upon my involvement and where I am with this. Mr. Kostelecky and I, through Port Tack, Inc., had a proposed joint venture agreement, the Caribbean Cabana, LLC, but because of business disagreements and disputes that we had between ourselves, Caribbean Cabana, LLC, never took over the operation. And that's why we have day to day never being involved in the operations as (inaudible) with Port Tack, Inc. And that's why at this time we want to withdraw our previous approval for a liquor license there because the joint venture is not going forward.

MAYOR GOODMAN

So, as I understand it, then it's Mr. Kostelecky who has the liquor license? At this point?

TERRY L. CAUDILL

Yes.

MAYOR GOODMAN

Is that right, Sergeant?

DETECTIVE RICK UMBERGER

Yes.

MAYOR GOODMAN

Mr. DiFiore?

JIM DiFIORE, MANAGER, BUSINESS
SERVICES

Yes, Mayor. It would be --

TERRY L. CAUDILL

The licenses we had before.

JIM DiFIORE, MANAGER, BUSINESS
SERVICES

It would be reverting back to Port Tack, Inc., as the licensee.

**CITY COUNCIL MINUTES
MEETING OF
APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

MAYOR GOODMAN

Okay. All right. Fine. Yes, Sir? Please identify yourself.

ATTORNEY PRESTON HOWARD

Preston Howard, again. Law firm of Keifer, O'Reilly and Ferrario. I would echo Mr. Caudill's comments, which, a little more succinctly, he bears no responsibility for any activities with respect to the issues that you heard from the detective about. I would also highlight that the detective's comments that Mr. Kostecky has been responsible, has met with Metro on several occasions and has taken the serious steps to eliminate the difficulties.

The, it's apparent from talking to Metro, who are the experts on the subject, that parties involving hip pop music have a tendency to attract elements that some of us might find (inaudible) or difficult to deal with. There's gang activity involved. They're individuals from competing gangs that become involved. Most of these activities that we're talking about occurred outside. When those matters were brought to Mr. Kostecky's attention, that particular Saturday night party activity was terminated immediately. And, I think there was a corresponding drop in any sort of complaints from the Spanish Oaks residents who live directly to the rear of this property.

Subsequent to that, at subsequent events, we had, I think, 14 security officers employed for any sort of large volume activity and part of their duties became patrolling in a parking lot area. In essence, with orders to advise anyone who was loitering in the parking lot to either enter the premises or leave the parking lot, get in their cars and drive away. That's gone a long way to resolve any sort of neighborhood activity complaints, noise, people playing the boom box radios in their cars. Those sorts of things.

Beyond that, Mr. Kostecky would express a continued willingness to cooperate with Metro, keep all activities in check. As the detective mentioned, the 18-year old focus has been terminated. This ad did run two weeks ago, but there's no further ads along those lines and no plans for any such activity. So.

MAYOR GOODMAN

Okay. I'm a little confused as to who's – asking that the withdrawal of change of ownership take place?

ATTORNEY PRESTON HOWARD

As a – technical matter, it's a joint withdrawal because the applicant was a joint venture entity called Caribbean Cabana, LLC.

MAYOR GOODMAN

I see. All right.

**CITY COUNCIL MINUTES
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APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

COUNCILMAN McDONALD So, who's going to be licensed here?

ATTORNEY PRESTON HOWARD The licensee will remain the same licensee that's always been at that location for 23 years.

COUNCILMAN McDONALD And who's that?

ATTORNEY PRESTON HOWARD Port Tack, Inc.

COUNCILMAN McDONALD And where are they?

ATTORNEY PRESTON HOWARD That's, Mr. Kostelecky is controlling shareholder.

COUNCILMAN McDONALD I want to, I want address my comments to you, right. You're going to be the one in charge?

ATTORNEY PRESTON HOWARD Correct.

COUNCILMAN McDONALD Okay.

MAYOR GOODMAN Okay. Mr. Kosteelcky, would you like to say something?

ROBERT KOSTELECKY No, Sir.

MAYOR GOODMAN All right. Anybody else up there want to say anything? All right. How about the Council?

COUNCILMAN McDONALD I'd love to.

MAYOR GOODMAN Any comments or questions.

COUNCILMAN WEEKLY I'd like to ask a question also.

MAYOR GOODMAN All right. We'll start with Councilman Weekly, all right.

COUNCILMAN WEEKLY Sir, that's, the license is going revert back to, I mean. You know, are you going to go back to a restaurant or are you still going to run a night club or what are you going to do? Because, I'm, I guess I'm kind of concerned what, I guess while you all were running your advertisement in City Life for the 18-year old, 18 year and older parties, and apparently, I guess, I kind had a little problem with the notion that, I guess, it's just geared toward the hip hop thing, because, I think that's kind of a little false statement to make there. And I think you should kind of re, rehash that comment there, because I think you kind of stereotyped in a sense. But what are you going to do there now at your restaurant? Are you going to now go to rock and roll parties? Are you going to – What are you going to do? Because, I mean, I –

**CITY COUNCIL MINUTES
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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

ATTORNEY PRESTON HOWARD Well, we – don't have any immediate plans. We sort of cancelled everything that, and – especially in terms of the radio station parties. We don't do that anymore at all.

MAYOR GOODMAN Are you open now?

ATTORNEY PRESTON HOWARD We are. Sure.

COUNCILMAN WEEKLY When you were having –

ATTORNEY PRESTON HOWARD The license has continued to be my license. Well, Terry was, Terry and I were up for approval, and I operated it during that period, and so, when this deal didn't go through, it's still the same license as it always was, Port Tack, Inc.

COUNCILWOMAN McDONALD Your Honor, if I could just echo the sentiments expressed by Councilman Weekly, I think the issue is not whether it's hip hop or dead heads or parrot heads or whatever it's being advertised for. Whenever you have under-age children advertised to come to an establishment where we have licensed you for gaming and alcohol, there's a problem. And, I'm just concerned that, regardless of who your target audience is, that, you know, we have a tavern license with liquor/gaming, that to me equates to 21 years and older. And any effort to advertise and to entice children to come to this establishment, that is of grave concern to me and is really misrepresenting what you came for authorization to this Council for. So, I guess, those are my concerns, as it relates to this license, that, if, as it, if we are going to have gaming in this establishment, if we're going to have liquor in this establishment. It has to be 21 years or older. And, you know, again, echoing that sentiment, it doesn't matter whether it's hip hop, rock and roll, you have unde-age children and alcohol, you're going to have a problem. Period.

MAYOR GOODMAN Well –

SERGEANT CANNITO And, Mayor, if I may, we – mimic those sentiments as – well. And that's exactly the point we bring out. Specifically, with the codes regarding minors in a gambling house and alcohol. And we do have a, an opinion from the City Attorney's Office, which state that exact same thing. And that's exactly where our point is, with regards to the issue of the parties.

COUNCILWOMAN McDONALD Thank you.

MAYOR GOODMAN Councilman Mack?

**CITY COUNCIL MINUTES
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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

COUNCILMAN MACK

Thank you, Your Honor. Sergeant, this is kind of an offshoot of what we're hearing today, but I've heard and I've heard from several residents that these rave clubs are becoming a bigger concern to our community. There's people that are having these underground parties. They're having, I hear there's drugs being peddled at these parties. They're not necessarily at gaming establishments or taverns, but they're just in warehouses in the back. Is – Metro addressing these concerns? And I'm sure it's becoming a bigger problem that we know of.

SERGEANT CANNITO

Absolutely. And it has been growing and as soon as we've realized that it has been growing, we have stepped up enforcement with our Gang Activity Unit. They have been focusing some of their energies on this. We've been focusing a lot of our energies on dealing with the establishments that are licensing these clubs. Oftentimes, unfortunately, these parties are being hosted by an individual who owns a warehouse or an establishment large this enough to have type of a party and hasn't obtained the proper licensing for it. So, we're not being notified that they're taking place, because they are illegal.

And without stereotyping anyone, there is, regardless, you have to – see the inherent dangers in having certain problems with parties such as this. There are drugs that are being flown out of there, specifically Ecstasy right now. GHB is a big drug right now with these parties. We have a lot of fights going on. We have a lot of people from opposing neighborhoods coming over. And one person wants it to be their party. Another person want –

MAYOR GOODMAN

You're talking about at this establishment?

SERGEANT CANNITO

Not, well –

MAYOR GOODMAN

Or as a general proposition.

SERGEANT CANNITO

– the fight – that culminated in a shooting, absolutely. We'll talk about that. That was one of the reasons. That shouldn't took place. We have another establishment where we just had, the third shooting took place three weeks ago. Similar type party. Third shooting took place, it was from – another set from another location, a gang set. So, yes. That is prevalent and it is a growing problem and we. We are addressing it.

**CITY COUNCIL MINUTES
MEETING OF
APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

MAYOR GOODMAN

Okay. Thank you. All right. Councilman McDonald?

COUNCILMAN McDONALD

Councilman Brown.

MAYOR GOODMAN

Oh, pardon me. Councilman Brown.

COUNCILMAN BROWN

Your Honor, this would be directed to Mr. DiFiore. It came up earlier in one of the previous applications. Just for my own edification, in a situation like this, who is ultimately responsible for the activity of the site? Is it the management during the time of the event or is ultimately the owner?

JIM DiFIORE, MANAGER, BUSINESS SERVICES

It's ultimately the owner and – the owner of record today is the Caribbean Cabana, which is Mr. Caudill, representing TLC Gaming, Inc., and Mr. Kasteleky, representing Port Tack, Inc. So, as of today, they're – still both responsible for the activities that have occurred the last six months.

COUNCILMAN BROWN

And – separate from this before us, but in any situation like that, regardless of the management of a facility, in what they do or do not do, it's still falls back on the ownership?

JIM DiFIORE, MANAGER, BUSINESS SERVICES

Absolutely. And – I'd like to point out too that in our liquor code there is a provision which requires any business or any entertainment activity that is going to occur at a licensed liquor establishment be approved by the City Council before that entertainment may take place. So, procedurally, Mr. Kostecky or Mr. Caudill, should have come forward with any proposal for entertainment at that location prior to having it conducted.

COUNCILMAN BROWN

Thank you.

MAYOR GOODMAN

Councilman Reese.

COUNCILMAN REESE

Yes. This isn't a relocation hearing, I don't think. But I do have concerns of, you know, bartenders being under the influence of alcohol working. You know, I don't know, you know what – we're really doing here today. I mean, I'm trying to piece it together here. But, my – vote would be to revoke the license after what I've heard.

JIM DiFIORE, MANAGER, BUSINESS SERVICES

And Councilman, if I may, today's hearing is – strictly for the acknowledgement or the opportunity for Mr. Caudill to withdraw his TLC Gaming, Inc., from the licensed business at this time. If disciplinary action is to be taken, we would have to go through the regular process to do that.

COUNCILMAN REESE

I – understand.

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

MAYOR GOODMAN

Councilman McDonald?

COUNCILMAN McDONALD

Well, in the past we've revoked licenses for less. I can tell you right now. Especially in Ward 1. We do not tolerate this type of activity as a City Council. I think we have responsible ownership. This is a privileged license. When a person applies for a license here, especially as members of the City Council says, gaming and liquor, it involves exactly that, a privileged license. We have worked with the neighborhood. We have worked with the neighborhood that's surrounding this. To revitalize Ward 1, this type of activity cannot and will not be tolerated. So, as far as dealing with the issues, I would like this two separate ones. **I'll make a motion for recommendation for the withdrawal. I will then ask you to put on an agenda for next meeting a show cause on this license. That's my motion.**

MAYOR GOODMAN

All right. There's a motion. Any discussion? Vote on the motion, please.

COUNCILMAN McDONALD

I'd like to see the attorney, and you guys can call next week so we can discuss the issues with my staff. Also, Mr. Cannito, if you can arrange it or have one of your representatives or Mr. Umberger, would like that.

TERRY L. CAUDILL

May I comment?

COUNCILMAN McDONALD

Please.

MAYOR GOODMAN

Go ahead.

TERRY L. CAUDILL

I'm – still, I'm afraid, just a little bit confused. I know that this Council, I believe in August, approved Caribbean Cabana, LLC to take over the liquor license and the gaming license, but that entity never did do that. They never did physically take control. They never were involved in the management.

COUNCILMAN McDONALD

Right. So, you're withdrawing now, right?

TERRY L. CAUDILL

So, that's, and that's why we're withdrawing. 'Cause we were never involved in the operation. We don't know any –

COUNCILMAN McDONALD

Okay, right. The action with which I'm taking here is discussion and possible action regarding withdrawal of change of ownership from a Tavern Liquor License and a new Non-restricted Limited Gaming License for 35 slots from Port Tack, Inc. So, what I'm doing is, if you divide this, number one, the action regarding withdrawal is a motion for

**CITY COUNCIL MINUTES
MEETING OF
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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

approval. You can withdraw from your LLC and your arrangement with your attorneys. The second part of that motion is that I want a show cause on the next agenda for the license remaining.

TERRY L. CAUDILL

Okay. So, if the withdrawal, if my withdrawal is approved, then I have no part in the –

COUNCILMAN McDONALD

What you should do is have your attorney, whoever, make sure and document that you have now withdrawn from both parties. Therefore, you won't be involved in the – next meeting show cause hearing.

TERRY L. CAUDILL

Thank you.

COUNCILMAN McDONALD

Okay?

MAYOR GOODMAN

Okay. And I think, you might – want to make it very clear, if there is a show cause hearing, as the motion would suggest, that in order that you're not going to be tainted later on, that you make a very clear record through your counsel, that you, in fact, had nothing to do with whatever the allegations are concerning the show cause.

COUNCILMAN McDONALD

Actually, Your Honor, I'd add, I need to amend my motion, I apologize. I will make it for one month, not for two weeks. I apologize. So, Roni, I'd like that the second meeting in May.

CITY CLERK BARBARA JO
RONEMUS

May 17th.

COUNCILMAN McDONALD

May 17th.

MAYOR GOODMAN

All right. Very good. There's a motion. Vote on the motion, please.

COUNCILMAN BROWN

Your Honor, I, just, again procedurally, I, not knowing the relationship between, and this is perhaps a legal question, by approving a withdrawal, does that impact any kind of disciplinary action? Would we then take disciplinary action against a Caribbean Cabana license that was in effect during the allegations? Or are we withdrawing that? Or are we –?

MAYOR GOODMAN

That's why I said, I don't think, I think that's an excellent question, Councilman. It seems to me, once we grant the withdrawal, we lose jurisdiction. So, perhaps, what you might want to consider is to –

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MEETING OF
APRIL 19, 2000**

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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

COUNCILMAN McDONALD That's a very good question.

MAYOR GOODMAN – set this up before we act on the withdrawal to –

COUNCILMAN McDONALD Do we have a City Attorney?

COUNCILMAN BROWN I would – ask our counsel to comment on that.

COUNCILMAN McDONALD We misplaced our flag. Oh, there he is here, down there.

MAYOR GOODMAN Yes. Mr. Jerbic. What you say?

CITY ATTORNEY BRAD JERBIC I switched up on you. I agree with you, Your Honor and Councilman Brown, that it would seem to me that your – jurisdiction only lies against somebody who has a license with the City. If an individual no longer has a license with the City, I would think that jurisdiction to take any disciplinary action against them would also go away.

COUNCILMAN McDONALD Okay. I would amend my motion, withdraw my motion. I will ask that this be held in abeyance for one month. In that one month time I, you should bring your attorney, at the next meeting, merely a recommendation. I'd also like to see you, I'll have representative Mr. Rankin standing to your left, my right, contact both of you to come in for a meeting. Sergeant Cannito, we'll do it around your schedule, deeming for the next, probably in two weeks.

MAYOR GOODMAN And I believe that the order, if I may, Mayor Pro Tem, I think the Order to Show Cause, really, as it presently exists, notwithstanding the fact that the Caribbean Cabana did not participate according to the representations, that they are, in fact, –

COUNCILMAN McDONALD Liable.

MAYOR GOODMAN – a licensee, at this point. So, I think that both the – Port Tack, as well as the Caribbean Cabana, should be subject to the OTC and – if the Order to Show Cause, and if in fact, they had nothing to do with it, then they'll, of course, be exonerated.

COUNCILMAN McDONALD Thank you. **That'll be my motion, to hold in abeyance for one month.**

MAYOR GOODMAN All right. There's a motion.

COUNCILMAN McDONALD Councilman Brown, thank you. I think you, that was a good attention. Thank you.

**CITY COUNCIL MINUTES
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**VERBATIM TRANSCRIPT: ITEM 81 – CHANGE OF BUSINESS LICENSE WITHDRAWAL – PORT TACK, IN.,
TO CARIBBEAN CABANA**

MAYOR GOODMAN

Thank you. Vote on the motion, please. Post, please.
Motion carries. Thanks. **(Motion carried unanimously).**
END OF DISCUSSION

/ac

City of Las Vegas

Agenda Item No.: 56

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a request for Temporary Approval of a New Beer/Wine/Cooler Off-Sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Trader Joe's Company, dba Trader Joe's, 7575 West Washington Ave., Suite 117, John V. Shields, Jr., Dir, COB, CEO, Daniel T. Bane, Pres, Leroy D. Watson, Dir, SVP, Randall G. Scoville, CFO, Mary E. Genest, Dir, Secy, Treas, David R. Radcliffe, Regional Mgr, T.A.C.T. Holding, Inc., 100%, John V. Shields, Jr., Dir., Pres, Leroy D. Watson, Dir, SVP, Mary E. Genest, Asst Secy - Ward 2 (L.B. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a request for Temporary Approval of a New Beer/Wine/Cooler Off-Sale Liquor License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Agenda Memo

Letter from Thomas D. Amick, Esq.

MOTION:

L.B. McDONALD – APPROVED subject to the provisions of the planning and fire codes and Health Department regulations - **UNANIMOUS**

MINUTES:

JIM DiFIORE, Manager, Business Services, stated that the applicant's application is in order and the Las Vegas Metropolitan Police Department found no areas of concern in its investigations.

ATTORNEY TOM AMICK, Kummer, Kaempfer, Bonner and Renshaw, 3800 Howard Hughes Parkway, thanked MR. DiFIORE and his staff for their assistance in opening the store as scheduled.

(10:21 – 10:22)

1-2750



AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES

ITEM DESCRIPTION: Discussion and possible action regarding a request for Temporary Approval of a New Beer/Wine/Cooler Off-Sale Liquor License, Trader Joe's Company, dba Trader Joe's, 7575 West Washington Ave., Suite 117

The applicant is requesting approval of a temporary license as provided by LVMC 6.02.070(E) as amended July 13, 1998. This subsection was amended to read as follows:

... "The provisions of this Section authorizing the issuance of a temporary business license do not apply to any business subject to the provisions of Chapter 6.06 of this Title or to any business which requires formal approval of the City Council unless:

- (2) All principals required to be approved for suitability have submitted a complete investigation packet for determination of suitability and paid all applicable investigative fees;
- (3) The Director makes a preliminary finding that all of the principals of the business are suitable; and
- (4) The City Council approves the issuance of a temporary business license."

The attached letter, dated May 3, 2000, from Thomas D. Amick, Esq., outlines the request for temporary license.

The applicant submitted all of the required documentation and paid all applicable fees for investigation on April 11, 2000. John V. Shields, Jr., Chairman of the Board and Chief Executive Officer, Leroy D. Watson, Director and Senior Vice President and Mary E. Genest, Director, Secretary and Treasurer, were previously investigated and approved for suitability to hold a liquor license on June 7, 1995 for Trader Joe's, 2101 South Decatur Boulevard. Although Daniel T. Bane, President, Randall G. Scoville, Chief Financial Officer and David R. Radcliffe, Regional Manager, have not been investigated previously, there was no indication in the paperwork submitted that they would not be found suitable to hold this license. The Las Vegas Metropolitan Police Department, Special Investigations Section, to this point in their investigation, have produced no negative information that would preclude these applicants from being approved for a temporary liquor license pending completion of the suitability investigation.

In the event the Special Investigations Section, Las Vegas Metropolitan Police Department, should develop an area of concern with these individuals, this item will be brought back before the Council for appropriate action.

KUMMER KAEMPFER BONNER & RENSHAW
ATTORNEYS AT LAW

JOHN C. RENSHAW
THOMAS F. KUMMER
CHRISTOPHER L. KAEMPFER
MICHAEL J. BONNER
KATHLEEN JANE ENGLAND
JOHN N. BUEWER
GERALD D. WATTE
SHERWOOD N. COOK
JOHN C. JEFFSON
MARK H. FLORENTINO
JOHN A. CYKIAS
L. JOE COFFEDGE
DAVID A. BARKSDALE

OF COUNSEL
H. GREGORY NASKY
JAMES H. BILBRAY
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May 3, 2000

THOMAS D. AMICK
NIKKI L. BAKER
MADELINE L. DICICCO
GREGORY S. GILBERT
ROBERT J. GRONAUER
JEREMY D. HILSABECK
KRISTINA S. HOLMAN
GAVIN C. JANGARD
ROBERT C. KIM
MICHAEL L. KLING
ANNIE J. KUNG
KURT C. LAMBERTI
ANGELA TURRICIANO OTTO
RUSSELL M. ROWE
ELIZABETH A. SAVAGE
LYSSA M. SIMONELLI
JAMES E. SMYTH II
GREGG R. VERMEYS
TROY A. WALLIN

VIA FACSIMILE
382-6642

Mr. Eddie Raines
City of Las Vegas
Department of Business and Finance
400 E. Stewart Avenue, 3rd Floor
Las Vegas, Nevada 89101

Re: Trader Joe's Company — Buffalo & Washington

Dear Eddie:

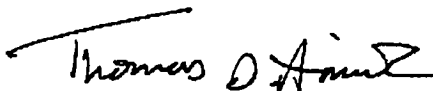
Please accept this letter on behalf of the above-referenced as a request for a temporary liquor license. Trader Joe's Company and its principals have been found suitable and are currently licensed for its store at 2101 S. Decatur.

Trader Joe's Company is scheduled to open its new location on May 26, 2000 and would like to open with the ability to sell packaged beer and wine. We are respectfully requesting to be placed on the May 17, 2000 City Council agenda for consideration.

Thank you for your attention to this matter and if you need anything further please do not hesitate to contact Ann or me.

Sincerely,

KUMMER KAEMPFER BONNER & RENSHAW



Thomas D. Amick

TDA/mlt

City of Las Vegas

Agenda Item No.: 57

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a request for Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-Sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Prestige Stations, Inc., dba AM/PM Mini Market #5059, Terry P. Fireston, VP, Robert A. Milliken, Jr., VP, To: John Milk, LLC, dba MLK Bonanza Mini Mart, 1500 West Bonanza Rd., The Shapiro Family Trust, Mmbr, 75%, Raymond J. Shapiro, Trustee, Judith A. Dawson, Mmbr, 25% - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding a request for Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-Sale Liquor License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

Agenda Memo

Letter from Jeffrey A. Silver, Esq.

MOTION:

WEEKLY – APPROVED as recommended subject to the provisions of the fire codes and Health Department regulations - UNANIMOUS

MINUTES:

ATTORNEY JEFFREY SILVER appeared representing the applicants RAYMOND SHAPIRO and JUDITH DAWSON, who were present.

JIM DiFIORE, Manager, Business Services, stated there were no areas of concern and recommended approval of a temporary license.

COUNCILMAN MACK noted that MR. SHAPIRO runs an excellent operation at the AM/PM on Craig and I-95. He commended him for his efforts. COUNCILMAN WEEKLY stated that he is very excited about the project, which should greatly enhance the corner.

There was no further discussion.

(10:22 – 10:24)

1-2805



AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES

ITEM DESCRIPTION: Discussion & possible action regarding a request for Temporary Approval of Change of Ownership & Business Name for a Beer/Wine/Cooler Off-Sale Liquor License, MLK Bonanza Mini Mart, 1500 West Bonanza Rd.

The applicant is requesting approval of a temporary license as provided by LVMC 6.02.070(E) as amended July 13, 1998. This subsection was amended to read as follows:

..."The provisions of this Section authorizing the issuance of a temporary business license do not apply to any business subject to the provisions of Chapter 6.06 of this Title or to any business which requires formal approval by the City Council unless:

...(2) All principals required to be approved for suitability have submitted a complete investigation packet for determination of suitability and paid all applicable investigative fees;

(3) The Director makes a preliminary finding that all of the principals of the business are suitable; and

(4) The City Council approves the issuance of a temporary business license."

The attached letter dated April 25, 2000 from Jeffrey A. Silver, Esq., outlines the request for temporary license.

The applicant submitted all of the required documentation and paid all applicable fees for investigation on April 25, 2000. Raymond J. Shapiro, the sole trustee of the Shapiro Family Trust which holds 75% of the ownership of John Milk, LLC, was previously investigated and approved for suitability to hold a liquor license on December 21, 1998 for Rainbow Craig Mini Mart, 4401 North Rainbow Boulevard. Although Judith A. Dawson, Member, 25%, has not been investigated previously, there was no indication in the paperwork submitted she would not be found suitable to hold this license. The Las Vegas Metropolitan Police Department, Special Investigations Section, to this point in their investigation, have produced no negative information that would preclude these applicants from being approved for a temporary liquor license pending completion of the suitability investigation.

In the event the Special Investigations Section, Las Vegas Metropolitan Police Department, should develop an area of concern with these individuals this item will be brought back before the Council for appropriate action.

GORDON & SILVER, LTD.

GERALD M. GORDON
JEFFREY A. SILVER
BRADLEY J. RICHARDSON
JOSEPH S. KISTLER
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ERIC R. OLSEN

JAMES S. MACE
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ERIKA PIKE TURNER
GREGORY E. GARMAN
CYNTHIA A. LEVASSEUR
ANDREW H. BERENSON
MATTHEW C. ZIRZOW
MARK C. NICOLETTI

April 25, 2000

Eddie Raines
City of Las Vegas
Business License Department
400 East Stewart Avenue
Las Vegas, NV 89101

HAND DELIVERY

Re: Application of John Milk, LLC – dba Arco Station, 1500 West Bonanza Rd.

Dear Eddie,

I had previously submitted the applications of Raymond Shapiro (75%) and Judith Dawson, (25%), the sole owners of John Milk, LLC. These applicants seek approval for a package beer and wine license at the above location. Mr. Shapiro has been previously licensed in the City since January, 1999 at the Rainbow-Craig Mini Mart (Frekapel, LLC), Ms. Dawson is a private investor in the Applicant and to my knowledge has never been licensed. I am seeking your assistance in placing this application on the earliest possible meeting of the City Council for their consideration to grant a Temporary License to the Applicants.

Arco, the current operator of the property, is desperate to be relieved of its management responsibilities at the location and has had difficulty in recruiting and retaining qualified personnel. The Applicant, an experienced station and convenience store operator, is prepared to close escrow immediately following a favorable action by the City Council and will be able to provide that assistance immediately thereafter.

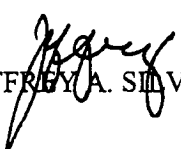
Enclosed are the following fees, together with the Fictitious Firm Name by the Applicant:

1. Check in the amount of \$500 payable to the Las Vegas Metropolitan Police Dept.
2. Check in the amount of \$ 39 payable to the Nevada Highway Patrol.
3. Check in the amount of \$ 30 payable to the City of Las Vegas (Processing Fee).

Once again, your assistance is appreciated.

Very truly yours,

GORDON & SILVER, LTD.


JEFFREY A. SILVER, ESQ.

Enclosures

City of Las Vegas

Agenda Item No.: 58

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action to reconsider the Council's action on April 19, 2000, granting approval of a new Massage Establishment License subject to the provisions of the fire codes, Tex O. Holster, dba C & C Acupressure, 2127 Paradise Road, Suite B, Tex O. Holster, 100% - Ward 3 (Reese)

Fiscal Impact☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Reconsider approval of a new Massage Establishment License

RECOMMENDATION:

Recommend City Council to rescind the approval granted to C & C Acupressure for the Massage Establishment License

BACKUP DOCUMENTATION:

Agenda Memo

Las Vegas Metropolitan Police Department Memorandum

MOTION:

M. McDONALD – Motion to bring forward and STRIKE Items 13, 24, 52, 53, 54, and 71 and hold in ABEYANCE Items 58 and 60 to 6/7/2000 – UNANIMOUS

MINUTES:

There was no related discussion.

(9:36 – 9:38)

1-897

City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: FINANCE & BUSINESS SERVICES

ITEM DESCRIPTION: Discussion and possible action to reconsider the Council's action on April 19, 2000 granting approval of a new Massage Establishment License subject to the provisions of the fire codes, Tex O. Holster, dba C & C Acupressure, 2127 Paradise Road, Suite B

This application was filed January 10, 2000 and a favorable police report was completed on March 23, 2000. As a result, the item was placed on the consent portion of the April 19, 2000 City Council agenda and was approved subject to the provisions of the Fire Codes.

On the afternoon of April 19, 2000, the wife of the applicant, Qing Lou, paid the semiannual fees for the massage establishment license. However, at this time, the Fire Department had not yet signed off on the license and the license could not be issued.

On Thursday, April 27, 2000, at approximately 11:00 a.m., the Senior License Officer in the privilege license section, contacted Qing Lou by telephone and advised her the license was still not issued because the Fire Department had not yet issued final approval. She was given the name of the fire inspector, phone number and advised to contact him to arrange for Fire Department inspection.

That same day, at approximately 4:00 p.m., Vice Officers of the Las Vegas Metropolitan Police Department went to the business and obtained massage from two female massage therapists. During the massage, Vice Officers were solicited for the purpose of prostitution. Juhua Li, a licensed independent massage therapist was issued a citation for soliciting prostitution. Yuming Li, who is not licensed, was issued a citation for performing massage without a license and soliciting prostitution.

On May 1, 2000, at approximately 1:00 p.m., Tex Holster, the licensee, met with the Las Vegas Metropolitan Police Department, Special Investigation Section and was issued a citation for doing business without a license and employing a massage therapist without requiring the employee to have a valid work card.

Attached is a photocopy of a memorandum, dated May 1, 2000, from Detective Ken Lindsay, Special Investigations Section, concerning the events that occurred at this business.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

MEMORANDUM

DATE : 05/01/2000
TO : Sgt. V. Cannito
SUBJECT : C & C Acupressure, Violation of City business license codes by employees.

On April 27, 2000 at 1600 hours, I was contacted by members of LVMPD's Vice detail and requested to assist them in reference to their investigation of C & C Acupressure. Several of the female employees at the business had participated in soliciting prostitution to the vice officers during the course of performing a massage. The employees were identified as Juhua "Jane" Li (ID#1705225) and Yuming Li (11/07/1951); per their statements, the two women are not related.

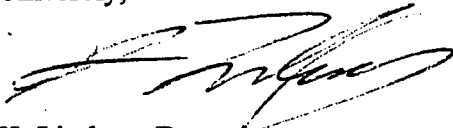
A check of records indicated that Jane has a valid Massage Therapist license for Lotus Massage as of 3/27/2000, and also as an Independent Massage Therapist doing business as "Juhua Li Asian American Massage". These licenses are both located in the jurisdiction of the City of Las Vegas. A check of records for Yuming indicated she does not have a valid license to conduct any type of massage in the City of Las Vegas or Clark County. Yuming stated she had only been in the United States for a period of ten days, arriving in San Francisco. Yuming said she had arrived in Las Vegas approximately three days prior to this incident and this was her second day employed by C & C Acupressure.

I asked both employees to tell me who their employer was and where they could be contacted. Both Jane and Yuming stated that their boss was Qing Lou (ID# 1240932) and she was out of the office. Qing Lou is the wife of the current owner identified as Tex Holster (ID# 184542) and has previously been cited for Solicitation of Prostitution (7/23/1998) through her past massage business identified as Hua Nan Massage Therapy. Additionally, numerous correspondence letters addressed to Qing Lou were in plain view on the front desk of the business. It was at this time that Mr. Holster called on the phone and a conversation ensued between he and I. Mr. Holster stated he was calling long-distance from his current location in Odessa, Texas. I informed Mr. Holster of the circumstances involving his employees, at which point he asked if his wife was present in the business. I told him she was not, and asked him if she was suppose to be present? Mr. Holster said he was currently attending school in Odessa, Texas and that Qing Lou was operating the business on his behalf until he could conclude his schooling. I then informed Mr. Holster that due to the seriousness of the offenses, his presence would be required at a meeting scheduled for Monday May 1st at 1300 hours at the Special Investigations office.

The employees were cited as follows: Juhua Li for Solicit. Prostitution (Cite # 1-02147132A), Yuming Li for Massage w/o Valid Lic. (Cite # 1-02147133A) and Solicit. Prostitution (Cite # 1-02147133B). All citations were issued by Det. McManus from Vice detail.

On May 1, 2000, contact was made with City of Las Vegas Business Licensing Investigator Eddie Raines and his supervisor, Business Licensing Manager Jim Difiore. Although the business had been approved for a business license by the City Council, the license had not been issued due to non-compliance of Building/Fire code ordinances. C & C Acupressure was in fact operating without a business license. These issues will be discussed with Mr. Holster upon his arrival to the meeting scheduled for later this afternoon, with possible citations to be issued pertaining to responsibility of owner.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Lindsay', written over a horizontal line.

K. Lindsay, Detective

City of Las Vegas

Agenda Item No.: 59

AGENDA SUMMARY PAGE**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: WILLARD TIM CHOW**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on an Interlocal Agreement between the City of Las Vegas and Clark County for Northwest/Lone Mountain Regional Land Use Planning for lands generally located North of Cheyenne Avenue, East of the Puli Road Alignment, West of Decatur Boulevard and South of the Moccasin Road Alignment

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This Interlocal Agreement is intended to re-establish a seamless land use plan in the Northwest area between the City and the County through joint land use planning and to expand the planning efforts to include Parks and Trails. The Interlocal recognizes the services provided by the City in the Northwest area and the impact of these services on annexation issues. The Interlocal is a mutual agreement between the City and the County to provide consistent and reliable land use development expectations to the development community and the existing and future residents of the Northwest Area.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTION:

MACK – APPROVED the adoption of the Interlocal Agreement between the City of Las Vegas and Clark County for the Northwest/Lone Mountain Regional Land Use Joint Planning and to authorize the Councilmen of the affected City Council Ward and the City staff to negotiate the final wording on the document with representatives of Clark County provided that any changes are minor in nature and do not modify or alter the intent, concept and integrity of the Interlocal Agreement with amendments to Sections 3A and 5A as follows:

- 1) Adding the following sentence at the end of the paragraph in Section 3A: The joint planning area also includes a portion of the planning area contained within the Northwest Clark County Land Use and Development Guide.

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CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 59 – Planning & Development Department

MOTION – Continued:

- 2) Amending the language in Section 5A to state that the City will lead, with participation by the County.

UNANIMOUS

MINUTES:**APPEARANCES:**

TIM CHOW, Director, Planning & Development Department
CHRIS KNIGHT, Planning & Development Department
COMMISSIONER LANCE MALONE, 500 South Grand Central Parkway
JORY STEWART, Clark County Advance Planning
DEPUTY CITY ATTORNEY STEVE GEORGE

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

(2:08 – 2:22)

4-72

**INTERLOCAL AGREEMENT
CITY OF LAS VEGAS AND COUNTY OF CLARK
FOR**

NORTHWEST/LONE MOUNTAIN REGIONAL LAND USE JOINT PLANNING

ACTION TAKEN
*Not to be executed
New Agreement
for General Agree
Date 6-22-2000 BKB*

THIS INTERLOCAL AGREEMENT ("Agreement") is made and entered into this _____ day of _____, 2000, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (the "City" herein), and the COUNTY OF CLARK, a political subdivision of the State of Nevada (the "County" herein), (collectively the "Parties" herein).

WITNESSETH:

WHEREAS, the northwest portion of the Las Vegas Valley is one of the most dynamic growth areas in Clark County; and

WHEREAS, lands within the northwest portion of the Las Vegas Valley lie within both the City and the County; and

WHEREAS, the City and County have identified a need to create a framework for future growth in the northwest portion of the Las Vegas Valley by establishing mutually acceptable growth strategies; and

WHEREAS, the City and County have undertaken long range plans and have made long term financial commitments related to various urban services on the basis of the continued existence of the revenue anticipated from each form of government; and

WHEREAS, the City and County have identified a need to undertake collaborative and compatible land use planning in areas of joint jurisdiction; and

WHEREAS, the increased coordination and recognition of long-term jurisdictional boundaries can result in better management of taxpayer dollars through avoidance of jurisdictional disputes and provision of equitable services to residents of the City and County; and

WHEREAS, the interests of the residents of the City and County are best served by preserving and enhancing the opportunities for future growth and financial stability of the City and County; and

WHEREAS, pursuant to NSR 277.180, the Parties may enter into an interlocal contract with other public agencies for the performance of any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized by law to perform; and

WHEREAS, the Clark County Board of Commissioners hereby determines that the contents of this Agreement shall provide a substantial benefit to the inhabitants of the County;

NOW, THEREFORE, the Parties have mutually agreed upon the following hereto:

1. **Joint Planning Area**. The geographical boundaries governed by this Agreement shall be known as the "Joint Planning Area". The Joint Planning Area shall be located within the following boundaries: to the north the Joint Planning Area is bounded by the Moccasin Road alignment, to the east by Decatur Boulevard, to the west by the Puli Road Alignment and to the south by Cheyenne Avenue. These boundaries are also depicted on the map attached hereto as Exhibit "A". In the event that there is a dispute about the boundaries governed by the Agreement, the map (Exhibit "A") shall control.
2. **Lands for Annexation**. Both Parties agree that lands described in this section and shown on Exhibit "A" may be appropriate at some time for annexation to the City of Las Vegas, consistent with the provision of NRS 268. 570 to 268.608, inclusive. The City recognizes those lands that would be classified as Rural Preservation Neighborhoods under the provisions of Chapter 278 of the Nevada Revised Statutes, Sections 2 to 12 and as amended by Senate Bill 391 of the 1999 Nevada Legislature and agrees to implement the provisions of this Bill. The City also recognizes that those lands characterized as Rural Preservation Areas (RPA's) within the Northwest Sector Plan are to be preserved and protected from more dense and/or intense uses. For federal lands within the Joint Planning Area, the County supports annexation to the City. For non-federal lands the County will not oppose annexation to the City.
3. **Joint Land Use Planning**. In connection with the Joint Planning Area, the Parties agree as follows:
 - A. The City will lead, with participation by the County, property owners, interested parties and service providers, the development of an amendment of the existing "Seamless Land Use and Development Plan" for the Joint Planning Area. The "Seamless Land Use and Development Plan" is defined as the joint plans adopted by the City and the County known as the Northwest Sector Plan (previously known as the Northwest General Plan Amendment) in the City and the Lone Mountain Master Plan in the County.
 - B. Within twelve (12) months of execution of this Agreement, the respective Planning and Development departments of the City and the County shall prepare and submit to their respective governing bodies a joint staff report and recommendation for amendments to the Seamless Land Use and Development Plan.
 - C. Within four (4) months after submittal of the joint staff report, the City and the County shall place on their respective Planning Commission agendas a public hearing item for consideration of the joint staff report and recommendations for amending the Seamless Land Use and Development Plan.
 - D. Each respective Planning Commission shall have Sixty (60) days from the date of the first public hearing to make a final recommendation on the joint staff report and recommendations for amending the Seamless Land Use and Development Plan.

- E. After each respective Planning Commission has made final recommendations or after Sixty (60) days have expired from the date of the first Planning Commission public hearing on the Seamless Land Use and Development Plan for the Joint Planning Area amendments, the Parties shall adopt, within six (6) months, a Seamless Land Use and Development Plan for the Joint Planning Area as an element of their General or Master Plan.
- F. If the parties fail to comply with the provision provided in Subsection E of this agreement, the City and County shall have an additional ninety days to make the Seamless Land Use and Development Plan an element of the respective Parties' General Plan/Master Plan for the Joint Planning Area, from the date provided in Subsection E of this Section.
- G. Until the Seamless Land Use and Development Plan for the Joint Planning Area is adopted by the Parties, the applicable provisions of the Northwest Sector Plan adopted by the City of Las Vegas on May 25, 1999 and the Lone Mountain Master Plan adopted by Clark County, Nevada, on July 15, 1997, shall be recognized by the Parties as the General Plan/Master Plan for the Joint Planning Area.
- H. Following the adoption of this Agreement by the Parties and until the Seamless Land Use and Development Plan for the Joint Planning Area is adopted by the Parties, no development outside of Clark County Community District 2, of the County's Comprehensive Plan, shall be approved by the County, except as allowed by the zoning classifications existing on the effective date of this Agreement.
- I. Neither Party shall approve a zoning action (i.e. zoning classification change, special use permit, variance, etc.) that conflicts with the adopted land use plans referenced in Section 3(G) of this Agreement from the date of adoption of this Agreement to the date of final adoption of the Seamless Land Use and Development Plan for the Joint Planning Area.
- J. Neither Party shall approve a land use plan amendment within the Joint Planning Area without first considering the recommendations and findings of the governing body (or designee) of the other Party.
- K. The Parties agree to notify the other Party of all land use plan amendments and zoning applications governed by NRS 278.010 to 278.828 in particular through the notice requirements of NRS 278.260 Section 11 as amended by Assembly Bill 569 of the 1999 Nevada Legislature.
- L. If a zoning request governed by NRS 278.010 to 278.828, inclusive, is submitted to the County and the property in question can only reasonably be serviced by City sewer service, the proposed development requires or is dependent on sewer service or the property meets the requirements for annexation provided in NRS 268.570 to 268.608, the County agrees to not approve any zoning action on the property and shall refer the property owner to the City for annexation of the property into the City and zoning review. In the event that the City determines, in its sole discretion, that the health, safety and general welfare of the City is better served through a separate and distinct interlocal agreement, then the provisions provided in Section 4 of this Agreement shall control.

4. **Sewer Service Provision.** In the event that the City determines, under Section 3 (L) of this Agreement that the health, safety and general welfare of the City is not best served by following the requirements provided in Section 3(L), then the sewer service provision for the Joint Planning Area shall be established on a case-by-case basis through interlocal agreements, irrespective of jurisdictional boundaries, to efficiently provide service and avoid duplication. Under this provision, the City shall determine in its sole discretion whether it is in the best interest of the health, safety and general welfare of the City to accept or reject the interlocal agreement for the proposed sewer hook up.
5. **Parks and Open Space Planning Program.** Within the Joint Planning Area, the Parties agree as follows:
 - A. The County will lead, with participation by the City, property owners, interested parties and service providers, the development of a parks plan and trails plan and jointly adopted trails map that clearly delineates the location and functions of the trails within the Joint Planning Area.
 - B. Within twelve (12) months of execution of this Agreement, the respective planning and development departments of the City and the County shall prepare and submit to their respective governing body a joint staff report and recommendation for a parks and trails plan and jointly adopted trails map. The parks and trails plan shall include a prioritized list for funding and development of critical trails or trail sections to be included with the City's and the County's Capital Improvements Programs and constructed within the current and following fiscal years at the time of adoption of this Agreement.
 - C. Within six (6) months after submittal of the joint staff report, the City and the County shall place on their respective Planning Commission agendas a public hearing item for acceptance of the joint staff report and recommendation for a parks plan and trails plan and jointly adopted trails map.
 - D. Each respective Planning Commission shall have sixty (60) days from the date of the first public hearing to make final recommendations on the joint staff report and recommendation for a park and trails plan and jointly adopted trails map.
 - E. After each respective Planning Commission has made a final recommendation or after sixty (60) days have expired from the date of the first Planning Commission public hearing on the parks plan and trails plan and jointly adopted trails map, the Parties shall adopt, within six (6) months, the parks and trails plan and jointly adopted trails map as an element of their General Plan/Master Plan.
 - F. If the parties fail to comply with the provisions provided in Subsection E of this agreement, the City and County shall have an additional ninety (90) days to make the parks and trails plan and jointly adopted trails map an element of the Parties' General Plan/Master Plan for the Joint Planning Area, from the date provided in Subsection E of this Section.

6. **Binding Effect of Agreement.** This Agreement shall inure to the benefit of and shall bind the successors and assigns of the respective Parties hereto, for a period of not less than 10 years. The agreement may be terminated by either entity by providing the other entity a written notice of intent to terminate a minimum of 120 days prior to becoming effective.
7. **Assignment.** Neither of the Parties shall assign any of the rights nor delegate any of the duties of this Agreement without the express written consent of the other Party.
8. **Public Benefit.** This Agreement is entered into for the benefit of the public, not for the benefit of any private person, company, corporation, firm or other entity who is not a party to this agreement.
9. **No Oral Modifications or Amendments.** This Agreement may not be modified or amended except by an instrument in writing, signed by duly authorized representatives of the Parties hereto.
10. **Notice.** Except as otherwise specifically stated in this Agreement, any notice or other communication required or permitted to be given under this Agreement (the "Notice" herein) shall be in writing and shall be (i) personally delivered, or (ii) delivered by certified mail, return receipt requested, and deposited in the U. S. Mail, postage prepaid. All Notices shall be deemed received upon actual receipt. Notices shall be directed to the Parties at their respective addresses shown below, or such other address as either Party may, from time to time, specify in writing to the other Party in the manner described above:

CITY

City of Las Vegas

Attention: City Clerk's Office
400 East Stewart Avenue, 1st Floor
Las Vegas, Nevada 89101

COUNTY

County of Clark

Attention: County Manager's Office
500 South Grand Central Parkway, 6th Floor
Las Vegas, Nevada 8955

11. **No Waiver.** No waiver of any of the provisions of this Agreement shall be deemed, nor shall constitute, a waiver of any other provision hereof, whether or not similar, nor shall any waiver constitute a continuing waiver. No waiver shall be binding unless mutually agreed upon in writing by both parties.
12. **Section Headings.** The section headings appearing in this Agreement are inserted for the purpose of convenience and ready reference. They do not purport to define, limit or extend the scope or intent of the language of the sections to which they pertain.
13. **Severability.** If any provision, section, paragraph, sentence, clause or phrase of this Agreement is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining portions of this Agreement.

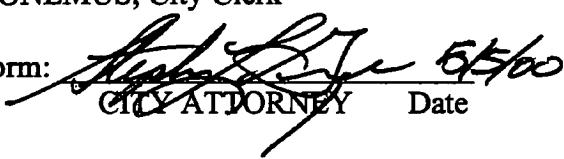
CITY OF LAS VEGAS

By: _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

Approved as to Form:


CITY ATTORNEY

Date

COUNTY OF CLARK

By: _____
BRUCE L. WOODBURY, Chairman

ATTEST:

SHIRLEY B. PARRAGUIRRE, County Clerk

Approved as to Form:

Deputy District Attorney

Date



City of Las Vegas

Northwest Interlocal Agreement

Joint Planning Area

EXHIBIT A

- Joint Planning Area
- City of Las Vegas
- County
- County Islands
- Redrock Conservation Area

0 1000 2000 3000 4000
SCALE IN FEET

September 30, 1999



City of Las Vegas
Planning & Development
Geographic Information System
Comprehensive Planning
NO-22-002



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VERBATIM TRANSCRIPT: ITEM 59 – DISCUSSION AND POSSIBLE ACTION ON AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LAS VEGAS AND CLARK COUNTY FOR NORTHWEST/LONE MOUNTAIN REGIONAL LAND USE PLANNING FOR LANDS GENERALLY LOCATED NORTH OF CHEYENNE AVENUE, EAST OF THE PULI ROAD ALIGNMENT, WEST OF DECATUR BOULEVARD AND SOUTH OF THE MOCCASIN ROAD ALIGNMENT

MAYOR GOODMAN

Item 59. This is discussion and possible action on an Interlocal Agreement between the City of Las Vegas and Clark County for Northwest/Lone Mountain Regional Land Use Planning for lands generally located north of Cheyenne Avenue, east of the Puli Road Alignment, west of Decatur Boulevard and south of the Moccasin Road Alignment. The recommendation is for approval. Mr. Chow?

TIM CHOW, DIRECTOR OF
PLANNING & DEVELOPMENT

Good afternoon, Your Honor, Council members. We are presenting to you an Interlocal Agreement for your review and adoption. This agreement has been worked at quite hard by Chris Knight who is with me here this evening, this afternoon, as well as Steve George and County staff. And we think that this is a good idea. It helps to facilitate communication as well as reconcile differences which may arise in the development of the Northwest. And I'll let Chris explain the details to you.

MAYOR GOODMAN

All right. Thank you. Mr. Knight.

CHRIS KNIGHT, PLANNING &
DEVELOPMENT

Mayor and Members of the Council, about a year ago we began to negotiate with the County staff and the County Comprehensive Planning Division, possible issues and identify issues for an interlocal agreement to address some of the land use issues in the Northwest. At that time we had identified about 19 issues. The interlocal that's before you today addresses 4 of those 19 issues. The other issues would be addressed either under other interlocal agreements to come at a later date or have been addressed at some point in time during that period of negotiation.

The four issues are annexation of land in the Northwest area, joint land use planning for the Northwest, joint parks and trails planning and then preservation of rural areas. This interlocal agreement reestablishes in the Northwest the seamless land use plan between the City and the County. Since that plan was adopted in 1996 there have been several changes to the – Northwest General Plan Amendment, now called the Northwest Sector Plan, and this will bring, through the joint land use planning, that plan back into a seamless plan between the City and the County.

And it also enhances the integrity of the plan in terms of taking it one step further into implementation and agreeing on some issues of implementation. And then provides greater predictability on the part of the residents that are out

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there and the development community and the decision making process between the City and the County.

The boundaries of the interlocal agreement or the geographic area that are affected by this interlocal agreement are Decatur on the east side, the Moccasin Road alignment on the north, the Puli Road alignment on the west and Cheyenne Avenue on the south. So it forms a large square and that basically is the boundaries of our Northwest Sector Land Use Plan.

So this afternoon we recommend approval over the interlocal agreement.

MAYOR GOODMAN

Thank you. May I have a motion please? Or any questions?

COUNCILMAN MACK

Thank you, Your Honor. Before we take a motion, I'd like to invite Commissioner Malone to come up and I'd like to, before he gives his testimony, I'd like to thank the Commissioner. And first of all I'd like to thank my colleague here, Councilman Brown. I know that this effort has been in play for long before I was here. As a Planning Commissioner, I knew this was coming along. But I would like to thank my colleague Councilman Brown.

But with that, Commissioner Malone, and I appreciate your efforts of being here today.

COMMISSIONER LANCE MALONE

Well, thank you, Councilman Mack. And I appreciate the opportunity to be here. Your Honor, Councilmen, Councilwoman, Lance Malone, 500 South Grand Central Parkway. I would like to extend my thank you to Councilman Mack for trailing this item so that I might be in attendance to testify in favor of this very much needed interlocal agreement between the City and County. I think we've seen in the past where we've had the City and County not really working in a cohesive force, that we've seen in the last couple years. And I think we've seen the benefits of both governments working so closely together.

To date, we've roughly spent nearly \$5 million – excuse me – \$5 million from the County to help with the City parks in the City of Las Vegas. 92% of my district is well within the City of Las Vegas. So it – people in this, in the Northwest they don't realize, if you're in the City or in the County, they just want to know that things are happening for them.

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SOUTH OF THE MOCCASIN ROAD ALIGNMENT**

I would like to draw your attention to the interlocal agreement, on Section 3A. The last paragraph where it says in the City and the Lone Mountain Master Plan in the County. That period, that would be the last paragraph, I would like to add the joint planning area also includes a portion of the planning area contained within the Northwest Clark County Land Use and Development Guide.

MAYOR GOODMAN

Thank you.

COMMISSIONER LANCE MALONE

Also I'd like you to locate Section 5A, please.

MAYOR GOODMAN

All right. We're at a bit of a disadvantage, Commissioner. This was, because it was trailed from this morning to this afternoon, we don't have the backup. I hope that Mr. George has it. I – have a, I have the two pages here, but I think that in order for us to appreciate your presentation, it might be a good idea to make a copy of this and disseminate it. Even though it may take a minute. Thank you. If you'll bear with us, we're going to make a copy of it and have it disseminated to the Council and then we'll be able to follow you and be much more significant.

COMMISSIONER LANCE MALONE

Thank you.

MAYOR GOODMAN

In the mean time I'd like to say this, being new to politics, this being my first year –

COUNCILMAN REESE

Thanks.

MAYOR GOODMAN

– I – have to say that it, from speaking to my fellow Councilmen and Councilwoman, it is to me remarkable the type of cooperation that is taking place on an interlocal basis between the Council and the County Commission. And invariably, as recently as yesterday, Councilman/Mayor Pro Tem McDonald indicated to me that he and you have been in negotiations concerning a contribution by both the City and the County for a project which is in his Ward. I know that Councilman Brown has worked very closely with you on, I attended the magnificent 70 acre soccer complex that without the cooperation of the City and the County wouldn't be up there. And now Councilman Mack is working closely with you.

And I think that's what government's all about, to be honest with you. There was an article in the Wall Street Journal

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**VERBATIM TRANSCRIPT: ITEM 59 – DISCUSSION AND POSSIBLE ACTION ON AN INTERLOCAL
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yesterday saying that the power's not in the Oval Office any more. It's with local government. And we do, we try our best to respond to the needs of our constituents on a face-to-face basis. And I want to commend you really, you in particular, for working so well with my Council, my Councilmen and Councilwoman here. Because it's – to the benefit of the entire community.

And with this break, it gave me an opportunity to say that. So I wanted to say it, I've said it and now we have copies and you're welcome to go on with the presentation.

COMMISSIONER LANCE MALONE Your Honor, thank you for those kind words. Before I go any further, I'd like to introduce Jory Stewart from Advance Planning of Clark County, she's with me here as well.

COUNCILMAN REESE She's (inaudible). We trained her.

COUNCILWOMAN McDONALD And their Planning Director.

COMMISSIONER LANCE MALONE No, we don't want to go there, Councilman, because then you guys are going to get mad at me and deny this. We're taking all your good people. If you could go to Section 5A.

MAYOR GOODMAN All right.

COMMISSIONER LANCE MALONE That would be on Page 4.

MAYOR GOODMAN Yes.

COMMISSIONER LANCE MALONE Parks and open space planning --

MAYOR GOODMAN Yes.

COMMISSIONER LANCE MALONE It should read that the City will lead with participation by the County, property owners, interested parties and services providers, the developments of parks, plan, and trails plan and jointly adopted trails map that clearly delineates the location, functions of the trails within the joint planning area.

MAYOR GOODMAN All right. We have that.

COMMISSIONER LANCE MALONE We felt that because we really want to help in your, and assist in your development of the Northwest, that you should really take the lead. We are working on a regional trail system throughout all of Clark County which will incorporate the City of Las Vegas as well as City of North Las Vegas

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and Henderson as well.

MAYOR GOODMAN

Very good.

COUNCILMAN REESE

My question before you go any further though, who's going to maintain that path? Are we going – make the different entities take care of that part that's in their jurisdiction? 'Cause this is a concern that I've – had all along is, you know, we get different developers to donate land or whatever and my concern is who is going to maintain this horse path, wherever it goes?

COMMISSIONER LANCE MALONE

Councilman, that's a great question, It would be by the City of Las Vegas. Those portions that take the lead, the city entities that take the lead, they would be the ones responsible for the maintenance of – those trail systems, as we would be in Clark County, all the trail systems that we'll have in Clark County, we will maintain those trail systems as well.

MAYOR GOODMAN

Thank you.

COMMISSIONER LANCE MALONE

Also, I would like just to add briefly the lower Kyle Canyon area just recently had been made a citizens advisory committee, a CAC. And there were some – concerns with the growth and development of the lower Kyle Canyon area, which is 157 and 95. And I would ask that, I realize that some of the growth that's happening out there will probably not happen within the next maybe 10 years, maybe a little longer, but if that fact that time does come, that growth and development does occur in that particular area, that we allow for proper buffering to protect those neighbors that are currently, have their homes built there.

MAYOR GOODMAN

Thank you. Yes.

JORY STEWART, CLARK COUNTY
ADVANCE PLANNING

I have nothing to add.

MAYOR GOODMAN

Nothing to add?

JORY STEWART, CLARK COUNTY
ADVANCE PLANNING

No, thank you.

MAYOR GOODMAN

Okay. Fine. All right. We thank you very much.
Councilman Mack?

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VERBATIM TRANSCRIPT: ITEM 59 – DISCUSSION AND POSSIBLE ACTION ON AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF LAS VEGAS AND CLARK COUNTY FOR NORTHWEST/LONE MOUNTAIN REGIONAL LAND USE PLANNING FOR LANDS GENERALLY LOCATED NORTH OF CHEYENNE AVENUE, EAST OF THE PULI ROAD ALIGNMENT, WEST OF DECATUR BOULEVARD AND SOUTH OF THE MOCCASIN ROAD ALIGNMENT

COUNCILMAN MACK

Thank you and thank you, Commissioner. I think it's important that we have these relationships and I really appreciate our relationship that we've formed. I represent this area with you and Commissioner Kincaid and I'm hoping that you can carry the flag back to the County Commission and get this – resolution passed also.

I'd like to ask one, I guess just for the record, is staff in agreement with the conditions as Commissioner Malone has stated?

TIM CHOW, DIRECTOR OF
PLANNING & DEVELOPMENT

Staff concurs.

COUNCILMAN MACK

Okay. Thank you.

DEPUTY CITY ATTORNEY STEVE
GEORGE

Mr. Mayor, just possibly for the record on this agreement, that this agreement is first being placed on our agenda for adoption. It will be placed on the County Commission agenda some time in the future. In doing that, County Commission may suggest some minor changes or deviations from what we have here and I just wanted to make it clear on the record that we do have legal ability to make minor deviations, the City Manager reserves that right to be able to do that in this agreement. And I think that would be a good issue.

COMMISSIONER LANCE MALONE

And I believe, Your Honor, that both the City and County attorneys will be meeting tomorrow morning to continue to, I think conceptually we know where we want to go and that's to protect our neighborhoods. But the attorneys, they're really into words. So we'll allow them that opportunity to continue working on the verbage, but they understand conceptually exactly where the Councilmen and myself would like to see this take place and how it's to – take form.

MAYOR GOODMAN

Okay.

COMMISSIONER LANCE MALONE

And I would like, Your Honor, one quick thing to say. Thank you to Councilman Brown, because I know Councilman Brown has worked diligently out there in the Northwest before the reconfiguring of your – Wards. And I'd also like to thank Councilman Michael McDonald. The three, and then Councilman Lynette Boggs McDonald and I will, we're looking at (inaudible) sites in the Northwest. I represent four of those areas in my district and it's a pleasure to have the

**CITY COUNCIL MINUTES
MEETING OF
MAY 17, 2000**

Page 7

**VERBATIM TRANSCRIPT: ITEM 59 – DISCUSSION AND POSSIBLE ACTION ON AN INTERLOCAL
AGREEMENT BETWEEN THE CITY OF LAS VEGAS AND CLARK COUNTY FOR NORTHWEST/LONE
MOUNTAIN REGIONAL LAND USE PLANNING FOR LANDS GENERALLY LOCATED NORTH OF
CHEYENNE AVENUE, EAST OF THE PULI ROAD ALIGNMENT, WEST OF DECATUR BOULEVARD AND
SOUTH OF THE MOCCASIN ROAD ALIGNMENT**

opportunity to work with all four of you.

COUNCILMAN McDONALD

Well, Councilman, or Commissioner, before you move on, the Mayor touched on something that was near and dear that we went to the – people with. Although it's – close as it's ever going to be and we hope that it passes, but your donation to, the million dollars you're bringing to us, hopefully by next month, actually will benefit your Commission district and my Ward twofold. Obviously with the park and then also with a regional transportation issue that will save a neighborhood. And I think that that needs to be pointed out even further once we, hopefully by next meeting we have that agendaed and you can skip your zoning item and come back here for that. Because it's very important. You not only helped and benefited with us with the parks, but also the way you have taken an active role in helping us save our neighborhoods. And something that the Mayor and I put our names on almost a year ago. So very proud and thank you.

COMMISSIONER LANCE MALONE

Councilman McDonald, thank you. Thank you, Your Honor. Thank you.

MAYOR GOODMAN

Nice having you here. All right. May I have a motion, please? Councilman Mack?

COUNCILMAN MACK

Yeah. Thank you, Your Honor. I move to adopt the **interlocal agreement between the City of Las Vegas and Clark County for the Northwest/Lone Mountain Regional Land Use Joint Planning** and to authorize the Council, Councilmen of the affected City Council Ward and City staff to negotiate the final wording of the document with representatives of Clark County, provided any changes are minor in nature and do not modify or alter the intent, concept or integrity of the interlocal agreement. And also incorporating some of the condition changes as Commissioner Malone has stated on the record.

MAYOR GOODMAN

Thank you. All right. Vote on the motion, please. Post, please. Motion carries. **(Motion carried unanimously.)** Thank you.

END OF DISCUSSION

/vwd



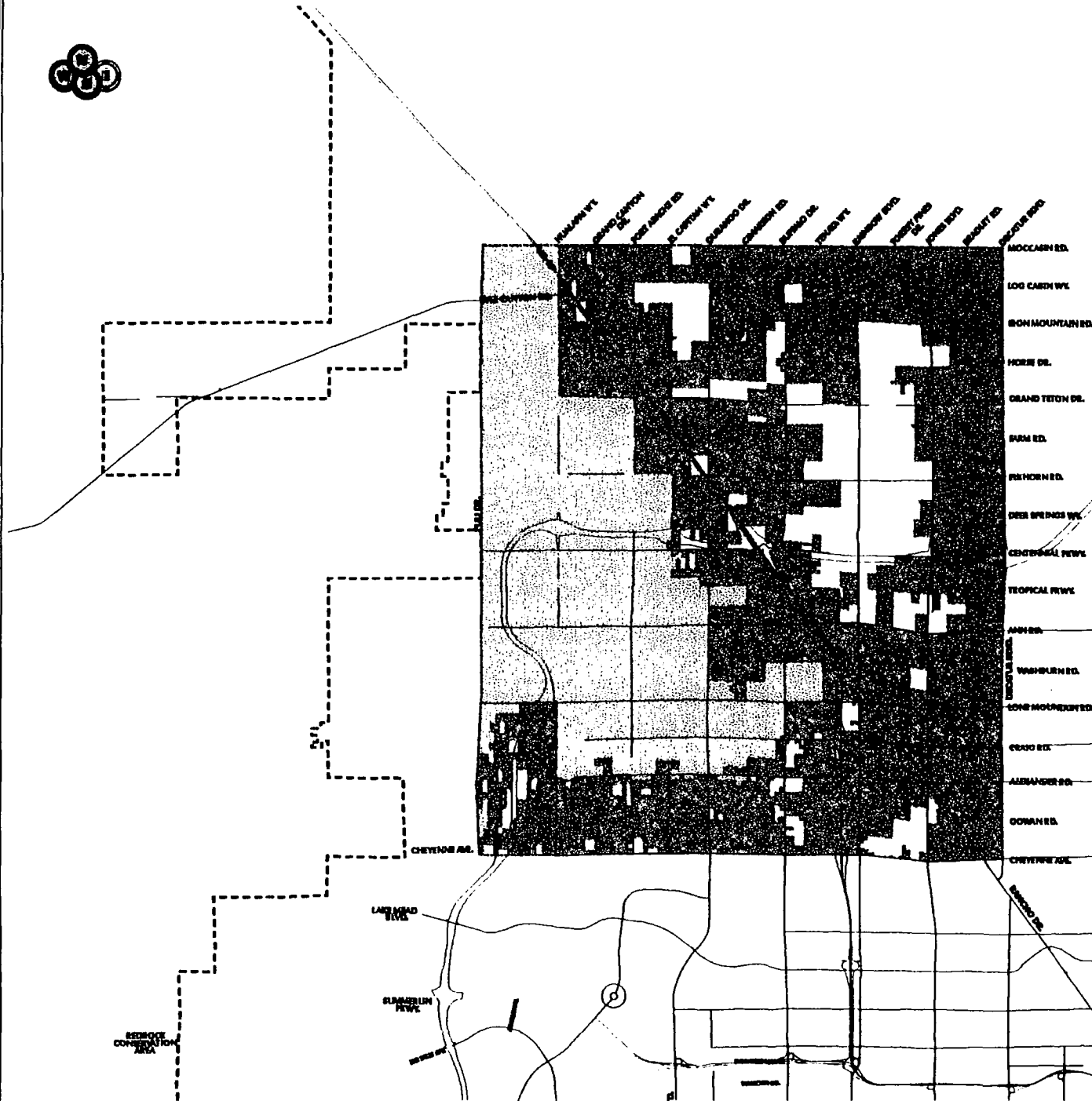
City of Las Vegas

Northwest Interlocal Agreement

Joint Planning Area

EXHIBIT A

- Joint Planning Area
- City of Las Vegas
- County
- County Islands
- Redrock Conservation Area



0 1000 2000 3000 4000
SCALE IN FEET

September 30, 1999



GIS maps are created and produced
only for the use of the City.
They are not to be used for any other
purpose. Information System
Geographic Information System
702-438-4328



City of Las Vegas

Agenda Item No.: 60

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Report on status of park projects now under design, construction or planning

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff would like to present Mayor and Council with a comprehensive park projects status report including all parks now under designs, construction or planning stage.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

Parks Project list

MOTION:**M. McDONALD – Motion to bring forward and STRIKE Items 13, 24, 52, 53, 54, and 71 and hold in ABEYANCE Items 58 and 60 to 6/7/2000 – UNANIMOUS****MINUTES:**

There was no related discussion.

(9:36 – 9:38)

1-897

Project	Description	Status	Ward	Project Manager
Ann Cimmaron Park & Track Break	Pathways, play equipment, picnic areas, lighting, track break building.	Contractor working on site work, exterior building painting, landscaping, and building interior.	6	Lewis
Ansan Park III	Pathways, play equip, picnic areas, and lighting	One punchlist item remains.	2	Lewis
Baker Park Upgrades	Renovation of existing park and ball fields, including new lighting, bathhouse, Pool & pool equipment, Renovation And Park Restrooms.	Phase I = Const complete Phase 1a = in Working Drawings. Phase 2 & 2a = in Design Development	3	Tolman
Buffalo Park	Phase 1 new 45 acre programmable park including sports fields, playground equipment. Football Park at Buffalo and Oakey.	Masterplan complete. Currently reviewing costs to determine scope/feasibility.	1	Lewis
Bunker Park ADA Upgrade	ADA upgrade improvements in the older area of the park.	Design to complete concurrent w/ Bunker Park Expansion design	4	Lewis
Bunker Park Expansion	Expansion of existing passive park uses. Extended walking path, green space, 7 acres.	Consultant working on 90% submittal. Project received Planning Commission approval on 4/13/00. Scheduled for City Council on 5/17/00. Working on water application submittal.	4	Lewis
Clark High School Soccer Field Lighting	Lighting of a new Soccer Field to be constructed at Clark High school.	Planning Staff Review scheduled 5/10/00. Design progressing.	1	Danielson
Elkhorn Durango Phase II	Final phase development of remaining space, 12 acres, 3 fields, tennis courts, roller hockey, walking path.	100% drawings complete. Submitted to Bldg. & Safety/Land Development on 4/10/00.	6	Lewis
Freedom Park ADA	ADA Upgrades in park and building.	Awaiting priority for design phase	3	Tolman
Gowan Soccer (Buckskin Basin Park)	Jogging track, picnic area, build out, street improvements.	Substantial completion was given on 4/26/00. Contractor working on punchlist items.	4	Lewis
Heritage Park II	Restrooms, pathways, play equipment.	Contractor working on restroom, front parking lot, and landscaping.	3	Lewis
Metro Park	Phase 1, new 17 acre passive park, desert and green space, tennis courts, walking path.	Master Plan approved. Consultant working on working drawings.	4	Lewis
Northwest Soccer Complex	Restrooms, parking, play area, 10 lighting fields.	Contractor working on earthwork, landscaping, utilities and restroom.	4	Lewis
Park Restrooms	Restrooms at Woofter; Doolittle; Rotary; Heers parks; notice to proceed held-purchasing	Bid opened 2/8/00, City Plan Dev. Awarded bid \$856,000 on 3/1/00. Notice to Proceed not issued. See re-design project.	1,4,5,6	Danielson
Park Restrooms Re-design	Restrooms at Woofter; Doolittle; Rotary; Heers parks.	Redesigning prototype restroom	1,4,5,6	Danielson
Parks Playground Equipment	Play equipment at Baskin; Coleman; Fountain, and Rotary parks.	Construction substantially complete 3/2/00.	5	Danielson
Pioneer Park	Open space/ passive park/ parking/ play areas	Council approved funding 5/3/00. Designing master plan.	2	Danielson
Rainbow Park ADA	ADA improvements in the older area of the park.	Awaiting priority for design phase	1	Lewis
West Middle School Lighting	Install field and open space lighting at existing school. 9 acres.	Consultant addressing final review comments prior to bidding.	1	Danielson

Consultant	Contractor	Start Date	Finish Quarter	Cost Estimate	Current Funding	Cost Incurred
OAS/Southwick & Assoc.	Richardson	3/3/97	Qtr 4 2000	\$1,555,000	\$1,515,000	\$598,313
Teal Design	LV Paving	12/1/98	Qtr 1 2000	\$624,000	\$750,000	\$682,637
Westar Architects.		8/2/99	Qtr 3 2001	\$2,500,000	\$2,500,000	\$320,000
Carpenter Sellers		8/16/99	Qtr 2 2000	\$0	\$11,000,000	\$38,037
OAS	CLV	10/1/99	Qtr 4 2000	\$55,000	\$68,600	\$0
Pentacore		8/16/99	Qtr 4 2000	\$1,900,000	\$1,900,000	\$101,907
Allegro	TBD	2/7/00	Qtr 3 2000	\$0	\$300,000	\$0
Stantec		8/16/99	Qtr 3 2000	\$3,000,000	\$3,000,000	\$156,041
OAS		11/2/98	Qtr 2 2000	\$240,000	\$242,000	\$0
Cella Barr	CG & B Enterprises	6/2/98	Qtr 3 2000	\$1,500,000	\$1,500,000	\$1,105,826
Stantec	Richardson	5/3/99	Qtr 3 2000	\$1,089,000	\$1,089,000	\$297,735
PBS & J		8/16/99	Qtr 1 2001	\$3,985,805	\$3,000,000	\$16,159
Cella Barr	Korte Bellew	2/10/99	Qtr 4 2000	\$7,800,000	\$7,894,000	\$540,930
Cella Barr	City Plan Development	12/1/98	Qtr 2 2000	\$1,043,535	\$1,075,000	\$85,613
Stantec/ABF/ Balogh		3/24/00	Qtr 2 2000	\$0	\$1,075,000	\$0
Cella Barr	C,G&B	1/5/99	Qtr 2 2000	\$260,000	\$299,000	\$34,084
		5/3/00	Qtr 2 2000	\$4,200,000	\$2,500,000	\$0
OAS		10/1/99	Qtr 1 2000	\$55,000	\$68,600	\$0
Allegro		7/1/99	Qtr 4 2000	\$689,165	\$800,000	\$39,130

Contract Award	% Funding Incurred
11/17/99	39%
NA	91%
3/15/00	13%
NA	0%
NA	0%
NA	5%
NA	0%
NA	5%
NA	0%
NA	74%
NA	27%
NA	1%
NA	7%
NA	8%
NA	0%
NA	11%
NA	0%
NA	0%
2/2/00	5%

City of Las Vegas

Agenda Item No.: 61

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-56-2000 - Discussion and possible action regarding a Resolution authorizing the Manager of the Real Estate and Asset Division to execute certain amendments to the Incubator Lease and Management Agreements at the Las Vegas Business Center (NOTE: This item is a companion to Item #66 on the Real Estate portion of this Agenda and will be trailed to be heard following that item.)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

From time to time certain amendments are required to the Incubator Lease and Management Agreements at the Las Vegas Business Center which do not substantially and materially change the terms and conditions of the Lease and Management Agreements. Such amendments will not alter the rent, provide for monetary matters or change the address of the premises.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Memorandum from Sharon Segerblom

Resolution #R-56-2000

MOTION:**MACK – APPROVED as recommended - UNANIMOUS****MINUTES:**

All discussion took place under companion Item No. 66.

(10:29 – 10:31)

1-3186

Memorandum

City of Las Vegas Neighborhood Services Department

MAY 1 2000

To: VIRGINIA VALENTINE, CITY MANAGER

From: SHARON SEGERBLOM DIRECTOR
NEIGHBORHOOD SERVICES DEPARTMENT*Segerblom*CC: FAYE TREND
SUE PRESCOTT

Date: May 1, 2000

Re: REVIEW AND APPROVAL OF RESOLUTION

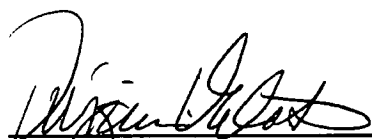
Attached please find a copy of a Resolution Authorizing the Manager of the Real Estate and Asset Division to Execute Certain Amendments to the Incubator Lease and Management Agreements at the Las Vegas Business Center.

The purpose of this resolution is to allow the Real Estate Manager to sign amendments to the Incubator Lease and Management Agreements which do not substantially and materially change the terms and conditions of the Leases Management Agreements, i.e. moves from one office to another in which the rent does not change. By enacting this resolution, these housekeeping items do not need to be placed on the Real Estate and Council agendas. This will allow more efficient use of staff time.

I would like to place this item on the May 17 Council Agenda and will also place it on the May 15 Real Estate Agenda for informational purposes. If you have any questions concerning this item, please call me. If you approve of the resolution, please sign this memorandum on the line indicated below and return a copy of it to my office.

SS
Attachment

I have read the attached resolution and approve of its submittal to the City Council



Virginia Valentine, City Manager

R-56-2000**RESOLUTION AUTHORIZING THE MANAGER OF THE REAL ESTATE
AND ASSET DIVISION TO EXECUTE CERTAIN AMENDMENTS TO THE
INCUBATOR LEASE AND MANAGEMENT AGREEMENTS
AT THE LAS VEGAS BUSINESS CENTER**

WHEREAS, City is the owner of the Las Vegas Business Center ("Business Center"), located at 1951 Stella Lake Street in Las Vegas, Nevada; and

WHEREAS, City has established the Las Vegas Incubator ("Incubator") within the Business Center to provide a supportive environment to improve the management skills of small and new businesses to stabilize them and provide for eventual expansion; and

WHEREAS, City proposes to improve the business environment to enhance the economic well-being of the community and provide employment opportunities for area residents who are of low to moderate income; and

WHEREAS, City has made available to certain businesses (the "Incubator Tenants") certain space within the Incubator on the terms and conditions set forth in Lease and Management Agreements between the City and the Incubator Tenant; and

WHEREAS, the City desires to amend, from time to time, the Lease and Management Agreements with the Incubator Tenants to provide for changes in the Incubator Program which do not substantially and materially change the terms and conditions of the Lease and Management Agreement; and

WHEREAS, the City desires to effectuate such amendments to the Lease and Management Agreements by authorizing the Manager of the City's Real Estate and Asset Management Office to execute such amendments as authorized by this Resolution.

NOW, THEREFORE BE IT RESOLVED that the Manager of the Real Estate and Asset Management Office is hereby authorized to execute with the City Clerk, certain amendments to the Lease and Management Agreements for the Incubator located at the Las Vegas Business Center except that amendments which alter the rent, provide for monetary matters or change the address of the Premises are to be approved by the City Council of Las Vegas and executed by the Mayor.

PASSED, APPROVED AND ADOPTED this 17th day of May, 2000.

APPROVED:

By Oscar B. Goodman
OSCAR B. GOODMAN, Mayor

ATTEST:

Barbara Jo Ronemus
BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

D. Pontello 5/18/00
Date

City of Las Vegas

Agenda Item No.: 62

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY CLERK**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS**

ABEYANCE ITEM - Appointment of members to the Senior Citizens Advisory Board in accordance with Ordinance #5206

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Senior Citizens Advisory Board was created upon Council adoption of Ordinance #5206 on April 19, 2000, which repealed the previously-established Board. This new Board consists of eight members appointed by the City Council. Each of the six members of Council has one coterminous appointment with the appointee residing in the respective member of Council's Ward; the Mayor has two coterminous appointments with members residing in two different Wards. The Director of the Office of Administrative Services, or his designee, shall serve ex-officio and function as liaison between the Advisory Board and the City.

RECOMMENDATION:

For purposes of making initial appointments and in accordance with Ordinance #5206, the City Council may appoint any person who was serving on the former Advisory Board without regard to the established residency requirement. As the Ward 2, 3, 5 and 6 appointments were made at the Council Meeting of May 3, 2000, it is recommended that the remaining appointments of one each for Wards 1 and 4 be made, and two appointments by the Mayor be made.

BACKUP DOCUMENTATION:

Former Senior Citizens' Advisory Board Listing

MOTION:

GOODMAN – Motion to **APPOINT** Edward Power, 909 Grammy Drive, Las Vegas, Nevada 89128 and **ALBERTA ALLEN**, 7000 Pinedale Avenue, Las Vegas, Nevada 89128 (Goodman's recommendations) – **UNANIMOUS**

and

*City of Las Vegas***Agenda Item No.: 62****CITY COUNCIL MEETING OF MAY 17, 2000****Board and Commissions****Item 62 – Senior Citizens Advisory Board****MOTION - Continued:****BROWN – Motion to APPOINT Anthony Bruges (Brown's recommendation) 4009 Fields Drive, Las Vegas, Nevada 89128 and hold in ABEYANCE COUNCILMAN McDONALD's appointment to 6/7/2000 - UNANIMOUS****Clerk to notify****MINUTES:****There was no related discussion.****(10:24 – 10:26)****1-2912**

4-14-2000

SENIOR CITIZENS' ADVISORY BOARD				
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	<u>MEMBERS</u>	<u>ADDRESS</u>	<u>ZIP CODE</u>	<u>ORIGINAL APPT.</u>	<u>TERM EXPIRES</u>
1.	WEINGARD, ZELDA (Adamsen's recommendation)	8204 Paseo Vista Dr. (Ward 2)	128	2/24/97 (Eff. 3/4/97) (Resigned)	3-4-2000
2.	SWAGER, PATRICIA ERDMANN (Adamsen recommendation)	4208 Alta Drive (Ward 1)	107	10-12-98	3-4-2000
3.	LEI, TONY, DR. (Adamsen's recommendation)	2245 Homeland St. (Ward 4)	128	4-14-97 (Eff. 5-4-97)	5-4-2000
4.	BIDER, JOSEPH (Adamsen's recommendation)	7209 Elite Ct. (Ward 4)	129	2-24-97 (Eff. 3/4/97)	3-4-2000
5.	ALLEN, ALBERTA. (L McDonald's recommendation)	7000 Pine Dale Avenue (Ward 2)	128	7-26-99	7-26-2002
6.	MEIER, RITA (Jones' recommendation)	300 Las Vegas Blvd., South Suite 100 (Ward 1)	101	6-7-95 (Resigned)	6-20-99
7.	POWER, EDWARD V. (Adamsen's recommendation)	909 Grammy Drive (Ward 2) (243-7573)	128	3-9-98	3-9-2001
8.	BRUGES, ANTHONY (Brown's recommendation)	4009 Poppy Fields Drive (Ward 4)	128	7-26-99	7-26-2002
9.	ZWECK, ROBERT (Adamsen recommendation)	2520 Lotus Hill Drive (Ward 4)	134	4-5-95	4-5-2001
10.	KOSBAB, JERRY (Reese recommendation)	800 North Eastern Ave., #104 (Ward 3)	101	3-23-98	3-23-2001
11.	SPARKS, SAMUEL (Hawkins Jr. recommendation)	300 Promenade, Bldg. 8, #1083 (County)	107	4-19-95 (Deceased)	4-19-2001
12.	McDONALD, MICHAEL J. (Councilman)	400 E. Stewart Ave.	101	6-21-95	6-21-2001
13.	REESE, GARY (Councilman) - (Alternate)	400 E. Stewart Ave.	101	6-21-95	6-21-2001
14.	WILLIAMS, MYRNA (County Commissioner)	Clark County Commission 500 S. Grand Central Pkwy.	106	1-95 (Appt.by County)	1-2001
	Sydell MacKay (Liaison)	Las Vegas Senior Center 451 E. Bonanza Rd	101		

AUTHORITY: LVMC 2.46 By-Laws: April 11, 1985

MEMBERS: 11 members appointed by the Council. - (excludes City and County reps and Honorary)

TERM: 3 years (Limited to 2 terms) - Must fill unexpired terms, if appropriate.

NOTES: MUST BE REGISTERED VOTER

EACH MEMBER NEED NOT BE A CITY RESIDENT; HOWEVER, A MAJORITY OF THE TOTAL MEMBERSHIP MUST BE FROM WITHIN THE CITY.

NO FINANCIAL DISCLOSURE REQUIREMENT

MEETINGS: 2nd Thursday of each month, except August, 3 p.m, Dula, 450 E. Bonanza.

City of Las Vegas

Agenda Item No.: 63

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY CLERK**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS**

Appointment of members to the Neighborhood Partners Fund Board

Fiscal Impact

☒	No Impact	Amount:
☐	Budget Funds Available	Dept./Division:
☐	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Neighborhood Partners Fund Board consists of 13 members and was created to review Neighborhood Partners Fund applications and recommend awards to the City Council. This Board is being reconvened to review these applications and select the recipients for FY 2001. Terms of office are one year and members may be reappointed to consecutive one year terms.

RECOMMENDATION:

Procedure for this Board is appointment by Mayor and each member of Council. The Department of Neighborhood Services recommends the following appointments: Mayor or his designee - Stephanie Boixo; Ward 1 Staff Designee - Doug Rankin; Ward 1 Neighborhood Representative - Don Egbert; Ward 2 Staff Designee - Sonya Douglass; Ward 2 Neighborhood Representative - Art Merryman; Ward 3 Staff Designee - Loretta Arrington; Ward 3 Neighborhood Representative - Earl White; Ward 4 Staff Designee - Eric Dornak; Ward 4 Neighborhood Representative - Tony Bruges; Ward 5 Designee - Karlette Adams; Ward 5 Neighborhood Representative - Tyrone Thompson; Ward 6 Designee - Matt Werner; Ward 6 Neighborhood Representative - Linda Myers

BACKUP DOCUMENTATION:

Agenda Memo listing the Department of Neighborhood Services' recommendations

MOTION:**M. McDONALD – APPROVED as recommended – UNANIMOUS**

Clerk to notify

MINUTES:

There was no discussion.

(10:26 – 10:27)

1-2999



AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: CITY CLERK

ITEM DESCRIPTION: Appointment of members to the Neighborhood Partners Fund Board

2000 NEIGHBORHOOD PARTNERS FUND BOARD	
Representative	Proposed Name
Mayor or his Designee	Stepanie Boixo
Ward 1 Staff Designee	Doug Rankin
Ward 1 Neighborhood Representative	Don Egbert, 2832 Manzanilla Way Las Vegas, NV 89128, tel. 233-0388/376-1966
Ward 2 Staff Designee	Sonya Douglass
Ward 2 Neighborhood Representative	Art Merryman, 7440 Braswell Drive Las Vegas, NV 89128, tel. 254-1411
Ward 3 Staff Designee	Loretta Arrington
Ward 3 Neighborhood Representative	Earl White, 121 N 15th St. Las Vegas, NV 89101, tel. 493-2980
Ward 4 Staff Designee	Eric Dornak
Ward 4 Neighborhood Representative	Tony Bruges, 4009 Poppy Fields Dr. Las Vegas, NV 89129, tel. 655-4547
Ward 5 Designee	Karlette Adams
Ward 5 Neighborhood Representative	Tyrone Thompson, 2716 Rising Legend Way Las Vegas, NV 89106, cell 218-9762
Ward 6 Designee	Matt Werner
Ward 6 Neighborhood Representative	Linda Myers, 5104 Cold River Avenue Las Vegas, NV 89130, tel. 655-1564

City of Las Vegas

Agenda Item No.: 64

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY CLERK**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ CONSENT ☒ DISCUSSION**SUBJECT:**

BOARDS & COMMISSIONS

AUDIT OVERSIGHT COMMITTEE – Councilman Michael McDonald – Term Expiration, 6/8/2000; Bill Martin – Term Expiration 6/8/2000; Constance Lenz – Term Expiration 6/8/2000

Fiscal Impact

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City of Las Vegas Audit Oversight Committee was created by City Council Resolutions R-49-98 and R-117-98 for the purpose of overseeing various aspects of the City's internal audit function. Two members must be specifically identified members of the City Council and three members must be from the community-at-large. No member shall serve more than two terms.

RECOMMENDATION:

Procedure for this Committee is appointment by the Mayor subject to ratification by the City Council. Options are to reappoint the above members or to appoint a new member of Council and two community-at-large citizens.

BACKUP DOCUMENTATION:

Current City of Las Vegas Audit Oversight Committee Listing and Authority

MOTION:

GOODMAN – ABEYANCE to 6/7/2000 – UNANIMOUS

MINUTES:

There was no discussion.

(10:27 – 10:28)

1-3067

4-12-2000

CITY OF LAS VEGAS AUDIT OVERSIGHT COMMITTEE
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<u>MEMBERS</u>	<u>ADDRESS</u>	<u>ZIP CODE</u>	<u>ORIGINAL APPT.</u>	<u>TERM EXPIRES</u>
1) MAYOR OSCAR GOODMAN	400 E. Stewart	89101	6/28/1999	6/28/2001
2) COUNCILMAN MICHAEL McDONALD	400 E. Stewart	89101	6/8/1998	6/8/2000
3) SCOTT HIGGINSON V.P. GOVERNMENT & PUBLIC AFFAIRS DEL WEBB CORPORATION MEMBER OF COMMUNITY-AT-LARGE	9555 Del Webb Blvd.	89134	12/7/1998	12/7/2000
4) CONSTANCE LENTZ, CPA MEMBER OF COMMUNITY-AT-LARGE	930 S. Third Street, Suite 100A	89101	6/8/1998	6/8/2000
5) BILL MARTIN, PRESIDENT PIONEER CITIZENS BANK MEMBER OF COMMUNITY-AT-LARGE	4170 S. Maryland Pkwy	89119	6/8/1998	6/8/2000

AUTHORITY: Created by Resolution R-49-98, 5-26-98 (Member Amendment - Resolution R-117-98, 12-7-98).

MEMBERS: 5 MEMBERS appointed by the Mayor subject to ratification by the City Council
(Two specifically identified members of the City Council and three members of the community-at-large)

TERM: Members shall each serve a term of two years, or until a successor is appointed.
Members may be removed and replaced by the Mayor, subject to Council ratification

NOTES: NO CITY RESIDENCY REQUIREMENT
LIMIT TO NUMBER OF TERMS WHICH MAY BE SERVED (No member shall serve more than two terms which shall include any unexpired term if applicable.)
NO FINANCIAL DISCLOSURE REQUIRED

PURPOSE: The Committee shall have responsibility and authority to perform the following:
Review and evaluate public reports generated by the internal audit function;
Evaluate the general effectiveness of the audit program no less often than annually;
Discuss potential audit assignments and give direction to the City Manager and City Auditor concerning current assignments and anticipated assignments for the upcoming twelve months;
As individual Committee members and as deemed appropriate, interview applicants for the position of City Auditor and, as a Committee, provide recommendations with regard to the appointment;
Provide recommendations concerning potential changes to the City Charter concerning the audit function;
Oversee and reinforce compliance to the City's Internal Audit Policy; and
Provide such other guidance as necessary in promoting the effectiveness of the audit function.

MEETINGS: The Committee shall meet with the City Auditor and City Manager not less than once per quarter; meetings are subject to the provisions of the Open Meeting Law.

City of Las Vegas

Agenda Item No.: 65

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**☐**CONSENT**☒**DISCUSSION****SUBJECT:****REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly**

Discussion and possible action on entering into negotiations with the Roman Catholic Church of Las Vegas for Acceptance of Offer for the Purchase and Sale of Real Property located at the intersection of Lake Mead and Lexington (Ward 5 - Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In an effort for the City of Las Vegas to provide further neighborhood senior and youth activity programs within Ward 5's area, staff is proposing that we purchase additional property for future expansion possibilities. This property is located across the street and adjacent to the Doolittle Community Center and another purchase agreement on another property which was recently approved on May 3, 2000.

RECOMMENDATION:

The Real Estate Committee of 5/15/2000 and staff recommend approval.

BACKUP DOCUMENTATION:

1. Site map

MOTION:

MACK – APPROVED as recommended – UNANIMOUS with L.B. McDONALD abstaining to avoid any conflict because she Chairs the St. James Catholic Church Building Committee

NOTE: COUNCILMAN McDONALD disclosed that he sits on the Board of Our Lady of Las Vegas Catholic Church and asked CITY ATTORNEY JERBIC if he could participate in the matter. CITY ATTORNEY JERBIC advised him that there would not be a conflict because there is no connection with that entity and the subject agreement.

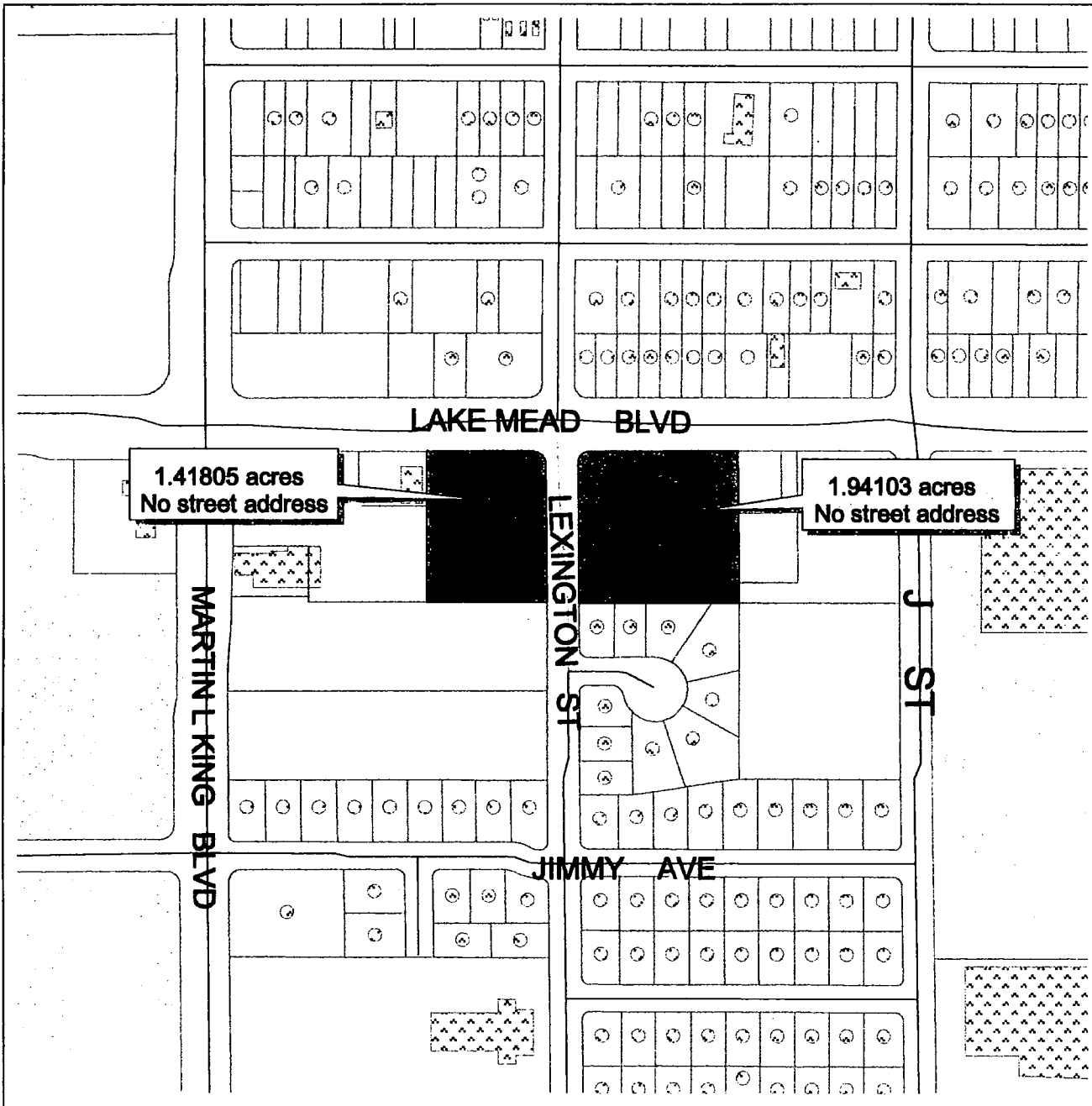
MINUTES:

JOHN McNELLIS, Deputy Director, Public Works Department, was present.

There was no discussion.

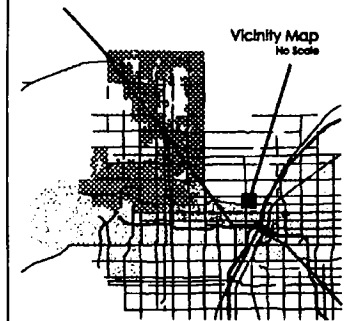
(10:28 – 10:29)

1-3109



Site Map

- Roman Catholic Church of L.V.
- Street Centerline
- Building Footprints
- City of Las Vegas
- Parcels
- Right of Way



Real Estate & Asset Management



1:3600



Date of Data: 2000/02/09

City of Las Vegas

Agenda Item No.: 66

AGENDA SUMMARY PAGE**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:****REPORT FROM REAL ESTATE COMMITTEE – Councilmen Mack and Weekly**

Report on a Resolution authorizing the Manager of the Real Estate and Asset Division to execute certain amendments to the Incubator Lease and Management Agreements at the Las Vegas Business Center (NOTE: This item is a companion to Item # 61 - R-56-2000)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

From time to time certain amendments are required to the Incubator Lease and Management Agreements at the Las Vegas Business Center which do not substantially and materially change the terms and conditions of the Lease and Management Agreements. Such amendments will not alter the rent, provide for monetary matters or change the address of the premises.

RECOMMENDATION:

Report only, no action needed

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

JOHN McNELLIS, Deputy Director, Public Works Department, stated this item represents a joint effort so that the Real Estate and Asset Management Division can handle normal housekeeping matters relating to the Incubator that do not have a financial impact, such as when a tenant moves from one office to another. Matters that would have a financial impact will follow the normal course and be heard by the Real Estate Committee as well as the City Council.

There was no further discussion.

(10:29 – 10:31)

1-3186

City of Las Vegas

Agenda Item No.: 67

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-27 – Annexation No. A-41-99(A) – Property Located: On the north side of Alexander Road, approximately 660 feet west of the Western Beltway; **Petitioned By:** Gary A. Bobbs; **Acreage:** Approximately 5.59 acres; **Zoned:** R-U (County Zoning), U (PCD) (City Equivalent). **Sponsored by:** Councilman Larry Brown

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the north side of Alexander Road, approximately 660 feet west of the Western Beltway. The annexation is at the request of the property owner. The annexation process has been completed in accordance with the NRS and the final date of annexation (May 26, 2000) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; **First Reading -** 4/19/2000; **First Publication -** 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-27 and location map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5217 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:31 – 10:32)

1-3290

City of Las Vegas

Agenda Item No.: 68

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-28 – Annexation No. A-44-99(A) – Property Located: On the southeast corner of Regena Avenue and Tenaya Way; **Petitioned By:** Hilda M. West Irrevocable Trust, et al.; **Acreage:** Approximately 19.06 acres; **Zoned:** R-E (County Zoning), R-E (City Equivalent). **Sponsored by:** Councilman Michael Mack

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the southeast corner of Regena Avenue and Tenaya Way. The annexation is at the request of the property owners. The annexation process has been completed in accordance with the NRS and the final date of annexation (May 26, 2000) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; **First Reading -** 4/19/2000; **First Publication –** 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-28 and location map

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5218 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:32 – 10:33)

1-3290

City of Las Vegas

Agenda Item No.: 69

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-29 – Annexation No. A-47-99(A) – Property Located: On the southeast corner of the Gowan Road alignment and the Western Beltway; Petitioned By: West Gowan Limited Liability Company; Acreage: Approximately 5.13 acres; Zoned: R-U (County Zoning), U (PCD) (City Equivalent). Sponsored by: Councilman Larry Brown

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the southeast corner of the Gowan Road alignment and the Western Beltway. The annexation is at the request of the property owner. The annexation process has been completed in accordance with the NRS and the final date of annexation (May 26, 2000) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-29 and location map

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5219 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:33 – 10:34)

1-3389

City of Las Vegas

Agenda Item No.: 70

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-30 – Updates the City's animal control regulations. Proposed by: Michael Sheldon, Director of Detention and Enforcement

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill will update the City's animal control regulations. Included in the changes are minor changes in definitions; licensing requirements for ferrets; changes in the procedures for identifying and dealing with vicious and dangerous animals; and changes in provisions regarding rabies vaccinations to conform to State regulations. The bill also updates the requirements for professional animal handlers to conform to industry, State and local health standards. Because these latter requirements already exist, no business impact statement is necessary.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-30

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5220 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:31 – 10:32)

1-3436

City of Las Vegas

Agenda Item No.: 71

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-31 – Allows auto dealer inventory storage in certain zoning districts by means of special use permit. Sponsored by: Councilman Michael J. McDonald

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In connection with auto dealerships, the Zoning Code presently does not specifically address the storage of automobiles other than for purposes of display or sale. Some dealerships carry a large inventory of automobiles which are not immediately subject to display and sale, but which will be displayed and sold eventually. This bill will allow this type of inventory storage on or near the dealership site by means of special use permit, if the storage site is in the P-R, C-1, C-2, C-PB, C-M or M Zoning District.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-31

MOTION:

M. McDONALD – Motion to bring forward and **STRIKE** Items 13, 24, 52, 53, 54, and 71 and hold in **ABEYANCE** Items 58 and 60 to 6/7/2000 – **UNANIMOUS**

MINUTES:

There was no related discussion.

(9:36 – 9:38)

1-897

City of Las Vegas

Agenda Item No.: 72

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-32 – Adopts the 1999 Edition of the National Electrical Code, together with amendments and supplementary material. Proposed by: Paul Wilkins, Director, Department of Building and Safety

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Every three years, the City adopts the most recent edition of the National Electrical Code, along with minor modifications and additions particularized to this community. This bill adopts the 1999 edition of the National Electrical Code, together with the Southern Nevada Amendments, as modified for the City of Las Vegas. Because no significant changes are being made from the previous Code, and because significant industry input has been sought, a business impact statement is not necessary.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-32

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5221 – **UNANIMOUS**

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:34 – 10:35)

1-3486

City of Las Vegas

Agenda Item No.: 73

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-33 – Delegates to the City Manager the authority to revise the City's Personnel Policies Manual. Proposed by: Rick Anderson, Director, Department of Human Resources

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City's Personnel Policies Manual was adopted by the City Council, and revisions and amendments historically have been brought back to the Council for adoption by ordinance. This bill will delegate to the City Manager the authority to revise the Personnel Policies Manual on an ongoing basis and as necessary.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-33

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5222 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:35 – 10:36)

1-3527

City of Las Vegas

Agenda Item No.: 74

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-34 – Amends the Zoning Code to allow the occasional sale of new automobiles, trucks or boats at regional malls by means of a temporary commercial permit. Sponsored by: Councilman Michael J. McDonald

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Zoning Code currently does not allow the temporary sales of new vehicles or boats in the C-1 Zoning District because of noise, traffic and other impacts created on surrounding areas. Those problems typically do not occur in the context of regional malls, which may carry a C-1 designation but are large enough to absorb the impact. This bill will allow this activity to occur on an occasional basis at shopping malls at least 90 acres in size, by means of a temporary commercial permit.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 4/19/2000; First Publication – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-34

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5223 – UNANIMOUS

Clerk to proceed with second publication

MINUTES:

COUNCILMAN McDONALD requested an amendment requiring that the Councilmen be notified when sales would be taking place in their respective wards. **CITY ATTORNEY JERBIC** pointed out that an amendment could be made requiring notification by law or that

City of Las Vegas

Agenda Item No. 74

CITY COUNCIL MEETING OF MAY 17, 2000

Recommending Committee

Item 74 – Bill No. 2000-34

MINUTES – Continued:

COUNCILMAN McDONALD could implement a policy through the Manager's office requiring notification.

NOTE: COUNCILMAN McDONALD directed CITY MANAGER VALENTINE to implement a policy requiring pre-notification to the respective Councilman of any sales.

There was no further discussion.

(10:36 – 10:37)

1-3572

City of Las Vegas

Agenda Item No. 75

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2000-35 – Amends the Zoning Code to set forth the zoning districts in which the use “Auto Parts (Accessory Installation)” is permitted. Sponsored by: Councilwoman Lynette Boggs McDonald

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Although the definitions within the Zoning Code distinguish between auto parts establishments that install such things as tires, brakes and filters, and those that install accessory items like alarms and stereos, they have not been treated differently in the Land Use Tables. This bill acknowledges the lesser impact of the latter type of use, allowing it as of right in the C-2 District and as a conditional use in the C-1 District. The more intensive parts installation uses will remain as a conditional use in the C-2 District, with a Special Use Permit required in the C-1 District.

RECOMMENDATION:

ADOPTION at 5/17/2000 City Council meeting pursuant to 5/1/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; **First Reading** - 4/19/2000; **First Publication** – 5/5/2000

BACKUP DOCUMENTATION:

Bill No. 2000-35

MOTION:

WEEKLY – Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5224 – **UNANIMOUS**

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:37 – 10:38)

City of Las Vegas

Agenda Item No. 76

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:**

Bill No. 2000-36 – Updates the list of divisions within the Department of Information Technologies. Proposed by: Joseph Marcella, Director of Information Technologies

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Department of Information Technologies has been reorganized along functional lines. The new Divisions are to be known as Development, Systems, Support, and Projects. This bill reflects the changes.

RECOMMENDATION:

ADOPTION at 6/7/2000 City Council meeting pursuant to 5/15/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 5/3/2000; First Publication –

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

6/7/2000 City Council agenda

City of Las Vegas

Agenda Item No. 77

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:**

Bill No. 2000-37 – Prohibits the continued delivery of unsolicited materials to residential premises after notice to discontinue has been provided. Sponsored by: Councilman Michael Mack

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Some City residents have experienced a problem with the continued delivery of unsolicited newspapers and circulars, even after there has been a request to discontinue the delivery. When residents are out of town or otherwise unable to retrieve these materials, the materials collect on the premises, giving the appearance that the premises are unoccupied and inviting criminal activity or mischief. This bill will prohibit the continued delivery of unsolicited materials to residential premises after notice to discontinue has been provided.

RECOMMENDATION:

ADOPTION at 6/7/2000 City Council meeting pursuant to 5/15/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 5/3/2000; First Publication –

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

6/7/2000 City Council agenda

4B LAS VEGAS SUN • THURSDAY, MAY 4, 2000

City Council briefs

JUNK MAIL

Fines proposed for violations

Tired of receiving unsolicited circulars in your mailbox even after you requested delivery to stop?

A bill introduced by Las Vegas City Councilman Michael Mack on Wednesday would make such deliveries a misdemeanor.

Violators would face fines of up to \$1,000 and six months in jail.

The proposal will be heard by the council's Recommending Committee at 4 p.m. May 15 and will come back before the full council in about a month.

RECEIVED
CITY CLERK
2000 MAY 11 P 4:01

Send Note
Bene give this
copy to
Stacee.

5-7-00

Michael Mack -

Congratulations on what you're proposing. Please make certain it includes those delivery services that stick ads on your door with marking tape (same enclosed), those that throw them on your driveway, those that rubber-band them to your garage door handle, and, those that rubber-band them to your front door knob/handle.

We are gone frequently. These unsolicited pieces tell everyone "no one is home now!"

The Post Office is the least of my concern. We can call them and simply say "Hold over mail." Keep pushing for this!

Best Wishes - Myron Macy, PO Box 35649, Las Vegas NV 89133

City of Las Vegas

Agenda Item No. 78

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2000-38 – Requires the submittal of an impact statement regarding projects of significant impact, as described in State law. Sponsored by: Mayor Oscar B. Goodman

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

During the 1999 Session, the Nevada Legislature adopted a bill to require an impact statement to be filed in connection with a development application for any "project of significant impact." The term includes any residential development of 500 units or more, any tourist accommodation of 300 units or more, any commercial or industrial facility generating more than 3,000 average daily vehicle trips, and any nonresidential development encompassing more than 160 acres. This bill will incorporate the statutory requirement into the City's Zoning Code.

RECOMMENDATION:

ADOPTION at 6/7/2000 City Council meeting as a First Amendment pursuant to 5/15/2000 Recommending Committee.

Committee: Councilmen Weekly and Mack; First Reading - 5/3/2000; First Publication –

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

6/7/2000 City Council agenda

City of Las Vegas

Agenda Item No. 79

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-39 -- Annexation No. A-48-99(A) -- Property Located: On the south side of the Gowan Road alignment, approximately 300 feet west of the Western Beltway; **Petitioned By:** Allen Fox; **Acreage:** Approximately 5.11 acres; **Zoned:** R-U (County Zoning), U (PCD) (City Equivalent). **Sponsored By:** Councilman Larry Brown

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the south side of the Gowan Road alignment, approximately 300 feet west of the Western Beltway. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 21, 2000) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-39 and Location Map

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/2000 City Council agenda

(10:38– 10:40)

2-37

City of Las Vegas

Agenda Item No. 80

AGENDA SUMMARY PAGE**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-40 -- Annexation No. A-49-99(A) -- Property Located: On the southwest corner of Kyle Canyon Road and U.S. 95.; **Petitioned By:** Earlene Lund; **Acreage:** Approximately 1.41 acres; **Zoned:** R-U (County Zoning), U (SC) (City Equivalent). **Sponsored By:** Councilman Michael Mack

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the southwest corner of Kyle Canyon Road and U.S. 95. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 30, 2000) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-40 and Location Map

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/2000 City Council agenda

(10:38– 10:40)

2-37

City of Las Vegas

Agenda Item No. 81

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-41 -- Annexation No. A-50-99(A) -- Property Located: On the southeast corner of Shaumber Road and Red Coach Avenue; **Petitioned By:** Anthony and Mary Thomas on Behalf of Stanpark Homes; **Acreage:** Approximately 5.44 acres; **Zoned:** R-U (County Zoning), U (PCD) (City Equivalent). **Sponsored By:** Councilman Larry Brown

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property located on the southeast corner of Shaumber Road and Red Coach Avenue. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 30, 2000) is set by this ordinance.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-41 and Location Map

MOTION:

None required.

MINUTES:

First Reading -- Referred -- COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/000 City Council agenda

(10:38-- 10:40)

2-37

City of Las Vegas

Agenda Item No. 82

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-42 – Amends LVMC Chapter 2.09 to list the divisions within the Department of Neighborhood Services. Proposed by: Sharon Segerblom, Director of Neighborhood Services

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The ordinance which created the Department of Neighborhood Services several years ago did not include a provision to list the constituent divisions, as has been done with other departments. This bill follows up with a listing of the divisions that make up the Department of Neighborhood Services.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-42

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/2000 City Council agenda

(10:38– 10:40)

2-37

City of Las Vegas

Agenda Item No. 83

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-43 – Updates the City's parking meter regulations to authorize the use of a cashless payment system as an alternative to the deposit of coins. Proposed by: Michael Sheldon, Director of Detention and Enforcement

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City's parking meters are equipped to accept as "payment" either the deposit of coins or the insertion of a "key" which records a debit-like transaction. This bill will update the City Code to acknowledge the key-related technology.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-43

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/2000 City Council agenda

(10:38– 10:40)

2-37

City of Las Vegas

Agenda Item No. 84

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2000-44 – Adjusts licensing and zoning provisions regarding administrative action that may be taken in connection with certain businesses protected by the First Amendment. Proposed by: City Attorney Bradford R. Jerbic

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This bill will adjust licensing and zoning provisions regarding administrative action that may be taken in connection with certain businesses protected by the First Amendment.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2000-44

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEN WEEKLY and MACK

5/30/2000 Recommending Committee

6/7/2000 City Council agenda

MAYOR GOODMAN read and submitted a letter he received via facsimile on 5/15/2000 opining that the subject bill fails to address or rectify the objection of the United States Circuit Court of Appeals for Ninth Circuit regarding Baby Tam & Co., Inc. vs. City of Las Vegas.

(10:38– 10:40/10:40 – 10:42)

2-37/2-88

**THE MORNING SESSION RECESSED AT 10:42 A.M., RECONVENED AT 11:06 A.M.
TO CONSIDER ITEM 47, AND RECESSED AGAIN AT 12:49 P.M.**

P
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May 15, 2000

ph/fx: 702-877-2438

to ~~The Honorable Mayor GOODMAN~~
 from Haynes, Clark & Plumb
 # of pages one

Dear Honorable Mayor GOODMAN:

Proposed City bill 2000-44 of May 17, 2000 agenda item #84, in our opinion, fails even to address, much less rectify the objection of the U.S. Circuit Court of Appeals for the 9th Circuit.

In re the judicial opinion in BABY TAM & CO. INC. VS City of Las Vegas 99-16809 filed 1/14/2000.

Quoting from Judge Noonan's writing for the majority decision with Justice Thompson in dissent quote, "---so long as the applicable book store licensing and zoning ordinance fails to provide for a prompt hearing and prompt decision by a judicial officer (our underline) ---." "---as we stated in BABY TAM ONE '[judicial review] necessarily has two elements---(1) consideration of dispute by judicial officer and (2) a decision---'.

The proviso "----a decision" i.e. by a judicial officer is clearly not addressed in City Bill 2000-44 probably because it is beyond the authority of the City to do so under separation of powered standards. The City seems to be in a no-win situation with the approach it has taken.

More disturbing to us is the repeated assertion of Justice Noonan that the issue of the day is a narrow one and there are quote "----other Constitutional defects---" in the City of Las Vegas' "----licensing scheme----".

The preceeding considered, we of Pornography Only In Zone, have no confidence that City Bill 2000-44 will succeed in removing Hot Stuff from from 5100 W. Charleston Boulevard in Las Vegas, Nevada.

With Respect,

Lee Haynes

Lee Haynes ---P.O.I.Z. coordinator

City of Las Vegas

Agenda Item No.: 85

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO (RONI) RONEMUS** ☐ **CONSENT** ☐ **DISCUSSION****SUBJECT:**

Any items from the afternoon session that the Council, staff, and/or the applicant wishes to be stricken or held in abeyance to a future meeting, may be brought forward and acted upon at this time

MOTION:

M. McDONALD – Motion to bring forward and TABLE Item 92 [U-0031-00] and Item 93 [0032-00], accept the WITHDRAWAL of Item 124 [U-0040-00], and HOLD IN ABEYANCE Item 97 [Z-0073-98(2) & Z-0095-90(6)], Item 123 [U-0025-00], Item 127 [GPA-0002-00], Item 128 [Z-0011-00] and Item 129 [Z-0011-00(1)] to 6/7/2000 – UNANIMOUS

MINUTES:

ROBERT GENZER, Deputy Director, Planning & Development Department, explained that the applicant requested that Item 127 [GPA-0002-00], Item 128 [Z-0011-00] and Item 129 [Z-0011-00(1)] be held in abeyance in order to address COUNCILMAN REESE's concerns and that there was no request to amend the application.

There was no further discussion.

(2:05 – 2:08)

4 – 1

*City of Las Vegas***AGENDA SUMMARY PAGE****CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: PLANNING AND DEVELOPMENT****DIRECTOR: WILLARD TIM CHOW**☐**CONSENT**☐**DISCUSSION**

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

DISCUSSION/ACTION ITEMSEXTENSION OF TIME

- 86 Z-0007-99(1) - Paramahansa Revocable Trust
87 Z-0011-99(1) - Sahara-Belcastro, Limited on behalf of Elysium Enterprises

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0011-99(1)

- 88 Z-0011-99(2) - Sahara-Belcastro Venture, Limited on behalf of Elysium Enterprises

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 89 Z-0108-88(14) - American Store Properties, Inc.

SPECIAL USE PERMITS RELATED TO Z-0108-88(14) - PUBLIC HEARING

- 90 U-0029-00 - American Stores Properties, Inc.
91 U-0030-00 - American Stores Properties, Inc.
92 U-0031-00 - American Stores Properties, Inc.
93 U-0032-00 - American Stores Properties, Inc.

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 94 Z-0139-88(40) - Peccole Ranch Partnership

SPECIAL USE PERMIT RELATED TO Z-0139-88(40) - PUBLIC HEARING

- 95 U-0038-00 - Peccole Ranch Partnership on behalf of Brinker Nevada, Inc., a Delaware Corporation

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 96 Z-0020-95(3) - City of Las Vegas on behalf of the Frontier Girl Scout Council
97 Z-0073-98(2) and Z-0095-90(6) - A. Joseph Francis
98 Z-76-98(11) - Kolob, Limited Liability Company

SPECIAL USE PERMITS RELATED TO Z-76-98(11) - PUBLIC HEARING

- 99 U-149-99 - Kolob, Limited Liability Company
100 U-152-99 - Kolob, Limited Liability Company
101 U-153-99 - Kolob, Limited Liability Company

City of Las Vegas

PLANNING & DEVELOPMENT - Page Two

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City Council Meeting of May 17, 2000

SPECIAL USE PERMITS RELATED TO Z-76-98(11) - PUBLIC HEARING

- 102 U-154-99 - Kolob, Limited Liability Company
- 103 U-155-99 - Kolob, Limited Liability Company
- 104 U-156-99 - Kolob, Limited Liability Company

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 105 Z-0076-98(14) - Pichat Pojanasomboon on behalf of Albertson's

SPECIAL USE PERMITS RELATED TO Z-0076-98(14) - PUBLIC HEARING

- 106 U-0026-00 - Pichat Pojanasomboon on behalf of Albertson's
- 107 U-0027-00 - Pichat Pojanasomboon on behalf of Albertson's
- 108 U-0028-00 - Pichat Pojanasomboon on behalf of Albertson's
- 109 U-0041-00 - Pichat Pojanasomboon on behalf of Albertson's

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 110 SD-31-99 - Southwest Desert Equities, Limited Liability Company

SPECIAL USE PERMIT RELATED TO SD-31-99 - PUBLIC HEARING

- 111 ABEYANCE ITEM - U-158-99 - Southwest Desert Equities, Limited Liability Company
- 112 ABEYANCE ITEM - U-159-99 - Southwest Desert Equities, Limited Liability Company
- 113 U-0039-00 - Southwest Desert Equities, Limited Liability Company

FIVE YEAR REQUIRED REVIEW - VARIANCE - PUBLIC HEARING

- 114 V-0023-95(1) - Phyllis and Charles Hayes

VARIANCE - PUBLIC HEARING

- 115 V-0005-00 - Foglia Ronald J. and Lynn A. Trust
- 116 V-0008-00 - American Premier Homes
- 117 V-0009-00 - Sahara West Plaza, Limited Liability Company on behalf of Nissan West

RESCIND PREVIOUS ACTION - SPECIAL USE PERMIT - PUBLIC HEARING

- 118 U-44-99 - 1997 Aner Iglesias Trust on behalf of Radsa, Inc.

SPECIAL USE PERMIT - PUBLIC HEARING

- 119 U-44-99 - 1997 Aner Iglesias Trust on behalf of Radsa, Inc.

City of Las Vegas

PLANNING & DEVELOPMENT - Page Three

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City Council Meeting of May 17, 2000

SPECIAL USE PERMIT - PUBLIC HEARING

- 120 **ABEYANCE ITEM - U-0012-00 - Mt. Jameson Missionary Baptist Church**

SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0012-00

- 121 **ABEYANCE ITEM - SD-0038-99 - Mt. Jameson Missionary Baptist Church**

SPECIAL USE PERMIT - PUBLIC HEARING

- 122 **U-0024-00 - Floyd Armstrong**
123 **U-0025-00 - Leroy Ainsworth**
124 **U-0040-00 - Kabbalah Centre International**

REZONING - PUBLIC HEARING

- 125 **Z-0008-00 - Robert and Cynthia Nolen**
126 **Z-0010-00 - Junior League of Las Vegas Endowment Fund**

GENERAL PLAN AMENDMENT - PUBLIC HEARING

- 127 **GPA-0002-00 - Ladislao Hernandez and Juan Lopez**

REZONING RELATED TO GPA-0002-00 - PUBLIC HEARING

- 128 **Z-0011-00 - Ladislao Hernandez and Juan Lopez**

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0002-00 AND Z-0011-00 - PUBLIC HEARING

- 129 **Z-0011-00(1) - Ladislao Hernandez and Juan Lopez**

TIME CERTAIN - 3:00 P.M.:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING

- 130 **SD-0016-00 - City of Las Vegas**

TIME CERTAIN - 4:00 P.M.:

GENERAL PLAN AMENDMENT - PUBLIC HEARING

- 131 **GPA-0004-00 - City of Las Vegas**

City of Las Vegas

Agenda Item No. 86

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: WILLARD TIM CHOW

☐

CONSENT

☒

DISCUSSION

SUBJECT:

EXTENSION OF TIME - Z-0007-99(1) - PARAMAHAMSA TRUST - Request for an Extension of Time on an approved Rezoning FROM: R-E (Residence Estates) Zone TO: C-1 (Limited Commercial) of 5.09 acres located on the southwest corner of Lone Mountain Road and Torrey Pines Drive (APN:-138-02-102-003), Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

BZA Meeting

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

BZA Meeting

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

NOTE: THIS ITEM IS CONSIDERED TO BE ROUTINE IN NATURE

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

KRISTINA SWALLOW, Poggemeyer Design Group, 2601 North Tenaya Way, appeared on behalf of the applicant and concurred with staff's conditions.

ROBERT GENZER, Deputy Director, Planning & Development Department, clarified that on 5/11/00 the Planning Commission held in abeyance the related Site Development Plan Review [Z-0007-99(2)] to give the applicant additional time to work with the neighbors and the item will be brought back to the Planning Commission next month.

*City of Las Vegas***Agenda Item No. 86**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 86 – Z-0007-99(1)

MINUTES - Continued:

No one appeared in opposition.

There was no further discussion.

(2:30 – 2:31)

4 - 773

CONDITIONS:

1. This Extension of Time shall expire on April 26, 2001.
2. Construct all incomplete half-street improvements on Lone Mountain Road and Torrey Pines Drive adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. Also, if legally able, construct a minimum of two lanes of temporary paving on Torrey Pines Drive, west of the centerline, from the south edge of this site southward to tie into existing improvements. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Construction of all required improvements on Torrey Pines Drive and Lone Mountain Road adjacent to this site shall commence within one year of approval of this rezoning action. Failure to comply with this requirement shall result in this item being reconsidered by the City Council. (Public Works)
3. Conformance with the conditions of approval for Z-7-99 and all site-related actions, as required by the Planning and Development Department.

City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: PLANNING AND DEVELOPMENT DEPARTMENT

ITEM DESCRIPTION: Z-0007-99(1) - Paramahansa Revocable Trust

**** CONDITIONS ****

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to:

1. This Extension of Time shall expire on April 26, 2001.
2. Construct all incomplete half-street improvements on Lone Mountain Road and Torrey Pines Drive adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. Also, if legally able, construct a minimum of two lanes of temporary paving on Torrey Pines Drive, west of the centerline, from the south edge of this site southward to tie into existing improvements. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Construction of all required improvements on Torrey Pines Drive and Lone Mountain Road adjacent to this site shall commence within one year of approval of this rezoning action. Failure to comply with this requirement shall result in this item being reconsidered by the City Council. (Public Works)
3. Conformance with the conditions of approval for Z-7-99 and all site-related actions, as required by the Planning and Development Department.

Z-0007-99(1) - Page One
May 17, 2000 City Council Meeting

**** STAFF REPORT ****

APPLICATION REQUEST

This request is for approval of an Extension of Time on a Rezoning from R-E (Residence Estates) to C-1 (Limited Commercial) on the southwest corner of Lone Mountain Road and Torrey Pines Drive. The applicant would like a one year extension in order to have sufficient time for the review of the site plan for a government facility, parceling preparation, drawing and approval of final working drawings, and the commencement of construction.

BACKGROUND DATA

04/26/99 The City Council approved a request for Rezoning to C-1 (Limited Commercial) with a one year time limit (Z-7-99).

05/11/00 The Planning Commission will consider a request for a Site Development Plan Review for a 67,680 SQUARE FOOT BUREAU OF LAND MANAGEMENT FACILITY on the easterly portion of the property [Z-0007-99(2)].

ZONING AND EXISTING LAND USE OF ADJACENT PROPERTIES

North	R-PD10	Townhouses
South	M, R-E	Undeveloped
East	R-1	Single Family Residential
West	C-2	Undeveloped

ANALYSIS & FINDINGS

GENERAL PLAN

The General Plan designation for the site is SC (Service Commercial). The Service Commercial category allows low to medium intensity retail, office or other commercial uses that serve primarily local area patrons. The C-1 (Limited Commercial) zoning district is appropriate for this land use category. Government facilities such as the one proposed are a permitted use in the C-1 district.

Z-0007-99(1) - Page Two
May 17, 2000 City Council Meeting

ZONING

The C-1 (Limited Commercial) zoning district is intended to provide most retail shopping and personal services. This district should be located on the periphery of residential neighborhoods and should be confined to the intersections of primary and secondary thoroughfares along major retail corridors. The Master Plan of Streets and Highways designates Lone Mountain Road as a Primary Arterial (100 feet wide) and Torrey Pines Drive as a Secondary Arterial (80 feet wide). Staff finds the approval of an Extension of Time on an approved rezoning to C-1 (Limited Commercial) to be appropriate for the site.

FINDINGS

In order to approve a Rezoning application, pursuant to Las Vegas Municipal Code Section 19A.18.040, the Planning Commission or City Council must affirm the following:

1. "The proposal conforms to the General Plan."

Staff finds the C-1 (Limited Commercial) zoning district is a permitted zoning district classification within the Service Commercial General Plan land use category.

2. "The uses which would be allowed on the subject property by approving the rezoning will be compatible with the surrounding land uses and zoning districts."

Staff finds that the uses that would be allowed on the subject property will be compatible with the surrounding land uses, as long as proper buffering is required upon approval of any Site Development Plan Reviews.

3. "Growth and development factors in the community indicate the need for or appropriateness of the rezoning."

Staff finds that this area of the City is rapidly growing and that the proposed rezoning is appropriate to meet community needs.

4. "Street or highway facilities providing access to the property are or will be adequate in size to meet the requirements of the proposed zoning district."

Staff finds that the street facilities providing access to the property are appropriate for the proposed zoning district.

Z-0007-99(1) - Page Three
May 17, 2000 City Council Meeting

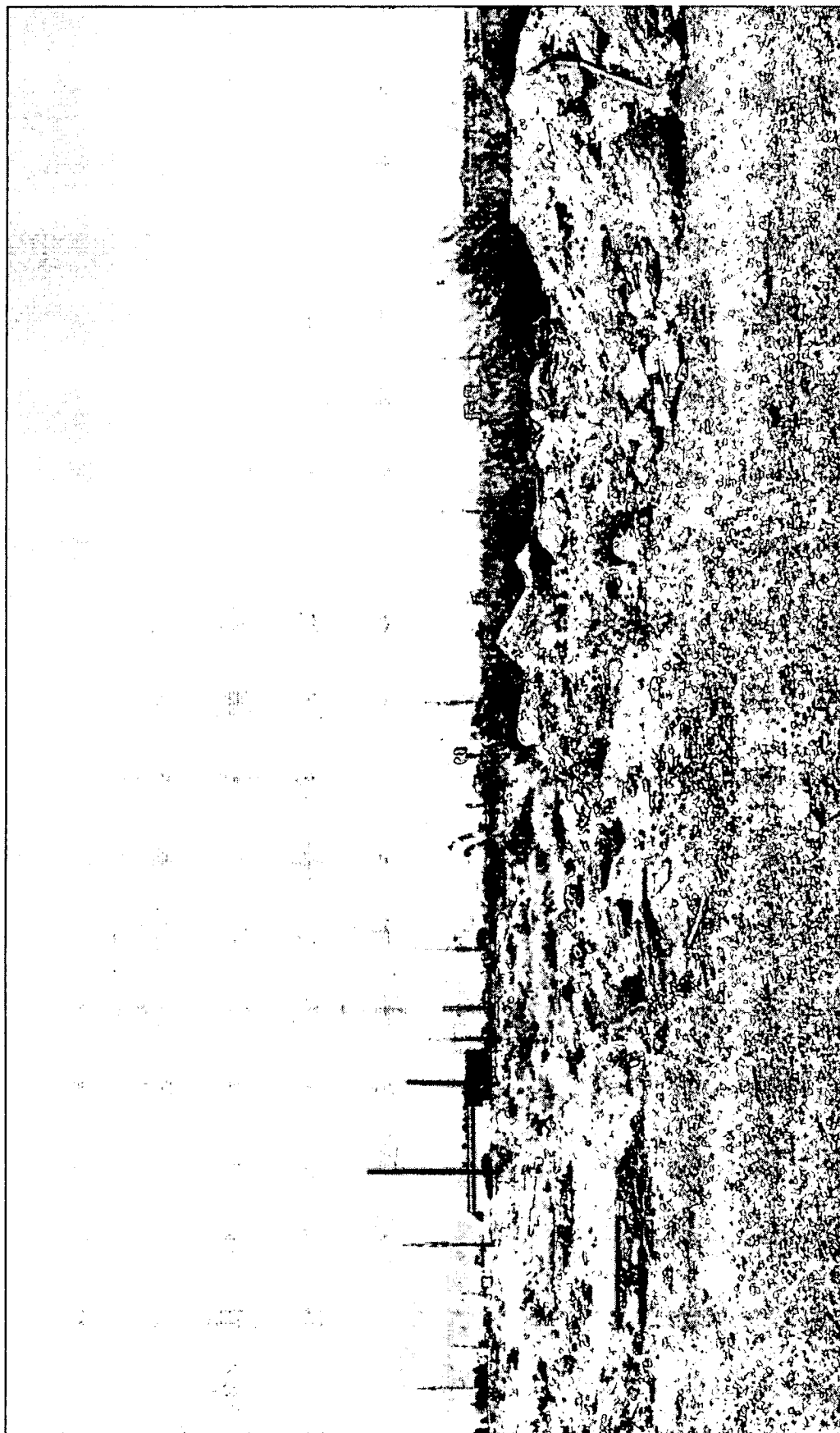
NOTICES MAILED N/A

APPROVALS 0

PROTESTS 0

AGENCY COMMENTS

<i>Department/Agency</i>	<i>Distributed to</i>	<i>Comments Received</i>	<i>Comments Incorporated into Conditions of Approval</i>
<i>P&D - Comprehensive Planning</i>	YES	NO	NO
<i>B&S - Permits/Inspections</i>	YES	NO	NO
<i>PW - DEVCO</i>	YES	YES	YES
<i>City Centre Development Corp</i>	YES	NO	NO
<i>Redevelopment Agency</i>	YES	NO	NO
<i>Fire Services - Prevention</i>	YES	NO	NO



Z-0007-99(1) - VIEW WEST TO THE SITE FROM TORREY PINES DRIVE

City of Las Vegas

Agenda Item No. 87

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: WILLARD TIM CHOW**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

EXTENSION OF TIME - Z-0011-99(1) - SAHARA-BELCASTRO, LIMITED ON BEHALF OF ELYSIUM ENTERPRISES - Request for an Extension of Time on an approved Rezoning FROM: U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] TO: C-2 (General Commercial) of 4.56 acres located on the north side of Sahara Avenue, approximately 1,600 feet west of Rainbow Boulevard, (APN: 163-03-806-001), Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****BZA Meeting****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****BZA Meeting****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

NOTE: THIS ITEM IS CONSIDERED TO BE ROUTINE IN NATURE.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

M. McDONALD – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MIKE BELLON, 7300 Stoney Shore Drive, appeared on behalf of the applicant and concurred with staff's conditions.

No one appeared in opposition.

There was no further discussion.

(2:31 – 2:32)

4 - 823

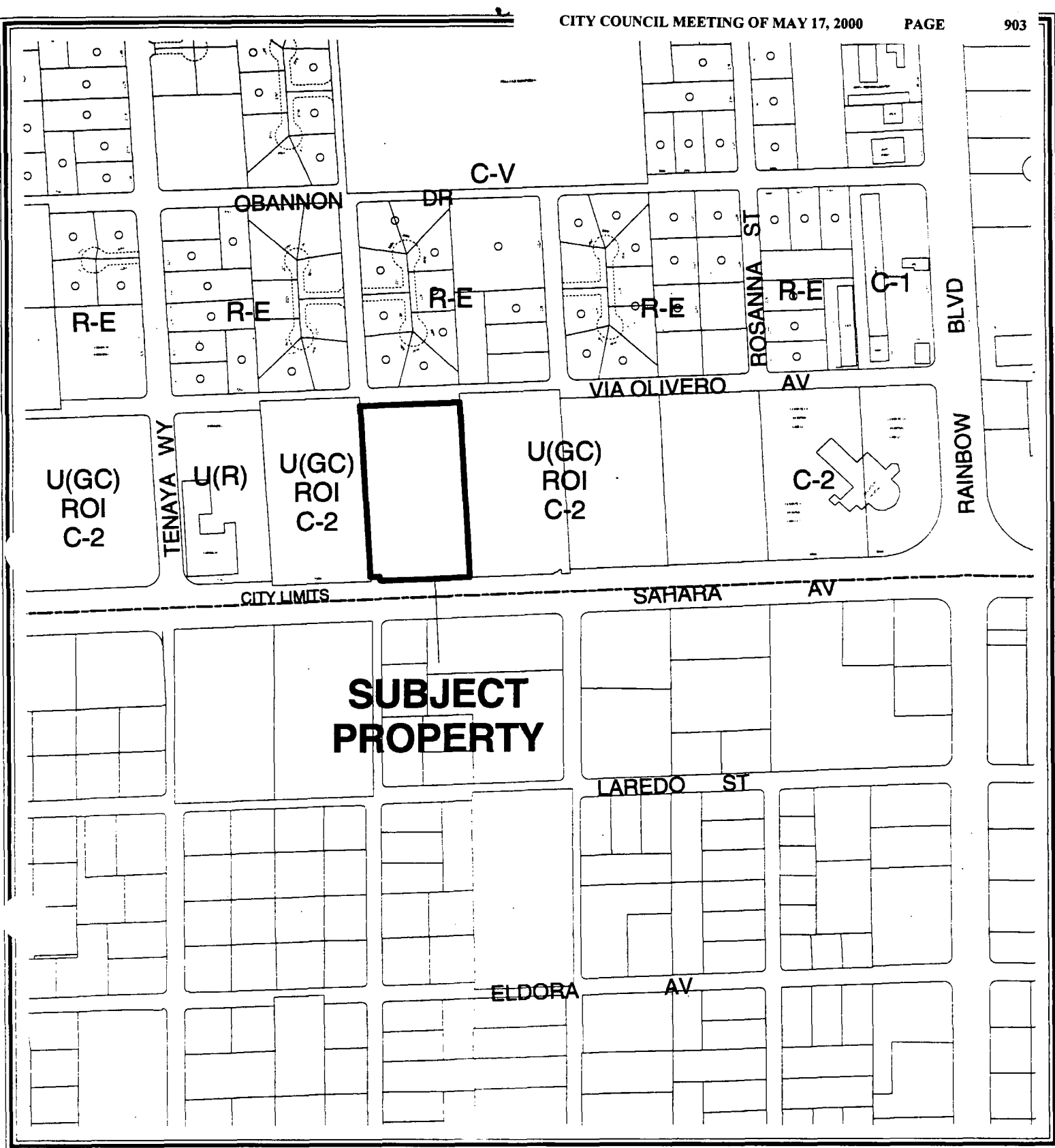
City of Las Vegas

Agenda Item No. 87

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 87 – Z-0011-99(1)

CONDITIONS:

1. This Extension of Time shall expire on May 24, 2001.
2. Site development to comply with all original conditions of approval for Zoning Application Z-11-99 and all other applicable site-related actions.



CASE: Z-0011-99(1)

0 600 Feet

ZONING OF SUBJECT PROPERTY: U (UNDEVELOPED) UNDER RESOLUTION OF
INTENT TO C-2 (GENERAL COMMERCIAL)



City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: PLANNING AND DEVELOPMENT DEPARTMENT

**ITEM DESCRIPTION: Z-0011-99(1) - Sahara-Belcastro, Limited on behalf of
Elysium Enterprises**

**** CONDITIONS ****

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to:

1. This Extension of Time shall expire on May 24, 2001.
2. Site development to comply with all original conditions of approval for Zoning Application Z-11-99 and all other applicable site-related actions.

Z-0011-99(1) - Page One
May 17, 2000 City Council Meeting

**** STAFF REPORT ****

APPLICATION REQUEST

This is a Request for an Extension of Time on an approved Rezoning of 4.56 acres located on the north side of Sahara Avenue, approximately 1,600 feet west of Rainbow Boulevard from U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] to C-2 (General Commercial).

The applicant indicates that this project has been delayed until a tenant was secured. A tenant (Hyundai) is now ready to proceed with a Site Development Plan Review.

BACKGROUND DATA

05/24/99 The City Council approved a General Plan Amendment of this site to GC (General Commercial) (GPA-6-99)

05/24/99 The City Council approved a rezoning of this site to C-2 (General Commercial) (Z-11-99).

05/24/99 The City Council accepted the applicant's request to withdraw without prejudice a Special Use Permit to allow the sales of used cars (U-64-99).

04/13/00 The Planning Commission recommended approval of a Site Development Plan Review for a 26,276 square foot new car dealership on this site [Z-0011-92(2)].

ZONING AND EXISTING LAND USE OF ADJACENT PROPERTIES

North	R-E (Residence Estates)	Single Family Dwellings
South	Clark County	Commercial
East	Under resolution of intent to C-2	Auto Dealership
West	Under resolution of intent to C-2	Auto Dealership

ANALYSIS & FINDINGS

GENERAL PLAN

The Southwest Sector Plan designates this site as GC (General Commercial), which allows retail and service businesses that include outdoor sales and storage.

Z-0011-99(1) - Page Two
May 17, 2000 City Council Meeting

ZONING

The C-2 (General Commercial) zoning proposed for this site is consistent with the pattern of development occurring along this portion of Sahara Avenue.

FINDINGS

In order to approve a Rezoning application, pursuant to Las Vegas Municipal Code Section 19A.18.040, the Planning Commission or City Council must affirm the following:

1. "The proposal conforms to the General Plan."

The C-2 (General Commercial) zoning conforms to the General Commercial designation for this site.

2. "The uses which would be allowed on the subject property by approving the rezoning will be compatible with the surrounding land uses and zoning districts."

Staff finds that the proposed auto dealership on the subject property will be compatible with the surrounding land uses and zoning districts.

3. "Growth and development factors in the community indicate the need for or appropriateness of the rezoning."

Staff finds the requested Rezoning Extension of Time is still appropriate for the area, as indicated by surrounding recent Rezonings.

4. "Street or highway facilities providing access to the property are or will be adequate in size to meet the requirements of the proposed zoning district."

Staff finds that with the required street system improvements, the subject site will have adequate capacity to accommodate traffic generated by the proposed development on this site.

NOTICES MAILED N/A

APPROVALS 0

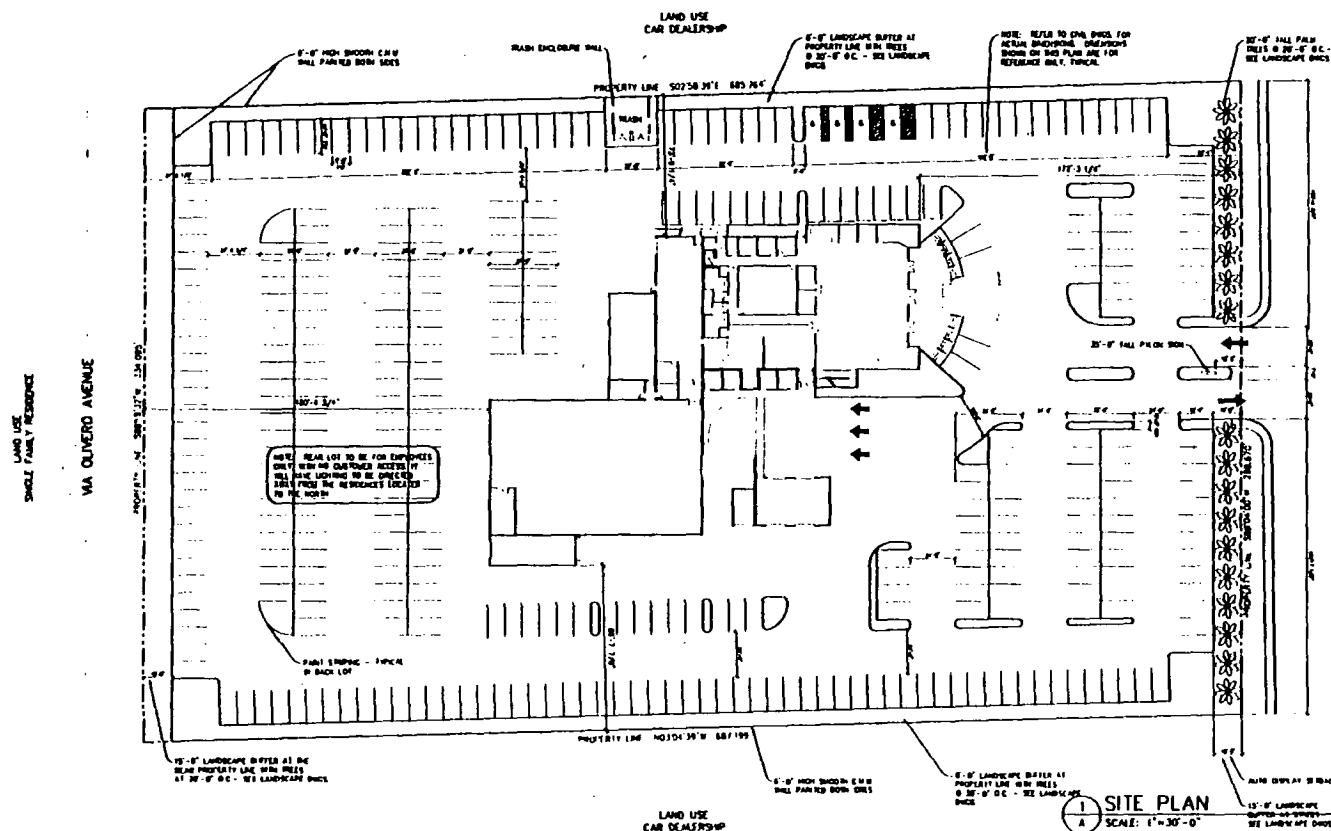
PROTESTS 0

Z-0011-99(1) - Page Three
May 17, 2000 City Council Meeting

AGENCY COMMENTS

<i>Department/Agency</i>	<i>Distributed to</i>	<i>Comments Received</i>	<i>Comments Incorporated into Conditions of Approval</i>
<i>P&D - Comprehensive Planning</i>	YES	NO	NO
<i>B&S - Permits/Inspections</i>	YES	NO	NO
<i>PW - DEVCO</i>	YES	NO	NO
<i>City Centre Development Corp</i>	YES	NO	NO
<i>Redevelopment Agency</i>	YES	NO	NO
<i>Fire Services - Prevention</i>	YES	NO	NO

STAFF
Z-0011-99(1)
4-13-00 PC

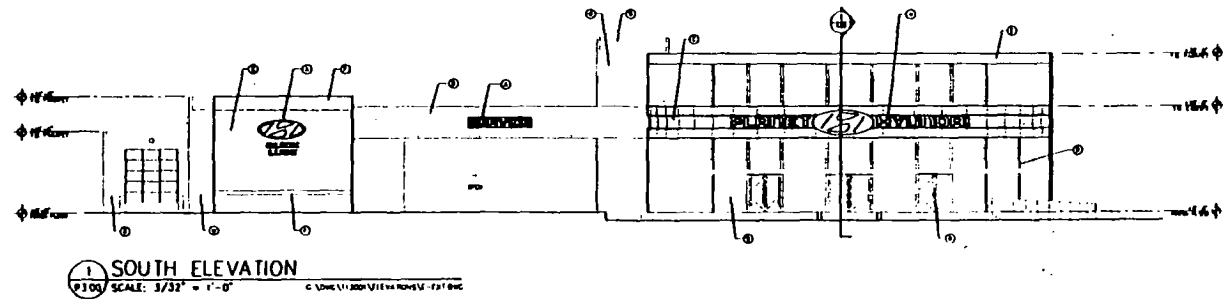
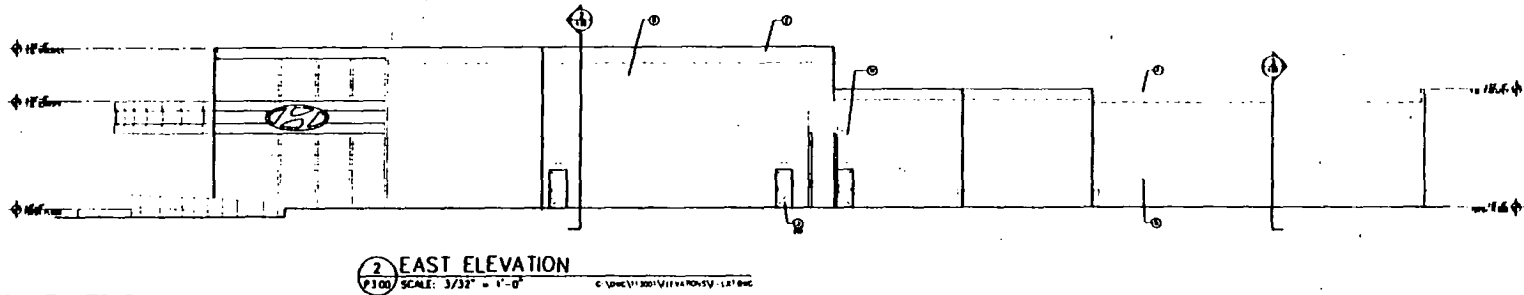
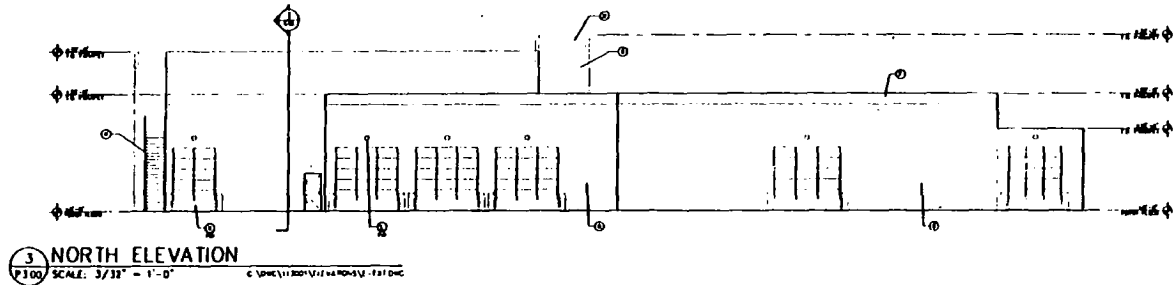
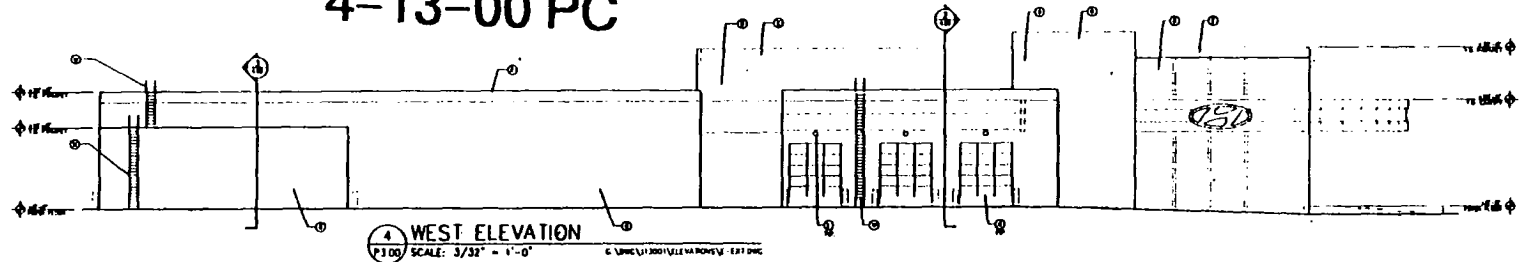


PROJECT STATISTICS			
TOTAL CONSTRUCTION			
MAIN LEVEL		21	5.7
SECOND LEVEL		4	5.7
GRAND TOTAL		25	5.7
TOTAL			
SERVICE DRIVE		20	5.7
SITE DATA			
TOTAL BUILDING FOOTPRINT		20	5.7
MAIN SITE FOOTPRINT		20	5.7
% OF LOT COVERED		20	5.7
PARKING REQUIRED (BASED UPON 212.5)			
SALES	1/2000 OF CLOTHED CLOTHES	15.00	5.7
VEHICLE REPAIR	1/2000 OF GFA + 5 SPACES	11.11	5.7
TOTAL REQUIRED			
PARKING PROVIDED			
ON-SITE PARKING		20	5.7
SALES DISPLAY DRIVE AND PARK		4	5.7
DRIVEWAY STALLS (SERVICE)		20	5.7
TOTAL PROVIDED			

Z-0011-99(1)

STAFF

4-13-00 PC

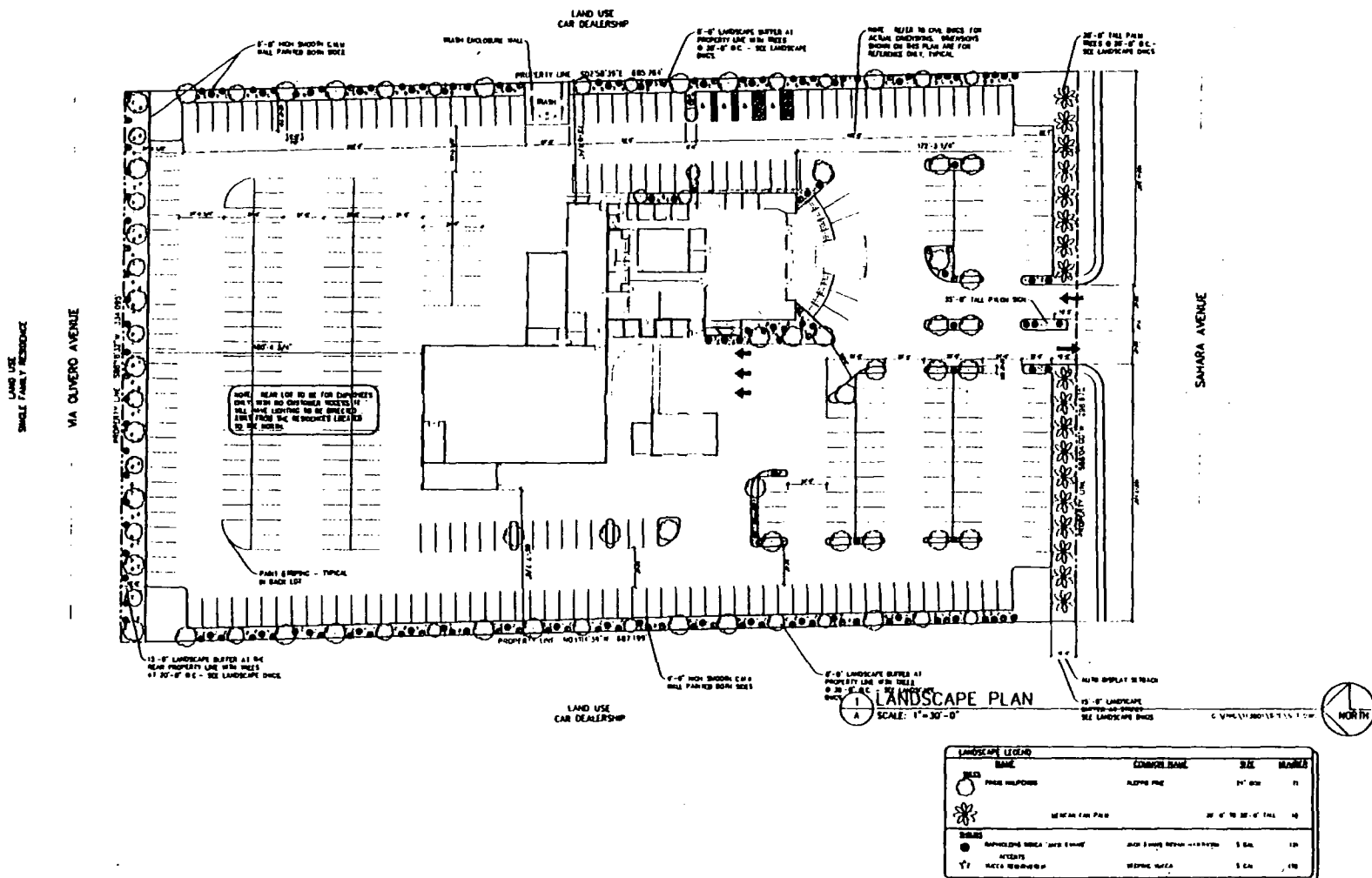


EXTERIOR KEY LEGEND

- ① SIGNAGE - ALUMINATED BLUE PLATE LETTERS AND LOGO
- ② CLEAR GLASS WITH CLEAR ANODIZED BRUSHED ALUMINUM MULLIONS
- ③ WHITE METAL SIGN FACE WITH CONCEALED YELLOW NEON
- ④ CLIFFS - WHITE
- ⑤ CLIFFS - BLUE
- ⑥ BLUE ROCKET BAND
- ⑦ WHITE FACE BLOCK
- ⑧ PAINTED METAL STAIR
- ⑨ NOT USED
- ⑩ DOWN
- ⑪ SERVICE DOOR
- ⑫ SURFACE MOUNTED LIGHT FIXTURE
- ⑬ SURFACE MOUNTED LADDER

	Bergman, Walls & Youngblood, Ltd. ARCHITECTS • PLANNERS 1000 Las Vegas Blvd. S., Suite 1000 Las Vegas, NV 89101	
	PROJECT: SAHARA AVENUE LAS VEGAS, NV 89101	
PLANET HYUNDAI		
EXTERIOR ELEVATIONS		
P3.00		

4-13-00 PC

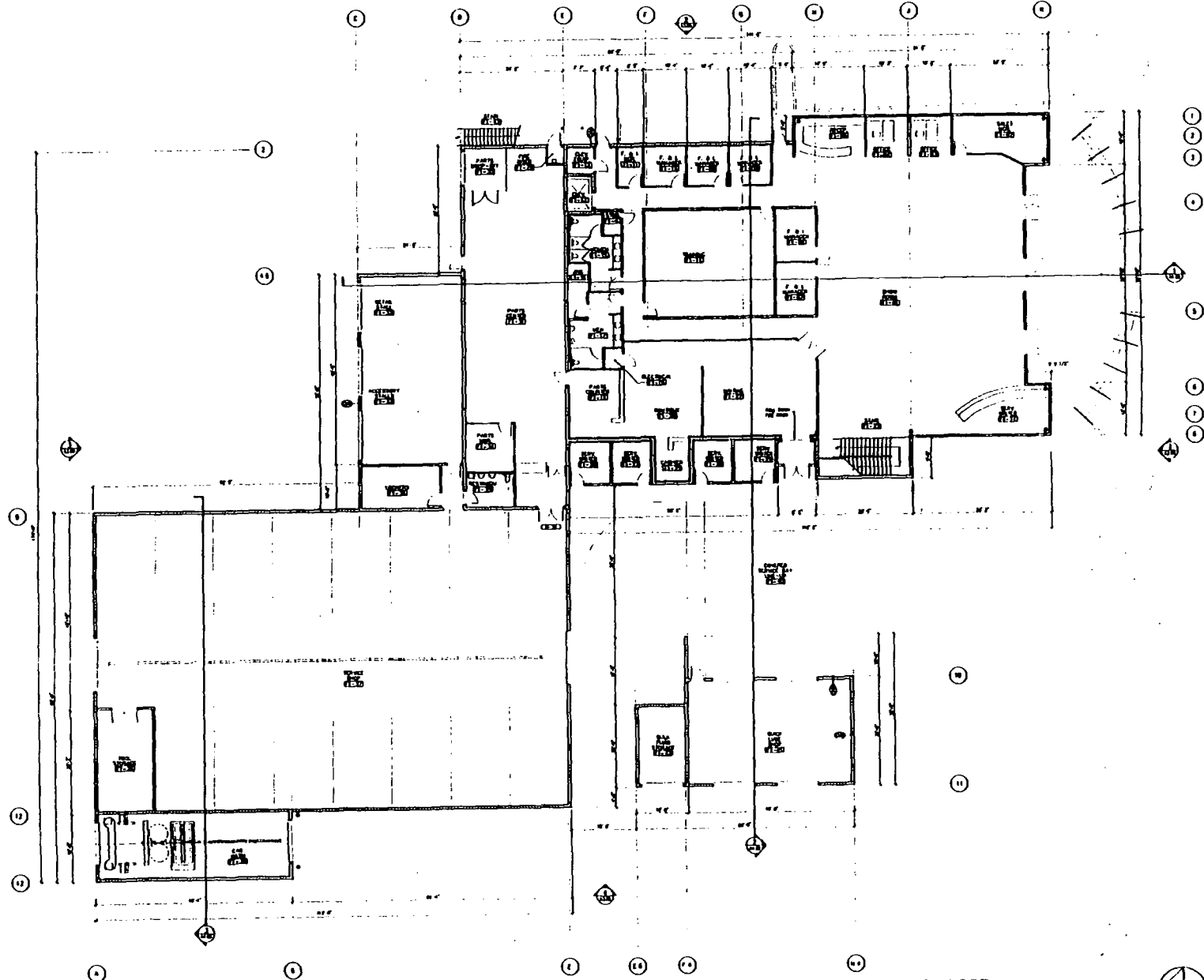


LANDSCAPE LAYOUT		NAME	COMMON NAME	SIZE	PLANTING
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	WILLOW	WILLOW	2' x 2'	1	
	WILLOW	WILLOW	2' x 2'	1	
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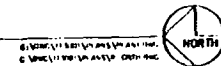
STAFF

Z-0011-99(1)

4-13-00 PC



FLOOR PLAN - FIRST FLOOR
SCALE: 3/32"=1'-0"



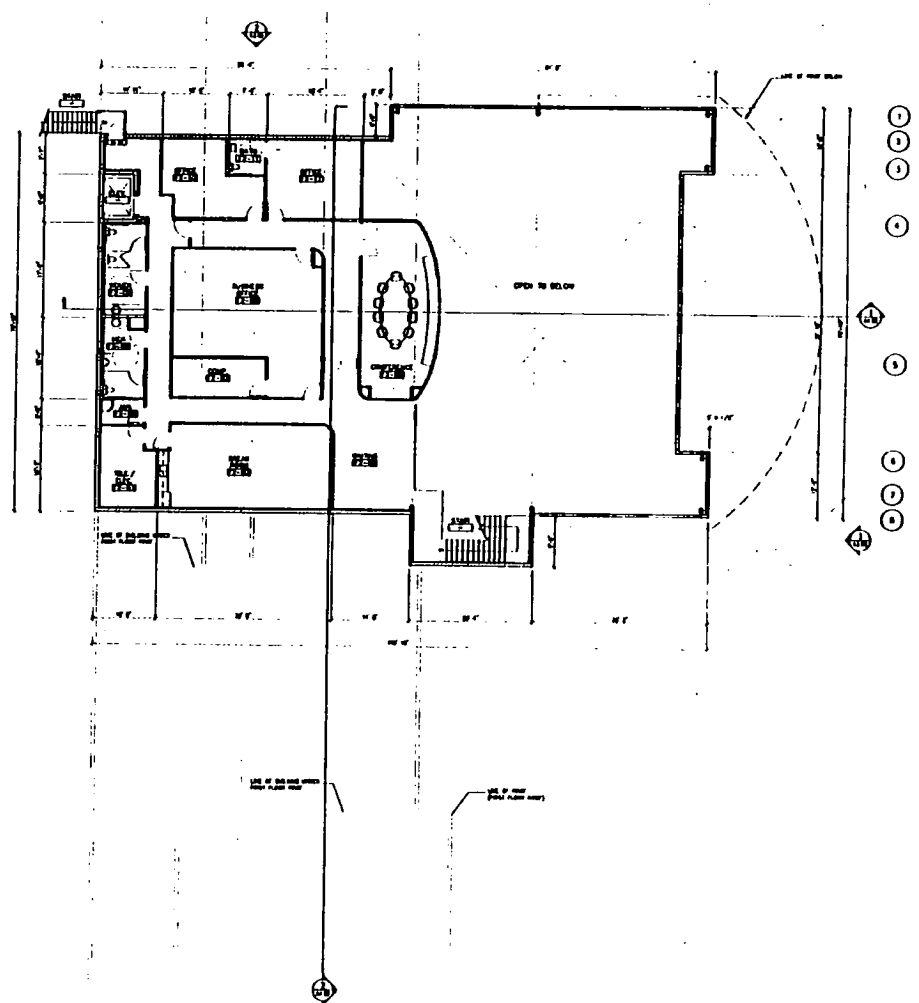
		BW & Y Bergman, Walls & Youngblood, Ltd. ARCHITECTS - PLANNERS 1000 W. Sahara Avenue, Suite 200 Las Vegas, NV 89106	
CITY COUNCIL MEETING OF MAY 17, 2000		PAGE 911	
FLOOR PLAN FIRST FLOOR		P2.00	

STAFF

STAFF

Z-0011-99(1)

4-13-00 PC

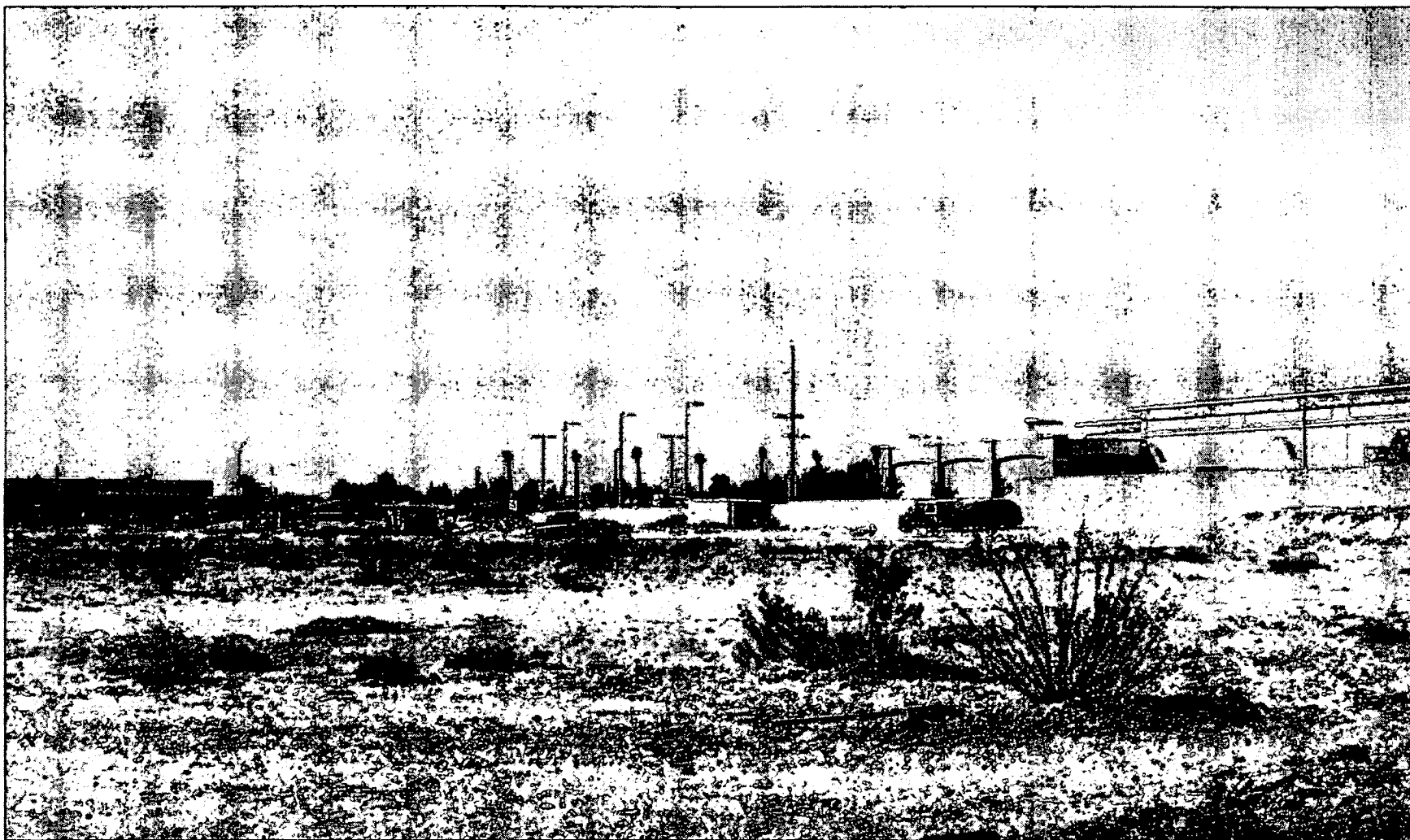


FLOOR PLAN - SECOND FLOOR

SCALE: 3/32"=1'-0"

DATE: 11/10/00 BY: [signature] CHECKED: [signature] APPROVED: [signature]

		BERGMAN, WALLS & YOUNGBLOOD, LTD. ARCHITECTS 1000 N. LAS VEGAS AVENUE SUITE 1000 LAS VEGAS, NV 89101	
CITY COUNCIL MEETING OF MAY 17, 2000		PAGE 912	
FLOOR PLAN SECOND FLOOR		P2.10	



Z-0011-99(1) & Z-0011-99(2) - VIEW SOUTHWEST TO THE SITE FROM VIA OLIVERO AVENUE



Z-0011-99(1) & Z-0011-99(2) - VIEW SOUTHEAST TO THE SITE FROM VIA
OLIVERO AVENUE

City of Las Vegas

Agenda Item No. 88

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: WILLARD TIM CHOW**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0011-99(1) - Z-0011-99(2) - SAHARA-BELCASTRO VENTURE LIMITED ON BEHALF OF ELYSIUM ENTERPRISES - Request for a Site Development Plan Review FOR A 26,276 SQUARE FOOT NEW CAR DEALERSHIP (PLANET HYUNDAI) on 4.56 acres on the north side of Sahara Avenue, approximately 1,600 feet west of Rainbow Boulevard (APN: 163-03-806-001), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to C-2 (General Commercial), Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****BZA Meeting****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****BZA Meeting****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

M. McDONALD – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MIKE BELLON, 7300 Stoney Shore Drive, appeared on behalf of the applicant and concurred with staff's conditions.

ROBERT GENZER, Deputy Director, Planning & Development Department, clarified that the conditions are the same as those imposed on the other adjacent new car dealerships in that area.

*City of Las Vegas***Agenda Item No. 88**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 88 – Z-0011-99(2)

MINUTES - Continued:

No one appeared in opposition.

There was no further discussion.

(2:32 – 2:34)

4 - 862

CONDITIONS:

1. No test drives shall be conducted on Via Olivero Avenue or other residential streets in the vicinity of this request.
2. Vehicles shall not be stored or displayed in any landscaped area.
3. Construct a nominal eight foot high decorative block wall, set back 15 feet for landscaping, parallel to Via Olivero Avenue as required by the Planning and Development Department.
4. The installation and use of an outside public address or bell system is prohibited.
5. No used or discarded parts shall be located in any open area outside of an enclosed building.
6. All exterior lighting shall be screened or otherwise designed so as to not shine directly on any adjacent parcel.
7. All repair service shall be performed inside an enclosed area.
8. There shall be no temporary on-premise signage (pennants, banners or flags) associated with the automobile dealer.
9. There shall be no sidewalk constructed along the south side of Via Olivero Avenue.
10. Conformance to the conditions of approval of Z-11-99 as required by the Planning and Development Department and the Department of Public Works.

*City of Las Vegas***Agenda Item No. 88**

CITY COUNCIL MEETING OF MAY 17, 2000

Planning & Development Department

Item 88 – Z-0011-99(2)

CONDITIONS - Continued:

11. All development shall be in conformance with the site plan and building elevations.
12. 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.
13. A landscaping plan must be submitted prior to or at the same time application is made for a building permit or license, or prior to occupancy, whichever occurs first.
14. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets (excluding single family development).
15. All City Code requirements and design standards of all City departments must be satisfied.
16. Parking and driveway plans must be approved by the Traffic Engineer prior to the issuance of any permits.
17. All damage to the existing street improvements resulting from this development must be repaired as required by the Department of Public Works.
18. Remove all substandard public street improvements and all unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City standards prior to occupancy of this site as required by the Department of Public Works.
19. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
20. Where new water mains are extended along streets and fire hydrants are not needed for protection of structures, hydrants shall be spaced at a maximum distance of 1,000 feet to provide for transportation hazards.
21. Fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade.

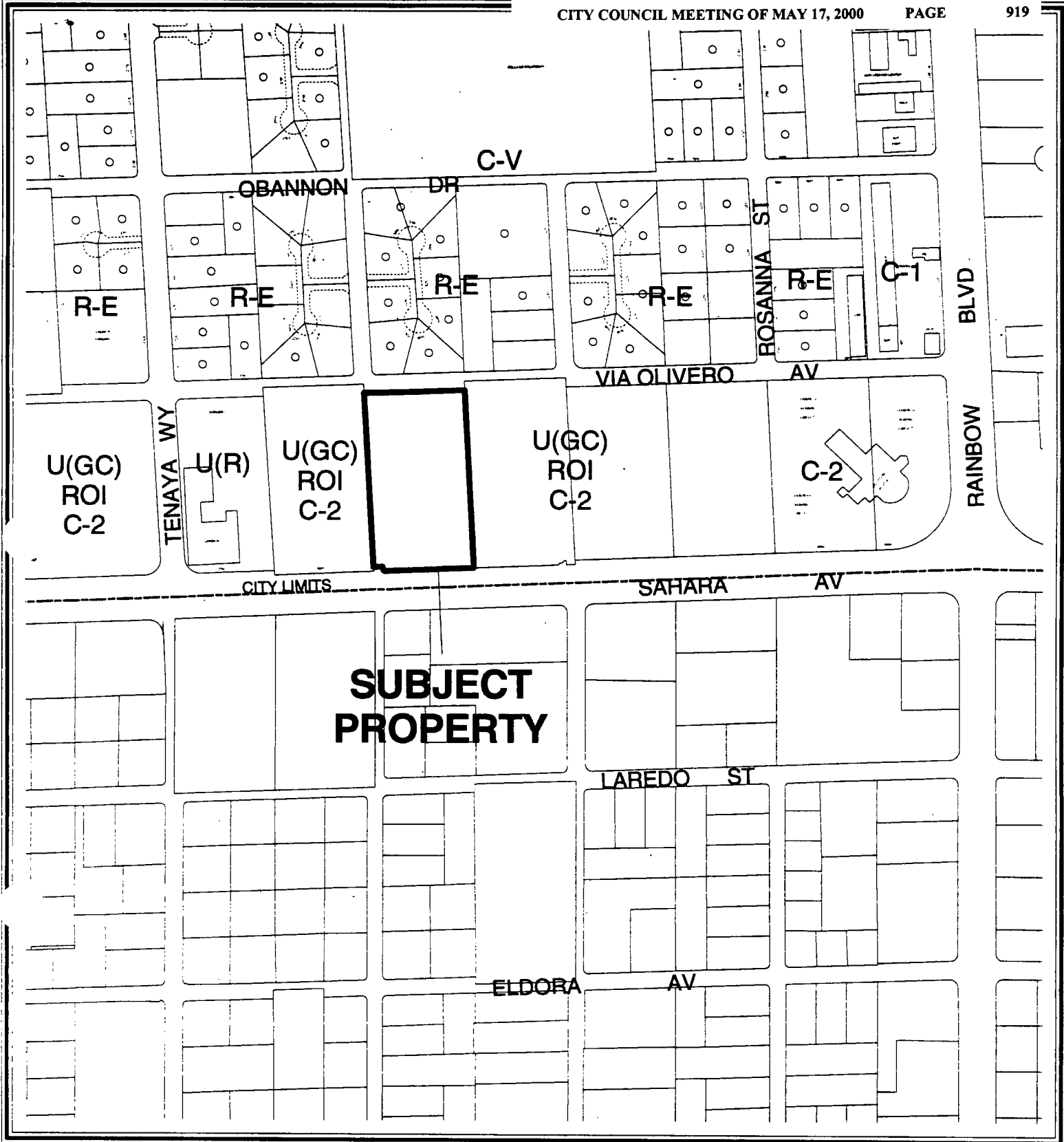
City of Las Vegas

Agenda Item No. 88

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 88 – Z-0011-99(2)

CONDITIONS - Continued:

22. Provide plans showing accessible exterior routes from public transportation stops, accessible parking, passenger loading zones and public sidewalks to the accessible building entrance(s) with submittal of plans for building permits as required by the Planning and Development Department. Accessible routes shall have running slopes and cross slopes in accordance with the applicable code.



CASE: Z-0011-99(2)

0 600 Feet

ZONING OF SUBJECT PROPERTY: U (UNDEVELOPED) UNDER RESOLUTION OF
INTENT TO C-2 (GENERAL COMMERCIAL)



*City of Las Vegas***AGENDA MEMO****CITY COUNCIL MEETING DATE: MAY 17, 2000****DEPARTMENT: PLANNING AND DEVELOPMENT DEPARTMENT****ITEM DESCRIPTION: Z-0011-99(2) - Sahara-Belcastro Venture, Limited on behalf of Elysium Enterprises**

**** CONDITIONS ****

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to:

1. No test drives shall be conducted on Via Olivero Avenue or other residential streets in the vicinity of this request.
2. Vehicles shall not be stored or displayed in any landscaped area.
3. Construct a nominal eight foot high decorative block wall, set back 15 feet for landscaping, parallel to Via Olivero Avenue as required by the Planning and Development Department.
4. The installation and use of an outside public address or bell system is prohibited.
5. No used or discarded parts shall be located in any open area outside of an enclosed building.
6. All exterior lighting shall be screened or otherwise designed so as to not shine directly on any adjacent parcel.
7. All repair service shall be performed inside an enclosed area.
8. There shall be no temporary on-premise signage (pennants, banners or flags) associated with the automobile dealer.
9. There shall be no sidewalk constructed along the south side of Via Olivero Avenue.
10. Conformance to the conditions of approval of Z-11-99 as required by the Planning and Development Department and the Department of Public Works.
11. All development shall be in conformance with the site plan and building elevations.
12. 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.

Z-0011-99(2) - Page Two

May 17, 2000 City Council Meeting

13. A landscaping plan must be submitted prior to or at the same time application is made for a building permit or license, or prior to occupancy, whichever occurs first.
14. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets (excluding single family development).
15. All City Code requirements and design standards of all City departments must be satisfied.
16. Parking and driveway plans must be approved by the Traffic Engineer prior to the issuance of any permits.
17. All damage to the existing street improvements resulting from this development must be repaired as required by the Department of Public Works.
18. Remove all substandard public street improvements and all unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City standards prior to occupancy of this site as required by the Department of Public Works.
19. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
20. Where new water mains are extended along streets and fire hydrants are not needed for protection of structures, hydrants shall be spaced at a maximum distance of 1,000 feet to provide for transportation hazards.
21. Fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade.
22. Provide plans showing accessible exterior routes from public transportation stops, accessible parking, passenger loading zones and public sidewalks to the accessible building entrance(s) with submittal of plans for building permits as required by the Planning and Development Department. Accessible routes shall have running slopes and cross slopes in accordance with the applicable code.

Z-0011-99(2) - Page One
May 17, 2000 City Council Meeting

**** STAFF REPORT ****

APPLICATION REQUEST

This is a request for a Site Development Plan Review of a 4.56 acre site on the north side of Sahara Avenue, approximately 1,600 feet west of Rainbow Boulevard for a 26,276 square foot Hyundai dealership.

BACKGROUND DATA

05/24/99 The City Council approved a General Plan Amendment of this site to GC (General Commercial) (GPA-6-99).

✓ 05/24/99 The City Council approved a rezoning of this site to C-2 (General Commercial) (Z-11-99).

05/24/99 The City Council accepted the applicant's request to withdraw without prejudice a Special Use Permit to allow the sales of used cars (U-64-99).

DETAILS OF APPLICATION REQUEST

Site Area	4.56 Acres
Building Area	26,726 Square Feet
Building Height	30 Feet
Parking Required	86 Spaces
Parking Provided	393 Spaces

Access to the proposed dealership will be provided by a 45-foot wide driveway to Sahara Avenue. Vehicle display areas and customer parking will be located in the south portion of the site. A 25 foot wide landscape planter (15 feet on-site and 10 feet in the right-of-way) with palm trees spaced 20 feet on center, shrubs and ground cover is shown along the Sahara Avenue frontage.

Additional landscaping is shown in eight-foot wide planters along the east and west property lines, a 15-foot wide planter along Via Olivero Avenue and within planters adjacent to the building and in the customer parking areas.

Z-0011-99(2) - Page Two
May 17, 2000 City Council Meeting

The elevations depict a decorative split face block exterior, with a maximum building height of 30 feet.

ZONING AND EXISTING LAND USE OF ADJACENT PROPERTIES

North	R-E (Residence Estates)	Single Family Dwellings
South	Clark County	Commercial
East	Under resolution of intent to C-2	Auto Dealership
West	Under resolution of intent to C-2	Auto Dealership

ANALYSIS & FINDINGS

ZONING

The proposed new auto dealership is a permitted use in the C-2 (General Commercial) zoning district and meets the setback requirements.

SITE PLAN

The site plan and landscape plan is similar to that approved for other auto dealerships in the vicinity.

ELEVATIONS

Staff finds the elevations to be acceptable.

FINDINGS

In order to approve a Site Development Plan Review application, pursuant to Las Vegas Municipal Code Section 19A.18.050, the Planning Commission or City Council shall affirm all of the following:

1. **"The proposed development is compatible with adjacent development and development in the area."**

This proposal will be compatible with the pattern of commercial development occurring along this portion of Sahara Avenue.

Z-0011-99(2) - Page Three
May 17, 2000 City Council Meeting

2. **"The proposed development is consistent with the General Plan, Title 19A, the Design Standards Manual, the Landscape, wall and buffer standards, and other duly-adopted City plans, policies, and standards."**

Staff finds the proposed project is consistent with Title 19A and the City of Las Vegas Urban Design Guidelines and Standards

3. **"Site access and circulation do not negatively impact adjacent roadways or neighborhood traffic."**

This proposal will not negatively impact adjacent roadways, with inclusion of condition number 1, which will prohibit test drives on adjacent residential streets.

4. **"Building and landscape materials are appropriate for the area and for the City."**

Staff finds the proposed project will incorporate appropriate building and landscaping materials.

5. **"Building elevations, design characteristics, and other architectural and aesthetic features are not unsightly, undesirable or obnoxious in appearance; create an orderly and aesthetically pleasing environment; and are harmonious and compatible with development in the area."**

Staff finds the proposed project will create an attractive and orderly site. The building elevations and landscaping will provide an aesthetically pleasing environment.

6. **"Appropriate measures taken to secure and protect the public health, safety and general welfare."**

Staff finds the proposed project will not compromise the public health, safety or welfare.

NOTICES MAILED NA

APPROVALS 0

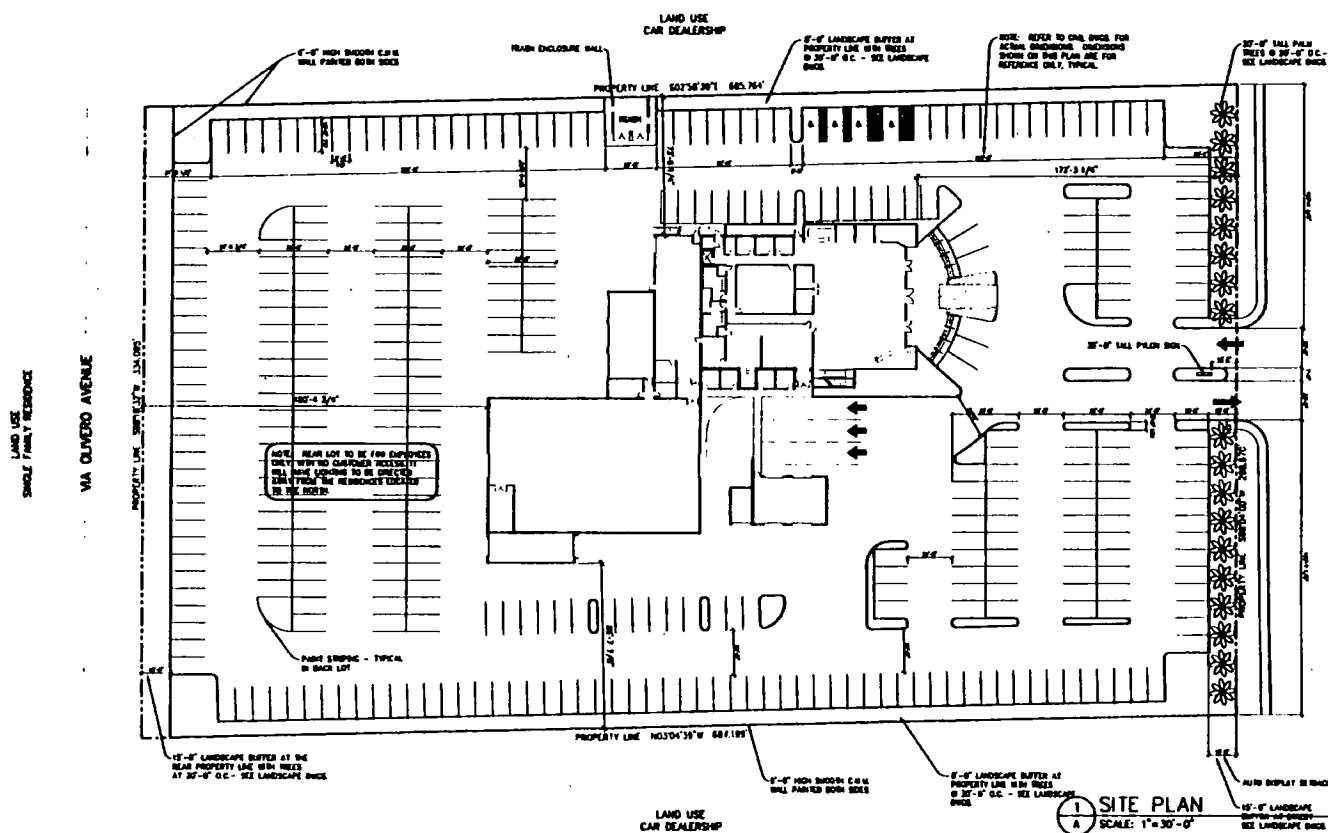
PROTESTS 0

Z-0011-99(2) - Page Four
 May 17, 2000 City Council Meeting

AGENCY COMMENTS

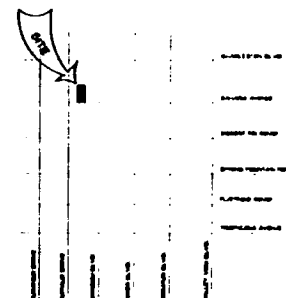
<i>Department/Agency</i>	<i>Distributed to</i>	<i>Comments Received</i>	<i>Comments Incorporated into Conditions of Approval</i>
<i>P&D - Comprehensive Planning</i>	YES	YES	NO
<i>B&S - Permits/Inspections</i>	YES	NO	NO
<i>PW - DEVCO</i>	YES	YES	YES
<i>City Centre Development Corp</i>	YES	NO	NO
<i>Redevelopment Agency</i>	YES	NO	NO
<i>Fire Services - Prevention</i>	YES	NO	NO

4-13-00 PC



PROJECT STATISTICS		
TOTAL CONSTRUCTION		
MAIN LEVEL		21,092 S.F.
SECOND LEVEL		4,870 S.F.
BLACK LINE		1,194 S.F.
TOTAL		27,156 S.F.
SEALANCE DRIVE		
		3,080 S.F.
SITE DATA		
TOTAL BUILDING FOOTPRINT		26,356 S.F.
TOTAL SITE FOOTPRINT		104,096 S.F.
% OF LOT COVERED		15.1%
PARKING REQUIRED (BASED UPON 26,356 S.F.)		
SALES	1/2000 SF ENCLOSED DRIVE	13,097 SF 26 CARS
VEHICLE REPAIR	1/2000 SF OF A & B SPACES	11,170 SF 56 CARS
TOTAL REQUIRED		24,267 SF
PARKING PROVIDED		
ON-SITE PARKING		360 CARS
SALES DISPLAY WEDGE AND P.A.O.		4 CARS
SEALANCE DRIVE STALLS (WEDGE)		50 CARS
- TOTAL PROVIDED		414 CARS

SAHARA AVENUE



Bergman, Walls & Youngblood, Ltd.
ARCHITECTS • PLANNERS

3000 N. GARDEN AVE. SUITE 1700 LOS ANGELES, CALIFORNIA 90007
(213) 764-0000 FAX (213) 764-0001

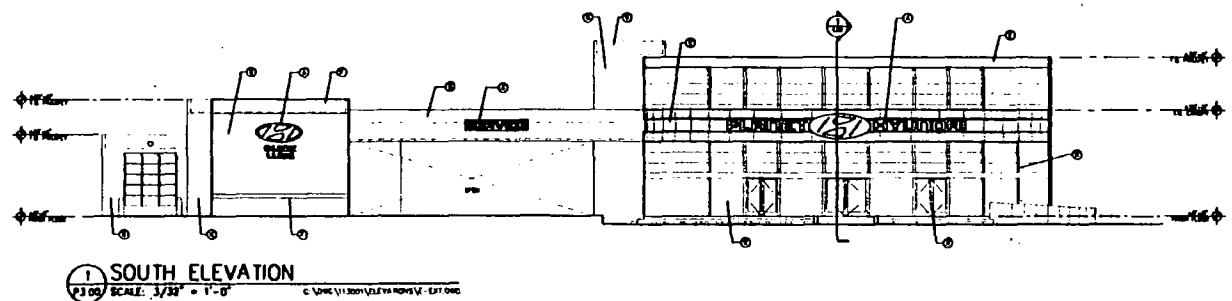
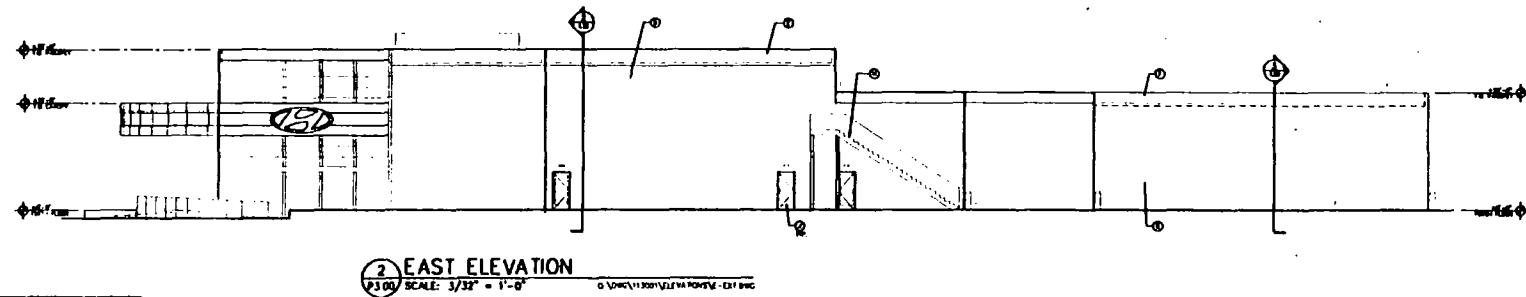
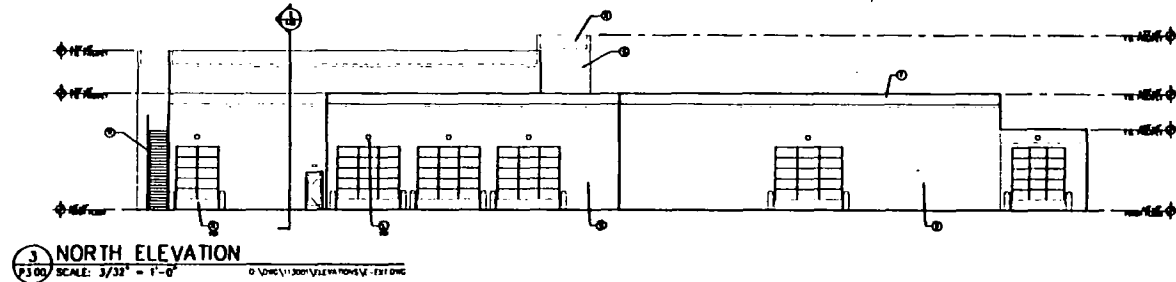
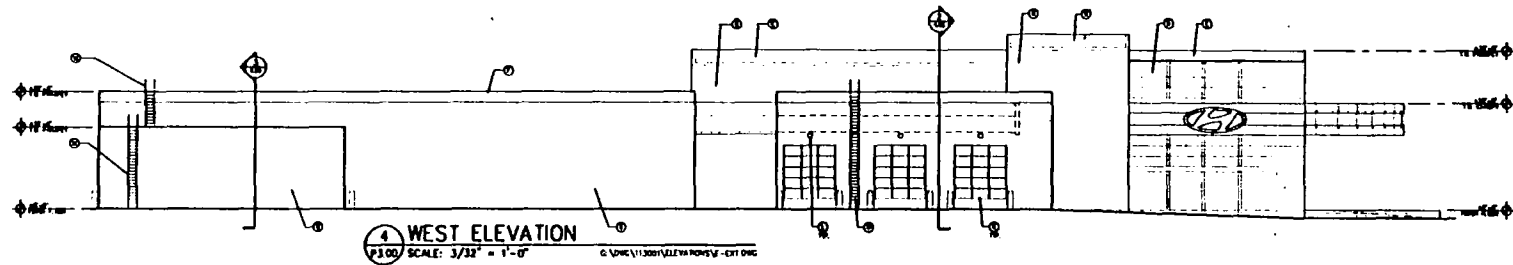
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PLANET HYUNDAI
WEST SAHARA AVENUE
1 AC VERGAS C NW, MOJAVE

SITE PLAN		DATE: 11/20/01		DRAWN BY: [illegible]	
PROJECT: [illegible]		SHEET NO. 1		SHEET TOTAL 1	

Z-0011-99(2)
4-13-00 PC

STAFF



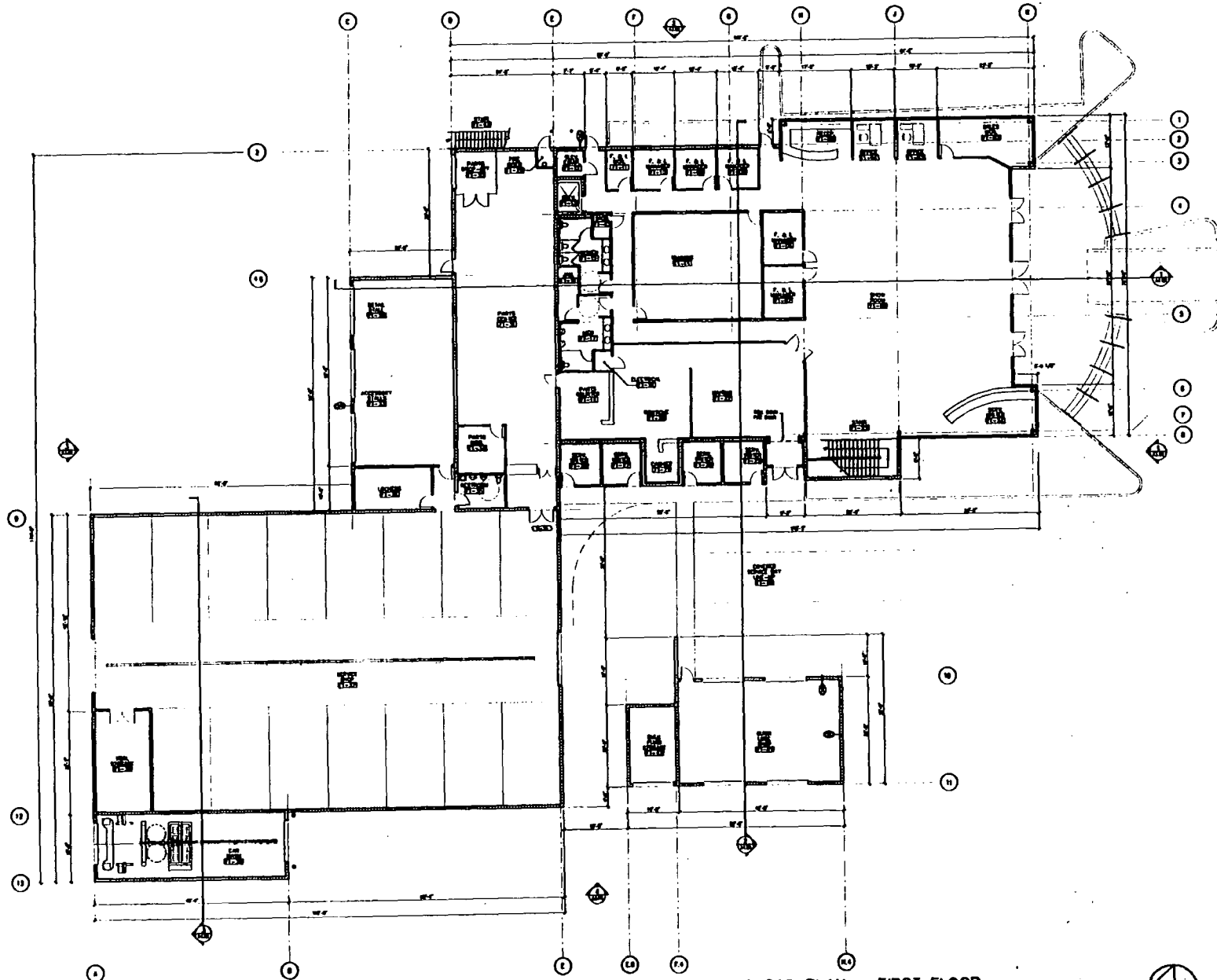
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- 6 BLUE ACCENT BAND
- 7 SPILL FACE BLOCK
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- 11 SERVICE DOOR
- 12 SURFACE MOUNTED LIGHT FIXTURE
- 13 SURFACE MOUNTED LANTERN

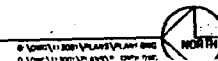
Z-0011-99(2)

4-13-00 PC

STAFF



FLOOR PLAN - FIRST FLOOR
SCALE: 3/32" = 1'-0"



SECRET

FLOOR PLAN - SECOND FLOOR

SCALE: 3/32"=1'-0"

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FLOOR PLAN - SECOND FLOOR
SCALE: 3/32" = 1'-0"



City of Las Vegas

Agenda Item No. 89

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT

CITY COUNCIL MEETING OF: MAY 17, 2000

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: WILLARD TIM CHOW

☐

CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0108-88(14) - AMERICAN STORE PROPERTIES INC. - Request for a Site Development Plan Review FOR A PROPOSED 123,221 SQUARE FOOT SHOPPING CENTER on 12.55 acres on the northwest corner of Craig Road and Decatur Boulevard (APN: 138-01-619-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

BZA Meeting

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

2

BZA Meeting

City Council Meeting

0

RECOMMENDATION:

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and the following added conditions:

- Add two feet of wrought iron fencing to the top of the existing block wall that is adjacent to Rancho Alta Mira Homes to match the existing wrought iron decoration located on Craig Road adjacent to the Rancho Alta Mira Park;
- The existing landscape elevation at the northeast corner of the project (located at Decatur Boulevard) shall match the landscape elevation of Rancho Alta Mira;
- Provide landscaping mow curb at the property line from the existing wall to back of sidewalk to match the existing landscape mow curb on the Rancho Alta Mira property;
- Provide enhanced architectural features by adding a decorative diamond shaped band at the rear of the buildings;

*City of Las Vegas***Agenda Item No. 89**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 89 – Z-0108-88(14)

MOTION - Continued:

- Close the existing opening in the block wall which currently provides access from Rancho Alta Mira Homes to the proposed shopping center and provide a new opening closer to Craig Road (past the end of the proposed building). A six foot concrete block "L" shaped screen wall shall be constructed to screen the view of the opening from the traffic on Craig Road. A bollard or set of bollards shall be placed in the opening to detract shopping carts from passing through the opening;
- Conformance to conditions of approval for V-15-98;

UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, 3800 Howard Hughes Parkway, appeared together with HANK GORDON and CHRIS HUSS, Senior Real Estate Manager for Albertson's, 451 Crestdale Lane. ATTORNEY GRONAUER explained that the Site Development Plan Review and the Special Use Permits relate to a commercial development for an Albertson's grocery store and an Albertson's express store with gasoline sales and a car wash. He met with the surrounding neighbors and submitted the additional conditions requested by the residents.

MAYOR GOODMAN noted that he, COUNCILMAN REESE and COUNCILMAN WEEKLY are truly interested in developing the downtown area with residential development. He asked MR. HUSS to meet with him to discuss the possibility of bringing a supermarket downtown. There is a real market for it and in order to revitalize downtown and turn it into an urban center the City needs to address this issue. Albertson's is a great company and has done well throughout the Valley and MAYOR GOODMAN invited MR. HUSS to be the first to help create projects that will increase the quality of life for people to live downtown.

BOB GRAHAM, Member of the Board of Directors for the Rancho Alta Mira Homeowners Association, appeared on behalf of the residents and commended Albertson's representatives for being sensitive to the neighbors' needs and concerns. The residents fully support the proposed project.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All related discussion for Item 89 [Z-0108-88(14)], Item 90 [U-0029-00], Item 91 [U-0030-00], and Item 92 [U-0031-00] took place under Item 89.

(2:34 – 2:44)

4 - 923

**Agenda Item No. 89**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 89 – Z-0108-88(14)

CONDITIONS:

1. The rear and side elevations of all buildings shall be enhanced to be consistent with the appearance of the front elevations.
2. The landscape islands within the parking lot shall be revised to include two 24-inch box trees with shrubs and ground cover as required by the Planning and Development Department.
3. The gas sales canopy and associated support columns shall have a stucco exterior and shall be designed to be architecturally compatible with the remainder of the shopping center as required by the Planning and Development Department.
4. Dedicate all required rights-of-way required by Standard Drawings #201.1, #234.1 and #234.2 unless the Traffic Engineer provides written documentation that determines such right-of-way is not needed. (Public Works)
5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards prior to occupancy of this site. (Public Works)
6. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a. (Public Works)
7. An update to the previously approved Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also a section addressing possible median modifications on Craig Road. (Public Works)

*City of Las Vegas***Agenda Item No. 89**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 89 – Z-0108-88(14)

CONDITIONS - Continued:

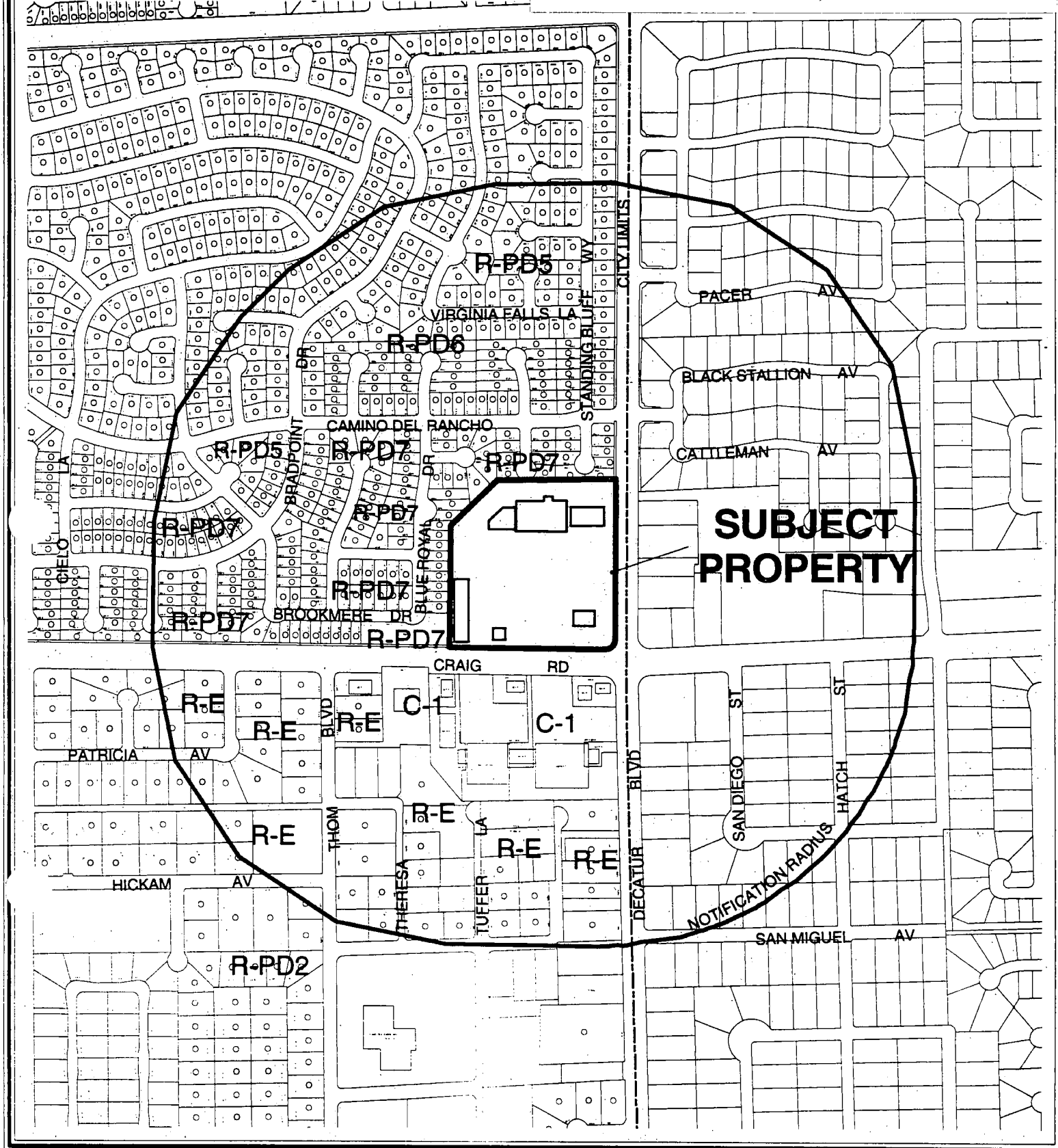
8. Obtain an Occupancy Permit for all landscaping and private improvements (driveways) in the Craig Road public right-of-way adjacent to this site prior to the issuance of any permits. (Public Works)
9. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, whichever may occur first, as required by the Department of Public Works. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to contribute monies for the construction of neighborhood or local drainage improvements. The amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, whichever may occur first. In lieu of monetary contributions, in whole or in part, the developer may agree to construct such drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site if allowed by the Planning Engineer. (Public Works)
10. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-108-88, the Rancho Alta Mira Plaza (Commercial Subdivision) and all other subsequent site-related actions. (Public Works)
11. All development shall be in conformance with the site plan (as amended by the above conditions) and building elevations.
12. 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.
13. A landscaping plan must be submitted prior to or at the same time application is made for a building permit or license, or prior to occupancy, whichever occurs first.
14. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets (excluding single family development).

*City of Las Vegas***Agenda Item No. 89**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 89 – Z-0108-88(14)

CONDITIONS - Continued:

15. All City Code requirements and design standards of all City departments must be satisfied.
16. All damage to the existing street improvements resulting from this development must be repaired as required by the Department of Public Works.
17. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
18. Where new water mains are extended along streets and fire hydrants are not needed for protection of structures, hydrants shall be spaced at a maximum distance of 1,000 feet to provide for transportation hazards.
19. Fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade.
20. Provide plans showing accessible exterior routes from public transportation stops, accessible parking, passenger loading zones and public sidewalks to the accessible building entrance(s) with submittal of plans for building permits as required by the Planning and Development Department. Accessible routes shall have running slopes and cross slopes in accordance with the applicable code.



CASE: **Z-0108-88(14)**

RADIUS: 1320 FT

ZONING OF SUBJECT PROPERTY: C-1 (LIMITED COMMERCIAL)

0 400 800 Feet



City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: PLANNING AND DEVELOPMENT DEPARTMENT

ITEM DESCRIPTION: Z-0108-88(14) - American Store Properties, Inc.

**** CONDITIONS ****

The Planning Commission (4-0-1) vote and staff recommend APPROVAL, subject to:

1. The rear and side elevations of all buildings shall be enhanced to be consistent with the appearance of the front elevations.
2. The landscape islands within the parking lot shall be revised to include two 24-inch box trees with shrubs and ground cover as required by the Planning and Development Department.
3. The gas sales canopy and associated support columns shall have a stucco exterior and shall be designed to be architecturally compatible with the remainder of the shopping center as required by the Planning and Development Department.
4. Dedicate all required rights-of-way required by Standard Drawings #201.1, #234.1 and #234.2 unless the Traffic Engineer provides written documentation that determines such right-of-way is not needed. (Public Works)
5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards prior to occupancy of this site. (Public Works)
6. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a. (Public Works)
7. An update to the previously approved Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for this site. The Traffic Impact Analysis shall also a section addressing possible median modifications on Craig Road. (Public Works)

Z-0108-88(14) - Page Two
May 17, 2000 City Council Meeting

8. Obtain an Occupancy Permit for all landscaping and private improvements (driveways) in the Craig Road public right-of-way adjacent to this site prior to the issuance of any permits. (Public Works)
9. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, whichever may occur first, as required by the Department of Public Works. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to contribute monies for the construction of neighborhood or local drainage improvements. The amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, whichever may occur first. In lieu of monetary contributions, in whole or in part, the developer may agree to construct such drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site if allowed by the Planning Engineer. (Public Works)
10. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z-108-88, the Rancho Alta Mira Plaza (Commercial Subdivision) and all other subsequent site-related actions. (Public Works)
11. All development shall be in conformance with the site plan (as amended by the above conditions) and building elevations.
12. 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.
13. A landscaping plan must be submitted prior to or at the same time application is made for a building permit or license, or prior to occupancy, whichever occurs first.
14. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets (excluding single family development).
15. All City Code requirements and design standards of all City departments must be satisfied.
16. All damage to the existing street improvements resulting from this development must be repaired as required by the Department of Public Works.
17. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

Z-0108-88(14) - Page Three

May 17, 2000 City Council Meeting

18. Where new water mains are extended along streets and fire hydrants are not needed for protection of structures, hydrants shall be spaced at a maximum distance of 1,000 feet to provide for transportation hazards.
19. Fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade.
20. Provide plans showing accessible exterior routes from public transportation stops, accessible parking, passenger loading zones and public sidewalks to the accessible building entrance(s) with submittal of plans for building permits as required by the Planning and Development Department. Accessible routes shall have running slopes and cross slopes in accordance with the applicable code.

Z-0108-88(14) - Page One
May 17, 2000 City Council Meeting

**** STAFF REPORT ****

APPLICATION REQUEST

This is a request for a Site Development Plan Review of a 12.55 acre site located on the northwest corner of Craig Road and Decatur Boulevard for a proposed 123,221 square foot shopping center.

BACKGROUND DATA

- 12/07/88 The City Council approved a request to rezone this property from R-E (Residence Estates) zone to C-1 (Limited Commercial) as part of a larger case (Z-108-88).
- 03/09/98 The City Council approved a Site Development Plan Review of a proposed shopping center on this site [Z-108-88 (12)]. The development plan reviewed at that time was similar to that which is the subject of the current application. The previous application had a drug store directly adjacent to the intersection; the current plan depicts a convenience store with gas sales.
- 06/02/98 The Board of Zoning Adjustment approved a Variance to allow the "Pad A" buildings to be 20 feet from the west side property line where the residential adjacency standards require a minimum setback of 54 feet.

DETAILS OF APPLICATION REQUEST

Site Area	12.55	Acres
Building Area	123,221	Square Feet
Building Height	18 to 30	Feet
Parking Required	462	Spaces
Parking Provided	547	Spaces

The applicant proposes to construct a 123,221 square foot shopping center anchored by an Albertson's Supermarket on the northwest corner of Craig Road and Decatur Boulevard. This commercial development is in the Rancho Alta Mira master planned community. The submitted site plan shows a 12.55 acre site along the north side of Craig Road and the west side of Decatur Boulevard. A convenience store with gas sales and an automated car wash is shown adjacent to the intersection. The retail stores are shown as two rows of buildings, one on the north side of the property and the other along the west boundary. The majority of the parking spaces (484) are located in the center of the site while the remaining 63 stalls are behind the building, located along the north property line. Access is provided by three 40 foot wide curb cuts along Decatur Boulevard and three of the same width along Craig Road. Landscape planters with a minimum

Z-0108-88(14) - Page Two
May 17, 2000 City Council Meeting

width of 15 feet are shown along both street frontages. Planters that vary in width from seven to twenty feet are shown along the north and west property lines. Landscape islands, five feet in width and each containing a single 24 inch box tree, are shown in the parking lot.

The elevations for the shopping center and convenience store depict plaster exterior walls with decorative split face block accents. A flat roof with cornices and a parapet to screen mechanical equipment is shown. The gasoline sales canopies appear to be of metal construction with metal support posts.

ZONING AND EXISTING LAND USE OF ADJACENT PROPERTIES

North:	R-PD7	Single Family Dwellings
South:	C-1	Drug Store, Supermarket, Retail Shops
East:	North Las Vegas	Commercial and Residential Uses
West:	R-PD7	Single Family Dwellings

ANALYSIS & FINDINGS

ZONING

The retail uses proposed within the shopping center are permitted in the C-1 (Limited Commercial) zoning district.

USE:

The State of Nevada Legislature enacted, during the 1999 legislative session, Senate Bill 191 (SB 191) which requires development of a 'significant impact' (as defined in that legislation) to submit an impact statement. Staff has determined that the 'significant impact' threshold has been crossed. Subsequently the applicant has submitted an impact statement to be reviewed by staff.

SITE PLAN

All buildings are in compliance with the setback requirements of the residential adjacency standards, with the exception of Pad "A", the location of which was approved by means of a Variance (V-15-98).

LANDSCAPE PLAN

Staff has no objection to the landscaping shown along the perimeter of the site. In order to ensure compliance with the Urban Design Guidelines and Standards, each landscape island within the parking lot should be revised to include two 24-inch box trees with shrubs and ground cover. Staff has addressed this issue in Condition No. 1 of this report.

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May 17, 2000 City Council Meeting

ELEVATIONS

Staff has no objection to the elevations for the shopping center and convenience store. However, the exterior treatment of the gasoline sales canopy and associated support columns is not consistent with the remainder of the shopping center. Due to this concern, staff has added a condition requiring the canopy to have an exterior treatment similar to that of the other buildings.

FINDINGS

In order to approve a Site Development Plan Review application, pursuant to Las Vegas Municipal Code Section 19A.18.050, the Planning Commission or City Council must affirm all of the following:

1. **"The proposed development is compatible with adjacent development and development in the area."**

Staff finds this proposal is consistent with the pattern of commercial development occurring along this portion of Craig Road.

2. **"The proposed development is consistent with the General Plan, Title 19A, the Design Standards Manual, the Landscape, wall and buffer standards, and other duly-adopted City plans, policies, and standards."**

Staff finds the proposed project will be consistent with City plans, policies and standards with implementation of the conditions presented regarding the landscape islands and the design of the gasoline sales structure.

3. **"Site access and circulation do not negatively impact adjacent roadways or neighborhood traffic."**

Staff finds this project will not adversely impact traffic circulation of adjacent roadways.

4. **"Building and landscape materials are appropriate for the area and for the City."**

Staff finds the project will incorporate appropriate building and landscape materials for the area, with implementation of the conditions regarding the landscape islands and the design of the gasoline sales structure.

5. **"Building elevations, design characteristics, and other architectural and aesthetic features are not unsightly, undesirable or obnoxious in appearance; create an orderly and aesthetically pleasing environment; and are harmonious and compatible with development in the area."**

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May 17, 2000 City Council Meeting

Staff finds the proposed project will create an aesthetically pleasing and orderly site plan. Staff finds the building elevations and landscaping will also provide an aesthetically pleasing environment with implementation of the conditions regarding the landscape islands and the design of the gasoline sales structure.

6. "Appropriate measures taken to secure and protect the public health, safety and general welfare."

Staff finds the proposed development will be subject to regular inspections for licensing, and therefore the development will not compromise the public health, safety or welfare.

NOTICES MAILED 579

APPROVALS 2

PROTESTS 0

AGENCY COMMENTS

<i>Department/Agency</i>	<i>Distributed to</i>	<i>Comments Received</i>	<i>Comments Incorporated into Conditions of Approval</i>
<i>P&D - Comprehensive Planning</i>	YES	YES	NO
<i>B&S - Permits/Inspections</i>	YES	NO	NO
<i>PW - DEVCO</i>	YES	YES	YES
<i>City Centre Development Corp</i>	YES	NO	NO
<i>Redevelopment Agency</i>	YES	NO	NO
<i>Fire Services - Prevention</i>	YES	NO	NO

L-0108-88(14)

Location: Craig/Decatur
APN: 138-01-619-001
Date: March 17, 2000
Contact: Kummer, Kaempfer,
Bonner & Renshaw
(702) 792-7000

DRAINAGE IMPACT STATEMENT

According to the Federal Emergency Management Agency (FEMA), Community Panel 325276C2155 D, Clark County, Nevada and Incorporated Areas, effective date August 16, 1995, this site is located within a Zone "X". A Zone "X" is an area determined by FEMA to be outside of the 500-year flood plain.

According to the 1996 Flood Control Master Plan Update for Las Vegas Valley (P.B.S. & J. and VTN Nevada for CCRFCD), there is an existing CCRFCD Master Plan Facilities located in Craig Rd. and Decatur Blvd., adjacent to the southeastern boundary of this development. This facility is an existing 120" RCP.

Runoff generated by tributary drainage basins will be routed and through the site in a manner consistent with Clark County Regional Flood Control District and Clark County regulations, such that neither upstream nor downstream properties are adversely affected. The specific mitigation method will be developed when a technical drainage study is prepared for this site.

Z-0108-88(14)

Location: Craig/Decatur
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FIRE PROTECTION IMPACT STUDY

Adequate fire protection demand for this site should be met, with the connection to the existing water facilities that are currently in place adjacent to the site.

Z-0108-88(14)

Location: Craig/Decatur
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WATER SUPPLY IMPACT STATEMENT

This proposed development is located within the 2420 Pressure Zone, as designated by the Las Vegas Valley Water District (L.V.V.W.D.). There is an existing 12-inch stub located adjacent to the northern boundary of this site in Del Pappa Ct. and an existing 8-inch stub located adjacent to the western boundary of this site in Brookmere Dr. that should provide adequate service to this proposed development.

With the connection to these existing 12-inch and 8-inch stubs, this development should obtain adequate supply from the system.

The estimated average day quantity of water that this site is expected to consume is approximately 48.89 gallons per minute. This is based upon a L.V.V.W.D. demand factor of 2.1 gallons per minute (gpm) per acre for commercial development.

A detailed hydraulic analysis should be completed in order to ensure that adequate pressures exist within the system.

Z-0108-88(14)

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RIGHT-OF-WAY IMPACT STATEMENT

The proposed development is bound to the south by Craig Rd. and to the east by Decatur Blvd. Right-of-way for Craig Rd. and Decatur Blvd., adjacent to the site has been previously dedicated.

These roadways are expected to provide adequate access and circulation for the proposed development.

Z-0108-88(14)

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A detailed hydraulic analysis should be completed in order to ensure that adequate pressures exist within the system.

Z-0108-88(14)

Location: Craig/Decatur
APN: 138-01-619-001
Date: March 17, 2000
Contact: Kummer, Kaempfer,
Bonner & Renshaw
(702) 792-7000

EDUCATIONAL SERVICE IMPACT STATEMENT

This project is proposed to be developed under C-2 zoning and consist of a 60,773 s.f. grocery store with an additional 62,448 s.f. of commercial/retail space. This development will not require educational services.

Z-0108-88(14)

Location: Craig/Decatur
APN: 138-01-619-001
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POLICE SERVICE IMPACT STATEMENT

The proposed development will consist of a 60,773 s.f. grocery store with an additional 62,448 s.f. of commercial/retail space. Police service will be from Patrol Sector "X" in the northwest area command. Two patrol units are on duty at all times.

Police service calls for the area average 1,088 calls a month. Response time for each assistance call averages 9.3 minutes.

Z-0108-88(14)

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plants. Because of the content of gypsum and other salts in the soil, salt-tolerant plants should be selected. Excessive irrigation can dissolve gypsum in the soil and cause subsidence. Lawn grasses, shrubs, and trees that are not sensitive to lime-induced chlorosis are well suited to use in landscaping. Annual applications of iron chelates reduce the effects of chlorosis.

This map unit is in capability subclass VIIa, nonirrigated. The Las Vegas soil is in horticultural group 6, the McCarran soil is in horticultural group 4, and the Grapevine soil is in horticultural group 2.

305—Las Vegas-Destazo complex, 0 to 2 percent slopes. This map unit is on relict alluvial flats.

This unit is 60 percent Las Vegas gravelly fine sandy loam, 0 to 2 percent slopes, and 25 percent Destazo fine sandy loam, 0 to 2 percent slopes. These soils are in a random pattern on a relict surface and are topographically indistinguishable. The components of this unit are so intricately intermingled that it was not practical to map them separately at the scale used.

Included in this unit are about 5 percent Bluepoint on small sand sheets, 5 percent Glencarb soils on relict alluvial flats, and 5 percent Skyhaven soils on the relict alluvial flats. Included areas make up about 15 percent of the total acreage. The percentage varies from one area to another.

The Las Vegas soil is shallow and well drained. It formed in alluvium derived dominantly from limestone, dolomite, and some lacustrine sediment that has a high content of lime. Typically, about 25 percent of the surface is covered with a desert pavement of hardpan fragments and pebbles. The surface layer is very pale brown gravelly fine sandy loam about 2 inches thick. The upper 6 inches of the underlying material is very pale brown fine sandy loam, and the next 4 inches is very pale brown gravelly sandy clay loam and gravelly loam. An indurated, lime-cemented hardpan is at a depth of about 12 inches. Depth to the hardpan ranges from 3 to 14 inches.

Permeability of the Las Vegas soil is moderately slow to the hardpan. Available water capacity is very low. Effective rooting depth is 3 to 14 inches. Runoff is slow, and the hazard of water erosion is slight. The hazard of soil blowing is high. This soil is subject to rare periods of flooding during prolonged, high-intensity storms. Channeling and deposition are common along streambanks.

The Destazo soil is very deep and well drained. It formed in alluvium derived dominantly from limestone, dolomite, and sediment that has a high content of lime. Typically, about 25 percent of the surface is covered with a desert pavement of pebbles and lime nodules. The surface layer is very pale brown fine sandy loam about 11 inches thick. The upper 40 inches of the underlying material is stratified very pale brown to white very gravelly to extremely gravelly sandy clay loam,

averaging very gravelly sandy clay loam, and the lower part to a depth of 62 inches is light brown sandy loam.

Permeability of the Destazo soil is moderately slow. Available water capacity is moderate. Effective rooting depth is 60 inches or more. Runoff is slow, and the hazard of water erosion is slight. The hazard of soil blowing is high. This soil is subject to rare periods of flooding during prolonged, high-intensity storms. Channeling and deposition are common along streambanks.

This unit is used mainly as habitat for desert wildlife and for recreation. It is also used for urban development.

The main limitations for construction of dwellings are the hazard of flooding and the limited depth to the hardpan in the Las Vegas soil. Dikes and channels that have outlets for floodwater can be used to protect buildings from flooding. Excavation for building sites is limited by the hardpan. Heavy equipment is needed for excavation.

The main limitations for septic tank absorption fields are the limited depth to the hardpan in the Las Vegas soil and the restricted permeability of the Destazo soil. Special design of septic tank absorption fields is needed. Heavy equipment is needed for excavation. Using long absorption lines and backfilling the trench with sandy material help to compensate for the restricted permeability.

This unit is limited for roads because of the limited depth to the hardpan in the Las Vegas soil. Roads should be designed to minimize cuts. Heavy equipment is needed for excavation.

The main limitations for lawns and landscaping are the limited depth to the hardpan in the Las Vegas soil and the moderate available water capacity of the Destazo soil. It is difficult to establish plants in areas where the pan is exposed. Mulching and fertilizing cut areas help to establish plants. Frequent irrigation of lawns, gardens, and most other plantings is needed because of the limited available water capacity of the soil. Lawn grasses, shrubs, and trees that are not sensitive to lime-induced chlorosis are well suited to use in landscaping. Annual applications of iron chelates reduce the effects of chlorosis.

This map unit is in capability subclass VIIa, nonirrigated. The Las Vegas soil is in horticultural group 6, and the Destazo soil is in horticultural group 2.

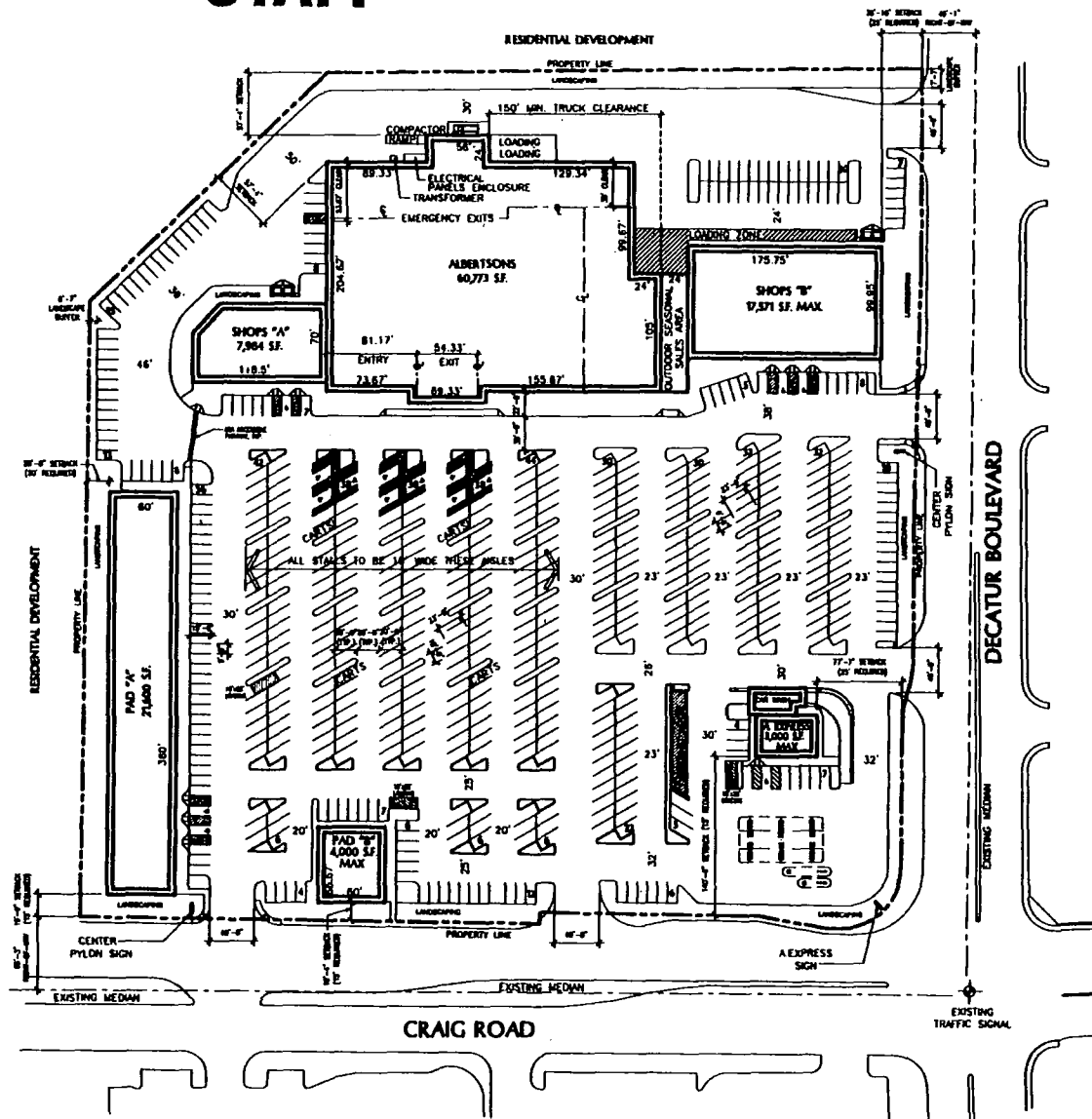
307—Las Vegas-Skyhaven complex, 0 to 4 percent slopes. This map unit is on relict alluvial flats.

This unit is 60 percent Las Vegas gravelly fine sandy loam, 0 to 4 percent slopes, and 30 percent Skyhaven very fine sandy loam, 0 to 4 percent slopes. The Las Vegas and Skyhaven soils are in a random pattern on relict alluvial flats and are topographically indistinguishable. The components of this unit are so intricately intermingled that it was not practical to map them separately at the scale used.

0108-88(14)
U-0029-00
U-0030-00

U-003()
U-0032-00
4-13-00 PC

STAFF



SITE PLAN SUMMARY TABLE

BUILDING AREA	
ALBERTSON'S:	60,773 SF
SHOPS "A":	7,984 SF
SHOPS "B":	9,371 SF. MAX
PAD "A":	21,600 SF
PAD "B":	3,000 SF
A EXPRESS	3,000 SF
TOTAL OF ALL BUILDINGS ON SITE:	123,221 SF

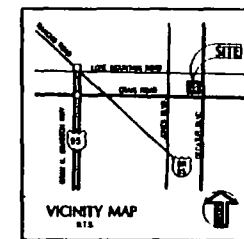
SITE AREA INFORMATION	
S.F. / ACREAGE OF ENTIRE SITE:	539,860 SF / 12.38 AC
LAND/BLD. RATIO	4.3/1
LOT COVERAGE:	23%

PARKING INFORMATION		
	REQUIRED	PROVIDED
STANDARD STALLS:	453	532
COMPACT STALLS:	0	0
HANDICAP STALLS:	9	15
	462	547

MINIMUM STANDARD STALL SIZE:	9'x19'
MINIMUM COMPACT STALL SIZE:	NOT ALLOWED
MINIMUM DRIVE AISLE WIDTH:	20' (W/O PKG)

GOVERNMENT HAVING JURISDICTION
CITY OF LAS VEGAS

ZONING
EXISTING C-1 GENERAL COMMERCIAL DISTRICT



SITE PLAN
SCALE: 1" = 50'-0"

ALBERTSON'S, INC.
380 PARKCENTER BLVD.
LAS VEGAS, NV 89106
800.888.0000

RANCHO ALTA MIRA
N.W.C. CRAIG ROAD AND DECATUR BLVD.
LAS VEGAS, NEVADA

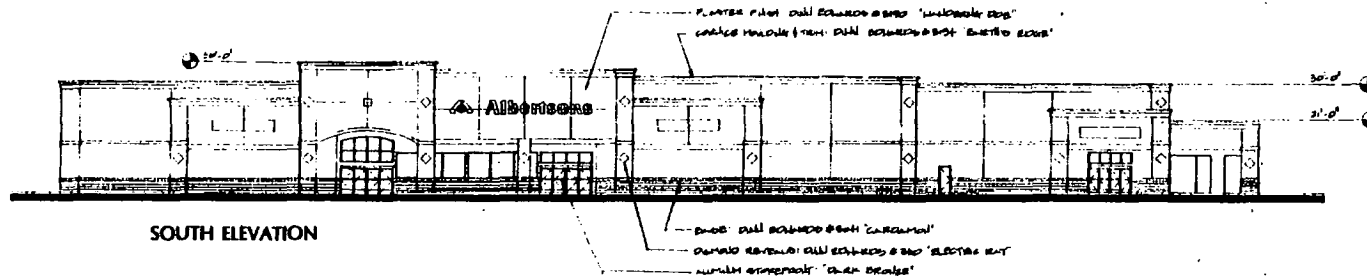
Red. Submittal. Required. Also
See the City of Las Vegas, NV, for the City of Las Vegas, NV

mg
mag architecture

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U-0029-00
U-0030-00

U-0031-00
U-0032-00
4-13-00 PC

STAFF



SOUTH ELEVATION



NORTH ELEVATION

BUILDING ELEVATIONS - ALBERTSON'S
SCALE: 1/16" = 1'-0"

DATE	DESCRIPTION
10/1/00	REVISED
10/1/00	REVISED
10/1/00	REVISED
10/1/00	REVISED
10/1/00	REVISED
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ALBERTSON'S, INC.
250 PARKCENTER BLVD.
BOCA, TEXAS 75725
TEL: 202.306.6500

RANCHO ALTA MIRA
N.W.C. CRAIG ROAD & DECATUR BLVD.
LAS VEGAS, NEVADA



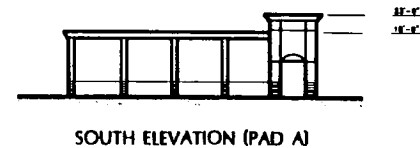
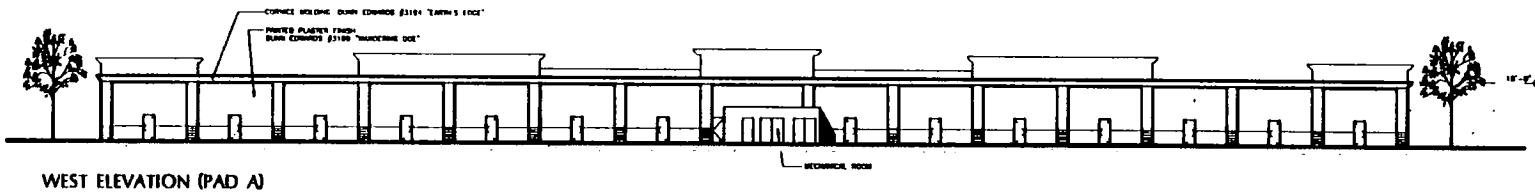
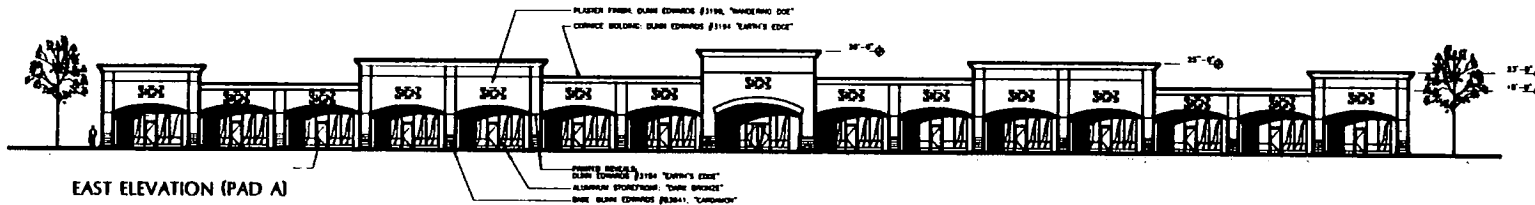
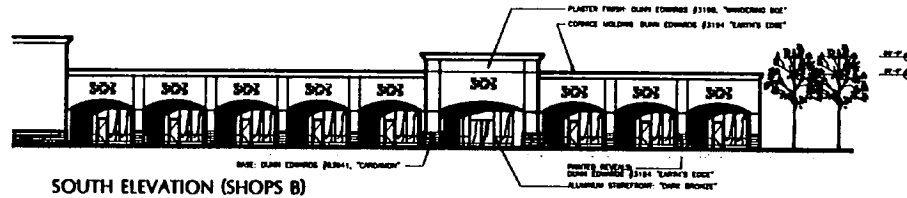
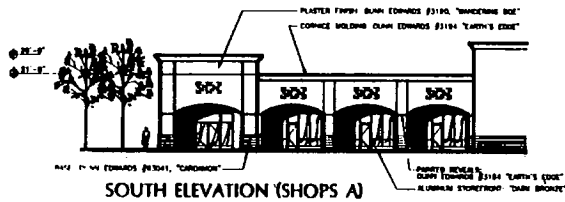
mgc
ARCHITECTURE
200 West Spring Street, Suite 100
Las Vegas, NV 89101
TEL: 702.399.1111 FAX: 702.399.1112

mgc
architecture

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U-0030-00

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U-0032-00
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BUILDING ELEVATIONS - SHOPS & PAD
SCALE: 1/16" = 1'-0"

DATE	BY	CHKD

ALBERTSON'S, INC.
180 PARKCENTER BLVD.
BOCA, IDAHO 83706
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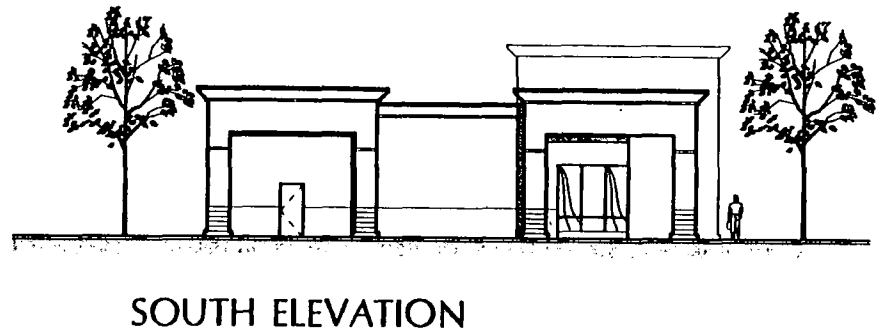
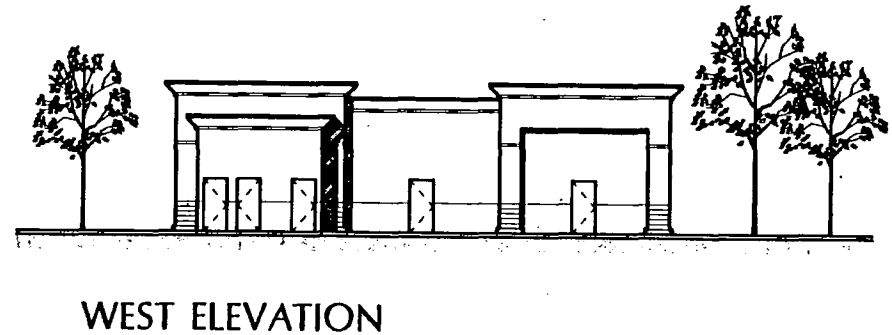
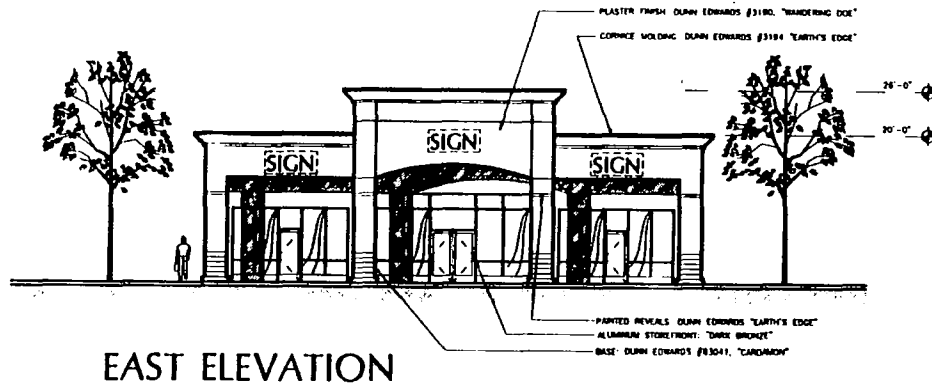
RANCHO ALTA MIRA
N.W.C. CRAIG ROAD & DECATUR BLVD.
LAS VEGAS, NEVADA



Z-0108-88(14)
U-0029-00
U-0030-00

U-0031-00
U-0032-00
4-13-00 PC

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BUILDING ELEVATIONS - PAD B
SCALE: 1/8" = 1'-0"

DATE	01/11/00
BY	ALB
CHECKED BY	ALB
DATE	01/11/00
PROJECT	RANCHO ALTA MIRA
LOCATION	N.W.C. CRAIG ROAD & DECATUR BLVD. LAS VEGAS, NEVADA
OWNER	ALBERTSON'S, INC.
ARCHITECT	MAG ARCHITECTURE

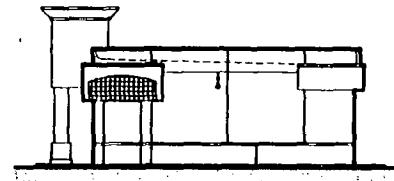
ALBERTSON'S, INC.
280 PARK CENTER BLVD.
BOCA, TEXAS 75708
© 2000 ALBERTSON'S, INC.

RANCHO ALTA MIRA
N.W.C. CRAIG ROAD & DECATUR BLVD.
LAS VEGAS, NEVADA

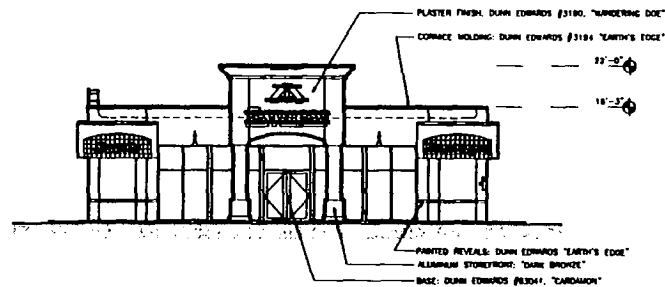
MAG ARCHITECTURE
1001 East Flamingo Avenue, Suite 100
Las Vegas, NV 89119
702.735.1111
www.magarchitect.com



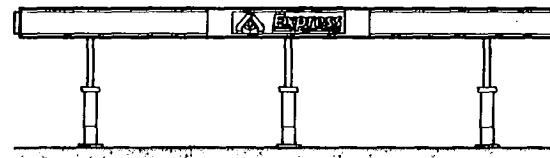
STAFF



EAST ELEVATION



SOUTH ELEVATION



FRONT ELEVATION

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RANCHO ALTA MIRA
N.W.C. CRAIG ROAD & DECATUR BLVD.
LAS VEGAS, NEVADA

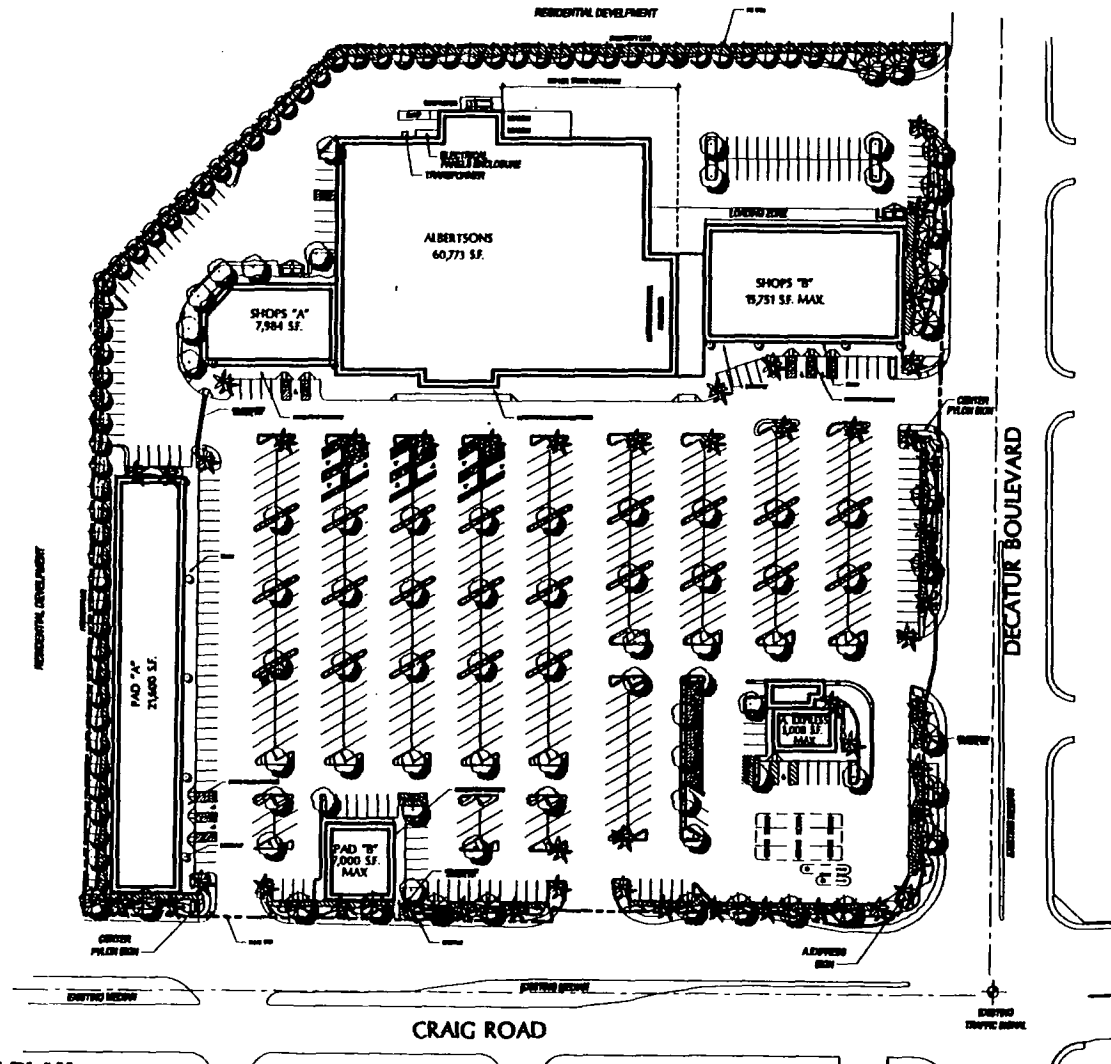


meg architecture

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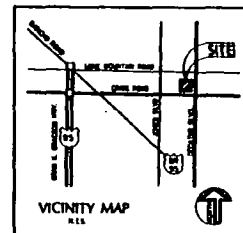
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4-13-00 PC

STAFF



PLANTING LEGEND				
SYMBOL	BOTANICAL NAME	COMMON NAME	SIZE	QUANTITY
TREES				
	PROSOPIS CHILENSIS (THORNLESS)	CHILEAN MESQUITE	24" BOX MULTI	90 TOTAL
	PRUNUS CERASPERA 'ATROPURPUREA'	PURPLE LEAF PLUM	24" BOX	
	CHAMEROPS HUMILIS IN LARGE POTS	MEDITERRANEAN FAN PALM	15 GAL	11 TOTAL
	PAULS ELDMORICA	MONDEL PINE	24" BOX	67 TOTAL
	QUERCUS VIRGINIANA 'HERITAGE'	LIVE OAK	24" BOX	22 TOTAL
	FRAXINUS VELUTINA 'RED CANOE'	FAN-TEX ASH	24" BOX	
	WASHINGTONIA ROBUSTA	MEXICAN FAN PALM	15'-20' TRUNK HT.	48 TOTAL
SHRUBS				
	CASSIA NEROPHILA	CASSIA	5 GAL	3 GAL 970 TOTAL
	COTONEASTER GLAUCOPHYLLUS	BRIGHT BEAD COTONEASTER	5 GAL	
	ELAEAGNUS PARVIFLORA	SILVERBERRY	5 GAL	1 GAL 420 TOTAL
	HEPERGLODE PARVIFLORA	RED-FLOWERED NERPERGLODE	5 GAL	
	LEUCOPHYLLUM FRUT. 'CONTRACTA'	SHAW TEAS RANCHER	1/3 GAL	1/3 GAL
	LOUSTEYAN JAPONICUM	WAX-LEAF PRIVET	1/3 GAL	
	MARLEBERGIA CAPILLARIS	REGAL NEST	5 GAL	1 GAL
	MARLEBERGIA BIGNONIA	DEER GRASS	1 GAL	
	PHOTIA FRASER	FRASER'S PHOTIA	1/3 GAL	1 GAL
	PROCARPUS 'SANTA CRUZ'	PIRETHORN	1 GAL	
	RHAMNOLIPS INDICA	INDIA HAWTHORN	1 GAL	1/3 GAL
	SALVA GRECH	TEXAS RED SAGE	1/3 GAL	
GROUND COVER				
	BACCHARIS 'CENTENIAL'	CENTENIAL BACCHARIS	1 GAL	1 GAL 3,780 TOTAL
	DALEA 'SERRA GOLD'	SERRA GOLD DALEA	1 GAL	
	LANTANA 'NEW GOLD'	NEW GOLD LANTANA	1 GAL	1 GAL
	DEUTEROCARYA BEULANDER	MEXICAN EVENING PRIMROSE	1 GAL	
	ROSEMARINUS OFFICINALIS 'PROSTRATA'	DWARF ROSEMARY	1 GAL	
			ALLOW	
			3 GAL	3,780 TOTAL
			1 GAL	

SITE AREA CALCULATIONS	
TOTAL LAND AREA	536,690 S.F. (12.29 ACRES)
LANDSCAPE AREA (INCLUDING PARKING AREA LANDSCAPE)	43,683 S.F. (1.00 ACRES)
TOTAL PERCENT LANDSCAPE	1.18%



Richard P. & Associates, Inc.
Landscape Architecture/Planners
3715 South Loop West, Suite 1000
Houston, Texas 77057
Tel: 713/865-4400
Fax: 713/865-4401
CA License 1251 87/00000000

LANDSCAPE PLAN
SCALE: 1" = 50'-0"

DATE: 10/1/99
BY: [Signature]
CHECKED BY: [Signature]
APPROVED BY: [Signature]

ALBERTSON'S, INC.
780 PARKCENTER BLVD.
BLAKE, TEXAS 75706
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RANCHO ALTA MIRA - ALBERTSON'S #60AM
N.W.C. CRAIG ROAD AND DECATUR BLVD.
LAS VEGAS, NEVADA

SCHEME A



mgc
mod. architecture. landscape. urban



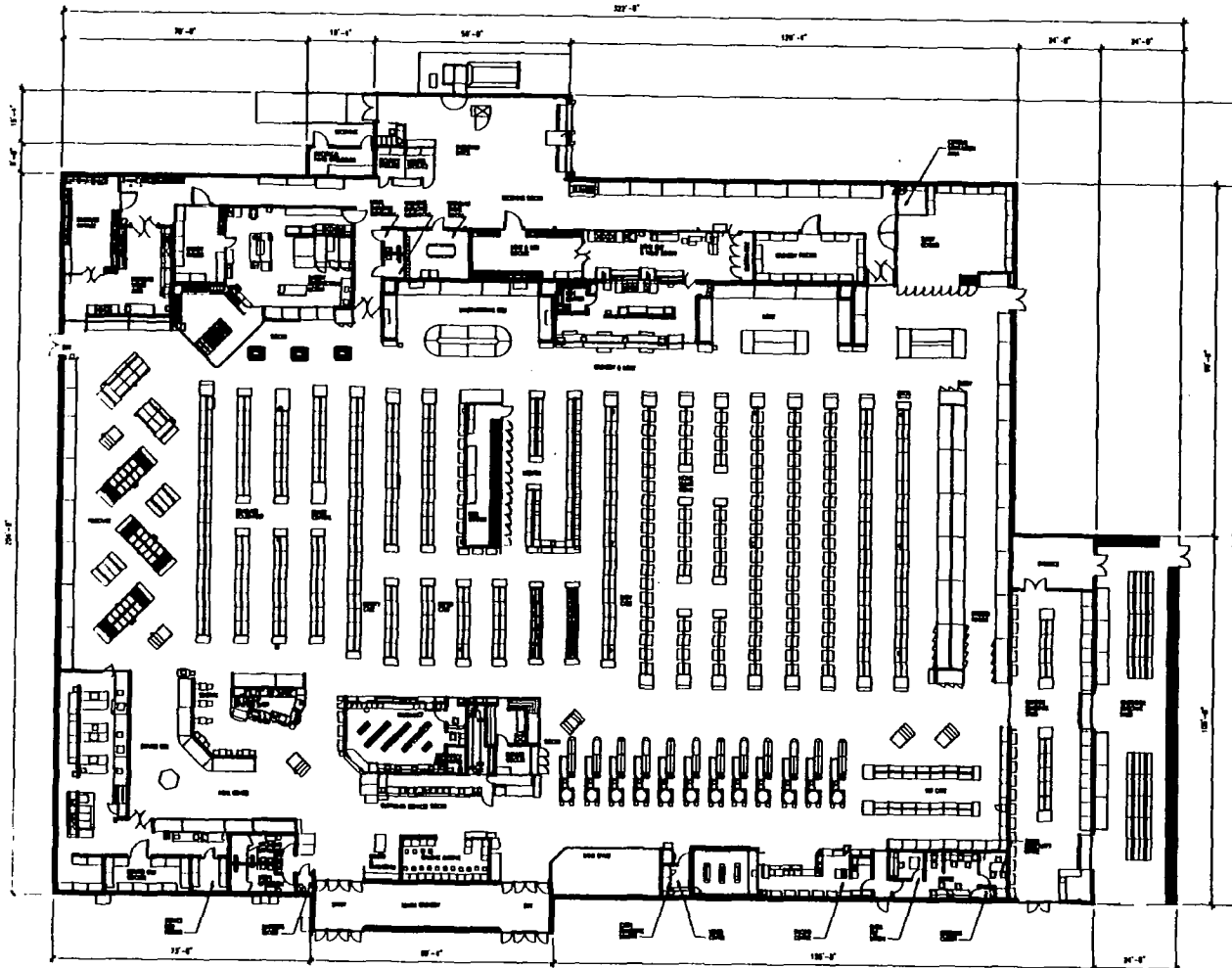
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mgc architecture

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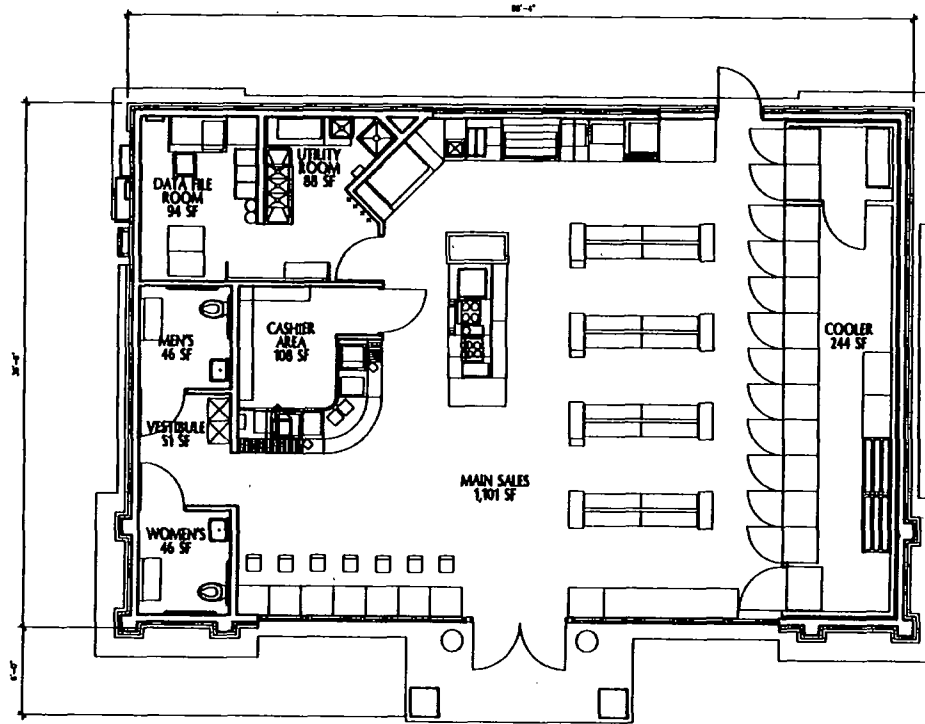


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4-13-00 PC

STAFF



FLOOR AREA 2,029 SF

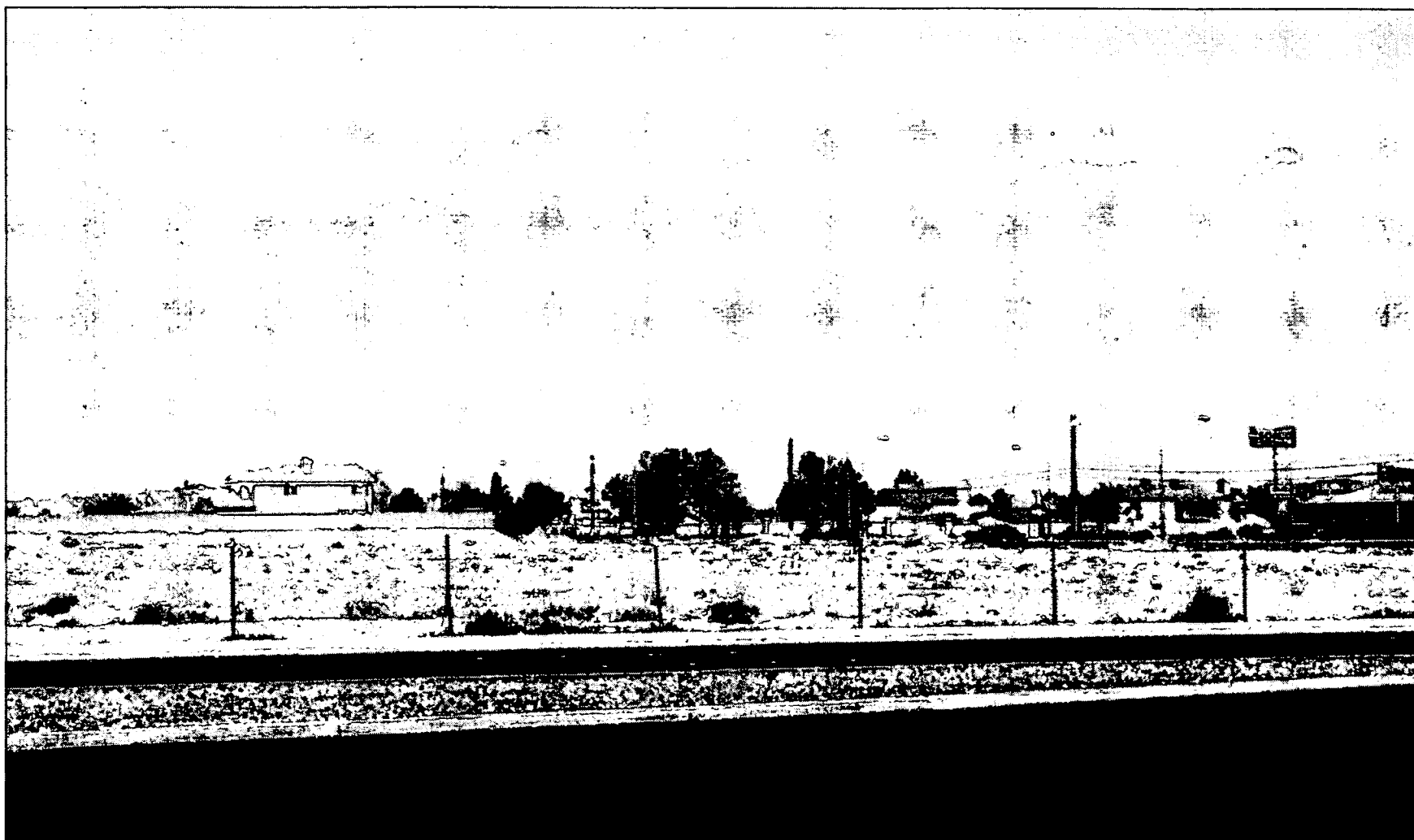
FLOOR PLAN - ALBERTSON'S EXPRESS #60AM
SCALE: 1/4" = 1'-0"

DATE	01/11/2000
PROJECT	ALBERTSON'S EXPRESS #60AM
CLIENT	ALBERTSON'S, INC.
DESIGNER	mgc architecture
DATE	01/11/2000

ALBERTSON'S, INC.
1700 PARK CENTER BLVD.
DENVER, CO 80202
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RANCHO ALTA MIRA
N.W.C. CRAIG ROAD & DECATUR BLVD.
LAS VEGAS, NEVADA





Z-0108-88(14), U-0029-00, U-0030-00, U-0031-00, U-0032-00:

VIEW NORTHEAST TO THE SITE FROM THE SOUTH SIDE OF CRAIG ROAD

City of Las Vegas

Agenda Item No. 90

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: MAY 17, 2000****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: WILLARD TIM CHOW**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT RELATED TO Z-0108-88(14) - PUBLIC HEARING - U-0029-00 - AMERICAN STORES PROPERTIES, INC. - Request for a Special Use Permit FOR THE SALE OF GASOLINE IN CONJUNCTION WITH A PROPOSED ALBERTSON'S CONVENIENCE STORE on the northwest corner of Craig Road and Decatur Boulevard (APN: 138-01-619-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****BZA Meeting****City Council Meeting****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****BZA Meeting****City Council Meeting****RECOMMENDATION:**

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER, 3800 Howard Hughes Parkway, appeared together with HANK GORDON and CHRIS HUSS, Senior Real Estate Manager for Albertson's, 451 Crestdale Lane.

COUNCILMAN MACK clarified for the record that the gas sales would be the only new use at this location and the complete site plan was approved approximately two years ago.

No one appeared in opposition.

There was no further discussion.

**Agenda Item No. 90**

CITY COUNCIL MEETING OF MAY 17, 2000
Planning & Development Department
Item 90 – U-0029-00

MINUTES - Continued:

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All related discussion for Item 89 [Z-0108-88(14)], Item 90 [U-0029-00], Item 91 [U-0030-00], and Item 92 [U-0031-00] took place under Item 89.

(2:34 – 2:44)

4 - 923

CONDITIONS:

1. Conformance to the Conditions of Approval of Z-108-88(14) as required by the Planning and Development Department and the Department of Public Works.
2. All City Code requirements and design standards of all City departments must be satisfied.
3. If this Special Use Permit is not exercised within two (2) years after the approval, the Special Use Permit shall be void unless an Extension of Time is granted.



City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: MAY 17, 2000

DEPARTMENT: PLANNING AND DEVELOPMENT DEPARTMENT

ITEM DESCRIPTION: U-0029-00 - American Stores Properties, Inc.

**** CONDITIONS ****

The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to:

1. Conformance to the Conditions of Approval of Z-108-88(14) as required by the Planning and Development Department and the Department of Public Works.
2. All City Code requirements and design standards of all City departments must be satisfied.
3. If this Special Use Permit is not exercised within two (2) years after the approval, the Special Use Permit shall be void unless an Extension of Time is granted.

U-0029-00 - Page One
May 17, 2000 City Council Meeting

**** STAFF REPORT ****

APPLICATION REQUEST

This is a request for a Special Use Permit on the northwest corner of Craig Road and Decatur Boulevard for the sale of gasoline in conjunction with a proposed Albertson's convenience store.

Site Area	12.55 Acres
Convenience Store Building Area	3,000 Square Feet
Building Height	22 Feet

The convenience store with gas sales and an automated car wash is shown adjacent to the intersection and is within a proposed 123,221 square foot shopping center anchored by an Albertson's Supermarket on the northwest corner of Craig Road and Decatur Boulevard. This commercial development is in the Rancho Alta Mira master planned community. The submitted site plan shows a 12.55-acre site along the north side of Craig Road and the west side of Decatur Boulevard. Access is provided by three 40-foot wide curb cuts along Decatur Boulevard and three of the same width along Craig Road.

The elevations for the shopping center and convenience store depict plaster exterior walls with decorative split face block accents. A flat roof with cornices and a parapet to screen mechanical equipment is shown. The gasoline sales canopies appear to be of metal construction with metal support posts.

BACKGROUND DATA

- 12/07/88 The City Council approved a request to rezone this property from R-E (Residence Estates) zone to C-1 (Limited Commercial) as part of a larger case (Z-108-88).
- 03/09/98 The City Council approved a Site Development Plan Review of a proposed shopping center on this site [Z-108-88(12)]. The development plan reviewed at that time was similar to that which is the subject of the current application. The previous application had a drug store directly adjacent to the intersection; the current plan depicts a convenience store with gas sales.
- 06/02/98 The Board of Zoning Adjustment approved a Variance to allow the "Pad A" buildings to be 20 feet from the west side property line where the residential adjacency standards require a minimum setback of 54 feet.

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May 17, 2000 City Council Meeting

ZONING AND EXISTING LAND USE OF ADJACENT PROPERTIES

North:	R-PD7	Single Family Dwellings
South:	C-1	Drug Store, Supermarket, Retail Shops
East:	North Las Vegas	Commercial and Residential Uses
West:	R-PD7	Single Family Dwellings

ANALYSIS & FINDINGS

ZONING

A convenience store with gasoline sales is typical of commercially zoned parcels of a similar size.

USE

Staff has addressed concerns regarding the gasoline sales canopy in the associated Site Development Plan Review application [Z-108-88(14)].

FINDINGS

In order to approve a Special Use Permit application, per Las Vegas Municipal Code Section 19A.18.060 the Planning Commission or City Council must affirm the following:

1. **“The proposed land use can be conducted in a manner that is harmonious and compatible with existing surrounding land uses, and with future surrounding land uses as projected by the General Plan.”**

Staff finds the proposed convenience store with gasoline sales can be operated in a manner that is harmonious and compatible with the surrounding commercial uses.

2. **“The subject site is physically suitable for the type and intensity of land use proposed.”**

Staff finds there are no physical constraints to the location of the proposed use.

3. **“Street or highway facilities providing access to the property are or will be adequate in size to meet the requirements of the proposed use.”**

Staff finds the proposed use will be served by fully developed streets.

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May 17, 2000 City Council Meeting

4. "Approval of the Special Use Permit at the site in question will not be inconsistent with or compromise the public health, safety, and welfare or the overall objectives of the General Plan."

Staff finds the proposed gasoline sales in conjunction with the proposed convenience store will not compromise the public health, safety, and welfare because the use will be subject to ongoing City licensing and enforcement.

NOTICES MAILED 581 by City Clerk

APPROVALS 2

PROTESTS 0

AGENCY COMMENTS

<i>Department/Agency</i>	<i>Distributed to</i>	<i>Comments Received</i>	<i>Comments Incorporated into Conditions of Approval</i>
<i>P&D - Comprehensive Planning</i>	YES	NO	NO
<i>B&S - Permits/Inspections</i>	YES	NO	NO
<i>PW - DEVCO</i>	YES	NO	NO
<i>City Centre Development Corp</i>	YES	NO	NO
<i>Redevelopment Agency</i>	YES	NO	NO
<i>Fire Services - Prevention</i>	YES	NO	NO
<i>Metro - Crime Prevention</i>	YES	NO	NO