

S.C

City of Las Vegas

RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S CONFERENCE ROOM, EIGHTH FLOOR
CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.ci.las-vegas.nv.us>
TUESDAY, JANUARY 21, 2003
4:00 P.M.

RECOMMENDING COMMITTEE COUNCILMEN WEEKLY AND MACK

CALL TO ORDER

ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW

THE RECOMMENDING COMMITTEE WILL RECEIVE PUBLIC INPUT ON EACH ITEM OF LEGISLATION BEING CONSIDERED THE RECOMMENDING COMMITTEE MAY, THEREAFTER, CONTINUE THE HEARING TO A FUTURE DATE OR FORMULATE A RECOMMENDATION TO THE CITY COUNCIL FOR PASSAGE, REJECTION OR AMENDMENT OF THE PROPOSED BILL ANY MEMBER OF THE CITY COUNCIL MAY SUBSTITUTE FOR A MEMBER OF THE RECOMMENDING COMMITTEE AT ANY TIME

THE FOLLOWING BILL MAY BE ELIGIBLE FOR ADOPTION AT THE 1/22/2003 CITY COUNCIL MEETING

- 1 Bill No 2003-8 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement District #1481 not to exceed \$3,900,000 - Ward 6 (Mack)

THE FOLLOWING BILLS MAY BE ELIGIBLE FOR ADOPTION AT THE 2/5/2003 CITY COUNCIL MEETING

- 2 Bill No 2003-1 - Requires a separation of one thousand feet between properties where alcoholic beverages are being consumed or possessed in open containers and properties where religious, school, hospital, drug treatment or shelter services are being offered Proposed by Mark Vincent, Director of Finance and Business Services
- 3 Bill No 2003-2 - Allows the use "Astrologer, Hypnotist, or Psychic Art and Science" as a permitted use in the C-1, C-2, C-M and M Zoning Districts Proposed by Robert S Genzer, Director of Planning and Development
- 4 Bill No 2003-3 - Allows mixed-use development in the Downtown Redevelopment Area by means of special use permit Proposed by Robert S Genzer, Director of Planning and Development
- 5 Bill No 2003-4 - Establishes standards for outdoor dining in the Downtown Overlay District Proposed by Robert S Genzer, Director of Planning and Development
- 6 Bill No 2003-5 - Establishes a process for obtaining a waiver of certain fees related to parade permits Proposed by Doug Selby, City Manager
- 7 Bill No 2003-6 - Annexation No A-0035-02 - Property location Bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south, Petitioned by Southwest Desert Equities, LLC, et al, Acreage 1,056 84 acres, Zoned R-U (County zoning), U (PCD) (City equivalent) Sponsored by Councilman Michael Mack
- 8 Bill No 2003-7 - Annexation No. A-0038-02(A) - Property location Various locations, generally in the north and west areas of the City, Petitioned by City of Las Vegas, Acreage 675 6 acres, Zoned Various zoning designations Sponsored by Councilman Michael Mack

CITIZENS PARTICIPATION ITEMS RAISED UNDER THIS PORTION OF THE AGENDA CANNOT BE DELIBERATED OR ACTED UPON UNTIL THE NOTICE PROVISIONS OF THE OPEN MEETING LAW HAVE BEEN MET IF YOU WISH TO SPEAK ON A MATTER NOT LISTED ON THE AGENDA, PLEASE CLEARLY STATE YOUR NAME AND ADDRESS IN CONSIDERATION OF OTHERS, AVOID REPETITION, AND LIMIT YOUR COMMENTS TO NO MORE THAN THREE (3) MINUTES TO ENSURE ALL PERSONS EQUAL OPPORTUNITY TO SPEAK, EACH SUBJECT MATTER WILL BE LIMITED TO TEN (10) MINUTES

ALL INTERESTED PERSONS ARE INVITED TO ATTEND A tape recording of all the proceedings will be kept on file in the Office of the City Clerk until final disposition is made Copies of the above Bills may be obtained through the Office of the City Clerk, Monday through Friday, 8 00 A M to 5 00 P M

Facilities are provided throughout City Hall for the convenience of disabled persons Reasonable efforts will be made to assist and accommodate physically handicapped persons If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS

Las Vegas Library, 833 Las Vegas Boulevard North, Senior Citizens Center, 450 E Bonanza, Clark County Government Center, 500 S Grand Central Parkway, Court Clerk's Office Bulletin Board, City Hall Plaza, City Hall Plaza, Special Outside Posting Bulletin Board

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**RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003**

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

PRESENT: COUNCILMEN WEEKLY and MACK

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and DEPUTY CITY CLERK GABRIELA S. PORTILLO-BRENNER

ANNOUNCEMENT MADE – meeting noticed and posted at the following locations:
Las Vegas Library, 833 Las Vegas Boulevard North
Senior Citizens Center, 450 E. Bonanza Road
Clark County Government Center, 500 S. Grand Central Pkwy
Court Clerk’s Bulletin Board, City Hall
City Hall Plaza, Posting Board

(4:05)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-8 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement District #1481 not to exceed \$3,900,000 - Ward 6 (Mack)

Fiscal Impact

No Impact

Amount: \$3,933,750

Budget Funds Available

Dept./Division: Public Works - S.I.D.

Augmentation Required

Funding Source: S.I.D. assessments

PURPOSE/BACKGROUND:

This ordinance authorizes and directs the issuance of a general obligation interim warrant for the payment of the costs and expenses within Special Improvement District #1481. This obligation is expected to be refinanced through the issuance of General Obligation Bonds in or about September 2003. The Interim Warrant (as well as any later bond refinancings) is a general obligation of the City, though property assessments are expected to provide the funding necessary for all debt service requirements.

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. 2003-8

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-8 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED advised that the item was in order.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:06)

Summary - An ordinance authorizing the issuance of a registered interim warrant in connection with the City of Las Vegas, Nevada Special Improvement District No. 1481-El Capitan Way (Centennial Parkway to US 95) and providing other matters relating thereto.

BILL NO. 2003-8
ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

WHEREAS, the City Council (the "Council") of the City of Las Vegas (the "City"), Nevada, pursuant to an ordinance (the "District Ordinance") previously adopted, created the City of Las Vegas, Nevada Special Improvement District No. 1481-El Capitan Way (Centennial Parkway to US 95) (the "District") and ordered the acquisition of street, sanitary sewer and water projects for the District (the "Projects"); and

WHEREAS, the District has been created by the District Ordinance in accordance with Chapter 271 of Nevada Revised Statutes ("NRS"), i.e., the Consolidated Local Improvement Law (the "Project Act"); and

WHEREAS, the Council has authorized the proper officers of the City to advertise for a construction contract for the Projects on behalf of the City and District; and

WHEREAS, the City has in addition, in the manner provided by law, incurred obligations in connection with the District; and

WHEREAS, § 271.355, NRS, provides that the Council may issue interim warrants for the purpose of paying any contractor or otherwise defraying any costs of the Projects as the same become due from time to time until moneys are available therefor from the levy and collection of assessments to the benefited lots, tracts and parcels of land (and any issuance of bonds), and that such interim warrants may be general obligation interim warrants to which the full faith and credit of the City is pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution, and shall be issued in such manner, in such form, with such recitals, terms, covenants and conditions and with such other details as may be provided by the Council by ordinance; and

WHEREAS, the Council now desires to issue a general obligation interim warrant for the purpose of paying a contractor (the "Contractor") and otherwise defraying the costs and expenses of the Projects until moneys are available from the levy and collection of assessments or the issuance of any special assessment bonds; and

WHEREAS, the Council has determined and does hereby determine to issue an interim warrant (the "Warrant"), upon estimates of the City Engineer (the "Engineer"), to provide funds to pay the Contractor or other proper persons, which Warrant, together with the interest

thereon, shall be a general obligation of the City to which the full faith and credit of the City shall be pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution; and

WHEREAS, the Council intends to pay the Warrant from special assessments to be levied to pay a portion of the cost of the Projects in the District and from the proceeds of special assessment bonds to be hereafter sold and delivered; and

WHEREAS, the Debt Management Commission of Clark County, Nevada, has heretofore approved the issuance of the Warrant; and

WHEREAS, after notice inviting bids for their purchase, the City Director of Finance and Business Services (the "Finance Director"), as the chief financial officer of the City, or the City Manager, as the chief administrative officer of the City, is hereby authorized to receive and publicly open bids and sell the Warrant to the best bidder therefor (the "Purchaser") and the City Finance Director or the City Manager is hereby authorized to accept a binding bid for the Warrant, the Warrant to bear interest at the rates per annum provided in the purchase proposal submitted by the Purchaser (the "Purchase Proposal"), such rates not to exceed 3 percent over the Index of Twenty Bonds most recently published in The Bond Buyer prior to the time bids were received for the Warrant, at a price equal to the principal amount thereof plus accrued interest to the date of delivery of the Warrant, plus a premium or less a discount not to exceed 9 percent of the principal amount of the Warrant, all as specified by the City Finance Director or the City Manager in a certificate dated on or before the date of delivery of the Warrant (the "Certificate of the Finance Director").

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES ORDAIN:

Section 1. This ordinance shall be known as, and may be cited by, the short title "District No. 1481 Interim Warrant Ordinance" (the "Ordinance").

Section 2. For the purpose of providing for the payment to the Contractor or other proper person of the costs and expenses of the improvements and for the purpose of defraying the other costs (incidental or otherwise) heretofore incurred or to be incurred in the District, there shall be issued, and the Council hereby authorizes the issuance (pursuant to NRS § 271.355) of, the fully registered "City of Las Vegas, Nevada, Special Improvement District No. 1481, General Obligation Interim Warrant, Series 2003A" in an aggregate principal amount specified in the Certificate of the Finance Director (not to exceed \$3,900,000 or such lesser sum as is advanced by the Purchaser) which shall not exceed the Engineer's present estimate of construction costs and incidental costs to be assessed in each of the Districts. Each advance (the "Advance") by the Purchaser shall be requested by the City by submitting a signed original requisition in the form set forth in Section 14 hereof by the City. The Warrant shall bear interest at the rate specified in the Certificate of the Finance Director, which shall not exceed by more than 3% the "Index of Twenty Bonds" most recently published before bids are received or a negotiated offer to purchase the Warrant is accepted from the date of its issuance until its maturity, and shall mature on the date specified in the Certificate of the Finance Director not to

exceed 5 years from the date of the issuance thereof. The Warrant shall bear interest from the date of each Advance and interest shall be payable quarterly commencing on the first day of the month which is at least 3 full calendar months from the date of issuance thereof but no greater than 4 full calendar months thereafter and on the first day of the month every three full calendar months thereafter; provided that if the Warrant is reissued upon transfer, exchange or other replacement it shall bear interest at the rate set forth in the Certificate of the Finance Director from the most recent interest payment date to which interest has been paid or duly provided for, or if no interest has been paid, from the date of the Warrant. The Warrant shall be subject to redemption prior to maturity as set forth in the Certificate of the Finance Director. Both principal and interest shall be payable solely to the registered owner thereof in lawful money of the United States of America, without deduction for exchange or collection charges, at the office of the City Treasurer in Las Vegas, Nevada (the "Paying Agent") upon maturity. If upon presentation at maturity or prior redemption by the City, payment of any of the Warrant is not made as therein provided, interest thereon shall continue at the same rate stated therein until the principal thereof is paid in full.

Section 3. The Warrant shall be fully registered in the name of the owner for the payment of both principal and interest in the office of the Paying Agent and any transfer thereof must likewise be registered in said office. The City Treasurer is hereby appointed the registrar (the "Registrar") and shall maintain records in the office of the Registrar showing at all times that the Warrant is registered as to both principal and interest, and the name and address of the owner thereof. The Registrar shall register or permit to be transferred the Warrant subject to such reasonable regulations as the Registrar may prescribe. The City Treasurer, shall note such registration on his registration records and on the registration panel on the back of the Warrant showing that the Warrant is registered as to both principal and interest. The City and its officers may treat the person in whose name any Warrant is registered as the absolute owner, whether or not such Warrant shall be overdue. All payments made as provided in this Ordinance shall be valid and effectual to discharge the liability upon the Warrant to the extent of the amounts so paid.

Section 4. The Warrant, together with the interest due thereon from the date of issue until paid, shall be redeemed and retired in regular numerical order from any legally available City funds, and the full faith and credit of the City is pledged to such payment, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution.

Section 5. The payment of the Warrant is not secured by an encumbrance, mortgage or other pledge of property of the City, except for the assessments, the general fund and general tax proceeds pledged for the payment of the Warrant. No property of the City, subject to such exceptions, shall be liable to be forfeited or taken in payment of the Warrant.

Section 6. No recourse shall be had for the payment of the principal of and interest on the Warrant or for any claim based thereon or otherwise upon this Ordinance authorizing their issuance or any other instrument relating thereto, against any individual member of the City or any officer or other agent of the City, past, present or future, either directly or indirectly through the City or otherwise, whether by virtue of any constitution, statute

or rule of law, or by the enforcement of any penalty or otherwise, all such liability, if any, being by the acceptance of the Warrant and as a part of the consideration of its issuance specially waived and released.

Section 7. The Finance Director or City Manager is authorized to sell the Warrant and sign a binding contract therefor with the Purchaser pursuant to the terms set forth herein and in the Certificate of the Finance Director. All action heretofore taken by the Council and the officers and employees of the City directed toward the Projects and toward the issuance, sale and delivery of the Warrant is ratified, approved and confirmed including, without limitation, if deemed necessary by the Finance Director, the Official Notice of Sale, and the distribution of the Preliminary and Final Official Statements for the Bonds. If deemed necessary by the Finance Director, the distribution and use of a Preliminary Official Statement for the Warrant is hereby authorized; the distribution, use of and execution of the Final Official Statement for the Warrant in substantially the form of the Preliminary Official Statement, with such amendments, additions and deletions as are consistent with the facts and not inconsistent herewith as may be approved by the Finance Director, is hereby authorized. The Finance Director is authorized to deem the Preliminary Official Statement to be "final" for the purposes of Rule 15c2-12 of the United States Securities Exchange Commission.

Section 8. The Warrant shall be issued pursuant to the laws of the State, and shall be fully registered in the name of the owner thereof, and the amount advanced for the Purchaser pursuant to the Warrant, shall not exceed the estimates of the Engineer of the costs to be assessed in the District, made on or before the date of issuing the Warrant.

Section 9. The Warrant shall be executed as follows:

A. Filings with Secretary of State. Pursuant to the Project Act, and to the act cited as the Uniform Facsimile Signatures of Public Officials Act, cited as chapter 351 of NRS, and prior to the execution of the Warrant, the Mayor of the City Council of the City, the City Clerk and the City Treasurer shall each file with the Secretary of State of the State of Nevada his or her manual signature certified by him or her under oath.

B. Manner of Execution. The Warrant shall be approved, signed and executed in the name of and on behalf of the City with the manual or facsimile of the signature of the Mayor shall be countersigned and executed with the manual or facsimile of the signatures of the City Treasurer and shall be authenticated with the manual or facsimile impression of the official seal of the City; and shall be signed, executed, and attested with such a manual or facsimile signature of the City Clerk.

C. Authentication. The Warrant shall not be valid or obligatory for any purpose unless the certificate of authentication thereon, substantially in the form hereinafter provided has been duly manually executed by the Registrar. The Registrar's certificate of authentication shall be deemed to have been duly executed by it if manually signed by an authorized officer or employee of the

Registrar, but it shall not be necessary that the same officer or employee sign the certificate of authentication on the Warrant. By authenticating the Warrant, the Registrar shall be deemed to have assented to all of the provisions of this Ordinance.

Section 10. The Warrant bearing the signatures of the officers in office at the time of the signing thereof shall be the valid and binding obligation of the City, notwithstanding that before the delivery thereof and the payment therefor any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. Each the Mayor, the City Treasurer and City Clerk, at the time of the execution of the Warrant and of a signature certificate pertaining thereto by the Mayor, the Treasurer and the City Clerk, respectively, may adopt as and for his or her own facsimile signature the facsimile signature of his or her predecessor in office if such facsimile signature appears upon any of the Warrant.

Section 11. Pursuant to NRS § 271.505, the Warrant shall recite that it is issued under the authority of the Project Act, which recital shall conclusively impart full compliance with the provisions of the Project Act and all such Warrant containing such recital shall be incontestable for any cause whatsoever after their delivery for value.

Section 12. Pursuant to § 271.520, the Warrant, its transfer, and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof, except for the tax on estates imposed pursuant to chapter 375A of NRS and the tax on generation-skipping transfers imposed pursuant to chapter 375B of NRS.

Section 13. After such registration of the Warrant by the registrar and after its execution and authentication and other provisions herein supplemental thereto, the Treasurer shall cause the Warrant to be delivered to the Purchaser thereof, upon payment being made therefor on the terms of the sale of the Warrant.

Section 14. Subject to the provisions of this Ordinance, the Warrant shall be in substantially the following form with such omissions, insertions, endorsements, and variations as to any recitals of fact or other provisions as may be required by the circumstances, be required or permitted by this Ordinance, or be consistent with this Ordinance and necessary or appropriate to conform to the rules and requirements of any governmental authority or any usage or requirement of law with respect thereto:

(Form of Interim Warrant)

Transfer of This Warrant Other Than By Registration is not Effective

**CITY OF LAS VEGAS, NEVADA
SPECIAL ASSESSMENT DISTRICT NO. 1481
GENERAL OBLIGATION INTERIM WARRANT
SERIES 2003A**

NO. _____

\$3,900,000

Interest Rate
_____% per annum

Maturity Date
_____, 1,

Dated As Of
_____, 2003

CUSIP

REGISTERED OWNER:

MAXIMUM PRINCIPAL AMOUNT: THREE MILLION NINE HUNDRED THOUSAND DOLLARS

The City of Las Vegas in the County of Clark and in the State of Nevada (the "City" the "County," and the "State", respectively), for value received hereby acknowledges itself to be indebted and promises to pay to the Registered Owner specified above the Principal Amount specified above or such lesser amount as is advanced by the Registered Owner, on the Maturity Date specified above (unless called for earlier redemption), and to pay interest thereon on the Maturity Date specified above at the Interest Rate per annum specified above, until the principal sum is paid or payment has been provided therefor. Advances hereunder (an "Advance") shall be requested by submitting a signed original requisition in the form attached hereto to the Registered Owner. This interim warrant will bear interest from the date of each Advance. The principal of and redemption premium, if any, on this interim warrant are payable to the Registered Owner hereof upon presentation and surrender hereof at the principal office of the City's paying agent for this interim warrant or any successor (the "Paying Agent"), presently the Treasurer of the City of Las Vegas, Nevada, which is also now acting as the City's registrar for this interim warrant (the "Registrar") by the Paying Agent. Interest on this interim warrant will be paid quarterly on _____ 1, _____ 1, _____ 1 and _____ 1 commencing on _____ 1, 20__ and on the Maturity Date (or, if such date is not a business day, on the next succeeding business day), by check or draft mailed to the person in whose name this interim warrant is registered (the "Registered Owner") in the registration records of the City maintained by the Registrar. The principal amount advanced to the City is redeemable, in whole or in part, at any time prior to the Maturity Date upon payment of the principal amount so redeemed plus accrued interest thereon to the date of redemption. All payments of the principal of, interest on and redemption premiums, if any, due in connection with this interim warrant (the "Warrant Requirements") shall be made in lawful money of the United States of America without deduction for the services of the Paying Agent, as provided in the City's ordinance adopted and approved on January 22, 2003 authorizing the issuance of this Warrant (the "Ordinance") and the Certificate of the Director of Finance pertaining thereto (the "Certificate").

This fully registered interim warrant and the interest thereon is a general obligation of the City for the payment of which the City Council (the "Council") of the City has pledged the City's full faith and credit, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution. The City intends to pay the principal of and interest on this interim warrant from special assessments to be hereafter levied to pay the cost of the street, sanitary sewer and water improvements in the City of Las Vegas, Nevada Special Improvement District No. 1481 (the "District") and the proceeds of the special assessment bonds of the District to be hereafter sold and delivered, as provided by NRS § 271.355.

This interim warrant is issued pursuant to the laws of the State and City, and this interim warrant, together with all other interim warrants heretofore issued in connection with the District, does not exceed the estimate of the City Engineer of the costs to be assessed in the District, made on or before the date of the issuance of this interim warrant.

This interim warrant is fully registered in the name of the owner for the payment of both principal and interest in the office of the City Treasurer and any transfer thereof must likewise be registered in said office and may be transferred by registered assignment only and noted on the back hereof. This interim warrant must be registered only as to both principal and interest.

This fully registered interim warrant is issued by the City for the purpose of paying for a portion of the costs of certain street, sanitary sewer and water improvements in the District under the authority of and in full conformity with the provisions of Chapter 271, Nevada Revised Statutes.

It is hereby certified, recited and warranted that all of the requirements of law have been fully complied with by the proper officers of the City in the issuance of this interim warrant.

IN WITNESS WHEREOF, the City has caused this interim warrant to be signed and executed in its name and upon its behalf with the manual or facsimile signature of the Mayor, to be countersigned and executed with the manual or facsimile signature of the City Treasurer and has caused a manual impression or a facsimile of the seal of the City to be affixed hereon; and has caused this interim warrant to be signed, executed and attested with the manual or facsimile signature of the City Clerk, all as of the date written above.

CITY OF LAS VEGAS, NEVADA

(Manual or Facsimile Signature)

Mayor

Las Vegas, Nevada

Countersigned:

(Manual or Facsimile Signature)

City Treasurer

(Manual or Facsimile Seal)

Attest:

(Manual or Facsimile Signature)

City Clerk

(End of Form of Interim Warrant)

(Form of Certificate of Authentication)

Date of authentication
and registration: _____

This the interim warrant described in the within-mentioned Ordinance, and this interim warrant has been duly registered on the registration records kept by the undersigned as Registrar for such interim warrant.

CITY OF LAS VEGAS, NEVADA,
CITY TREASURER
as Registrar

By: _____ (Manual Signature)
Authorized Officer

(End of Form of Certificate of Authentication)

(Form of Assignment)

For value received, the undersigned hereby sells, assigns and transfer unto _____ the within interim warrant and hereby irrevocably constitutes and appoints _____ attorney, to transfer the same on the books kept for registration of the within interim warrant, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Name and address of transferee:

Social Security or other tax
identification number of
transferee:

NOTE: The signature to this Assignment must correspond with the name as written on the face of the within interim warrant in every particular, without alteration or enlargement or any change whatsoever. Signature(s) must be guaranteed by an eligible guarantor institution as defined in 17 CFR § 240.17Ad-15(a)(2).

(End of Form of Assignment)

(Form of Principal Advance Request)

Date: _____, _____

Re: City of Las Vegas, Nevada
Special Assessment District No. 1481
General Obligation Interim Warrant
No. R-1, dated _____, _____

Gentlemen:

The undersigned hereby requests that you make a principal advance in the amount of \$ _____, on the above-captioned Warrant to the order of the City of Las Vegas, Nevada on or before _____, 2002.

The undersigned hereby certifies and warrants that:

1. The aggregate of principal advances requested from you under the above-captioned Warrant, including the advance requested in this letter, do not exceed the maximum principal amount of the Warrant of \$3,900,000;

2. All representations, warranties and expectations of the City contained in the Warrant and the documents accompanying the Warrant, including, without limitation, the Federal Tax Exemption Certificate dated _____, 2002, remain true and correct on this date as if made on this date, and are hereby re-made as of this date. No law has been adopted which would in any way adversely affect the City's authority to obtain and repay this advance. The City covenants to advise you immediately if any such law is adopted.

3. Please deposit the amount advanced into our account No. _____.

Respectfully submitted,

CITY OF LAS VEGAS, NEVADA

By: _____
(Must be City Manager or Chief Financial Officer)

(End Form of Principal Advance Request)

Section 15. Upon the issuance of the Warrant, the Treasurer shall cause the proceeds of the Warrant to be applied as follows:

A. First, the proceeds, if any, received from the sale of the Warrant as accrued interest on the Warrant, if not needed to defray the cost of the Projects, shall be used to pay the principal of and interest on the applicable series of the Warrant, when due.

B. The balance of the proceeds received from the sale of the Warrant shall be used solely to defray wholly or in part the cost of the Projects including, without limitation, all costs of issuing the Warrant, and the costs of rebates to the United States under § 148 of the Internal Revenue Code of 1986, as amended to the date of delivery of the Warrant (the "Tax Code"), which the Council hereby determines are necessary and desirable and pertain to the Projects. After the Projects are complete and after all expenses have been paid or adequate provision therefor is made, any unexpended balance of Warrant proceeds (or, unless otherwise required by law, any other moneys) remaining shall be to be used to pay the principal of and interest on the applicable series of the Warrant.

Section 16. All action, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Ordinance) concerning the District, including, but not limited to, the performance of all prerequisites to the creation of the District, the acquisition of the Projects, the specially benefited property therein, the sale and issuance of the Warrant, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved, and confirmed.

Section 17. The City covenants for the benefit of the owners of the Warrant that it will not take any action or omit to take any action with respect to the Warrant, the proceeds thereof, any other funds of the City or any project financed with the proceeds of the Warrant, if such action or omission (i) would cause the interest on the Warrant to lose its exclusion from gross income for federal income tax purposes under Section 103 of the Tax Code or (ii) would cause interest on the Warrant to lose its exclusion from alternative minimum taxable income as defined in Section 55(b)(2) of the Tax Code except to the extent such interest is required to be included in the adjusted current earnings adjustment applicable to corporations under Section 56 of the Tax Code in calculating corporate alternative minimum taxable income. The foregoing covenant shall remain in full force and effect notwithstanding the payment in full or defeasance of the Warrant until the date on which all obligations of the City in fulfilling the above covenant under the Tax Code have been met.

Section 18. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including, without limiting the generality of the foregoing, the preparation of the Warrant and other items necessary or desirable for the completion of the levying of the assessments for the District and the issuance of the Warrant therefor.

Section 19. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 20. When first proposed, this Ordinance must be read to the Council by title, after which an adequate number of copies of this Ordinance must be deposited with the City Clerk for public examination and distribution. Notice of the deposit must be published once in a newspaper published and having general circulation in the City at least 10 days before the adoption of the Ordinance, such publication to be in substantially the following form:

(Form of Publication of Notice of Deposit of an Ordinance)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on January 8, 2003, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on January 22, 2003.

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication of Notice of Deposit of An Ordinance)

Section 21. After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published once by its title only, together with the names of the Councilmembers voting for or against its passage, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having a general circulation in the City, such publication to be in substantially the following form:

(Form of Publication of Adoption of Ordinance)

ORDINANCE NO.

(of Las Vegas, Nevada)

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on January 8, 2003, and was passed at the meeting held on January 22, 2003, by the following vote of the City Council:

Those Voting Aye:

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after the ____ day of _____, 2003, i.e., the day after the publication of such Ordinance by its title only.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.

DATED this January 22, 2003.

/s/ Oscar Goodman
Mayor

Attest:

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication)

Section 22. If the Registrar or Paying Agent initially appointed hereunder shall resign, or if the Council shall reasonably determine that said Registrar or Paying Agent has become incapable of performing its duties hereunder, the Council may, upon notice mailed to each owner of any Warrant at his or her address last shown on the registration records, appoint a successor Registrar or Paying Agent, or both. No resignation or dismissal of the Registrar or Paying Agent may take effect until a successor is appointed. It shall not be required that the same institution serve as both Registrar and Paying Agent hereunder, but the City shall have the right to have the same institution serve as both Registrar and Paying Agent. Any successor by merger with the Registrar and Paying Agent is automatically appointed as Registrar and Paying Agent hereunder without any further action of the Council, as long as the successor otherwise is qualified to act as Registrar and Paying Agent pursuant to this section. Any bank, trust company or national banking association into which the Registrar and/or Paying Agent or its successor may be converted, merged or with which it may be consolidated, or to which it may sell or otherwise transfer all or substantially all of its corporate trust business shall be the successor of the Registrar and/or Paying Agent under this Ordinance with the same rights, powers, duties and obligations and subject to the same restrictions, limitations, and liabilities as its predecessor, all without the execution or filing of any papers or any further act on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

Section 23. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

Adopted January 22, 2003.

(SEAL)

Mayor

Attest:

City Clerk

STATE OF NEVADA)
)
 COUNTY OF CLARK) ss.
)
 CITY OF LAS VEGAS)

I, Barbara Jo Ronemus, the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of an ordinance which was introduced at the meeting of the Council on January 8, 2003 and finally adopted and approved on January 22, 2003.

2. The following members of the Council were present at the January 8, 2003 Council meeting:

Mayor:	Oscar Goodman
Councilmembers:	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack

Those Absent: _____

3. The foregoing Ordinance was first proposed and read by title to the City Council on January 8, 2003, and referred to a committee composed of _____ for recommendation; thereafter the said committee reported favorably on said Ordinance on January 22, 2003, which was a regular meeting of said Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the January 22, 2003 meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye:	Oscar Goodman
	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack

Those Voting Nay: _____
Those Absent: _____

4. The original of the Ordinance has been approved and authenticated by the signatures of the Mayor of the City and myself as Clerk of the City, and sealed with the seal of the City, and has been recorded in the journal of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

5. All members of the Council were given due and proper notice of the meetings held on January 8, 2003 and January 22, 2003. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice by 9:00 a.m. at least three working days before the meetings at the principal office of the Council, or if there is no principal office, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada
- (ii) City Hall
City Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (iii) Clark County Government Center
Las Vegas, Nevada
- (iv) Downtown Transportation Center
Las Vegas, Nevada

and

(b) By mailing a copy of the notice by 9:00 a.m. no later than three working days before the meetings to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council.

6. A copy of such notice so given of the meeting of the Council on January 8, 2003 is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the Council on January 22, 2003 is attached to this certificate as Exhibit B.

7. Upon request, the governing body provides, at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or regulation which will be discussed at the public meeting, and any other supporting materials provided to the members of the governing body for an item on the agenda, except for certain confidential materials and materials pertaining to the closed meetings, as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand on this January 22, 2003.

City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of January 8, 2003 Meeting)

EXHIBIT B

(Attach Copy of Notice of January 22, 2003 Meeting)

EXHIBIT C

(Attach Affidavit of Publication of Deposit of Ordinance)

EXHIBIT D

(Attach Affidavit of Publication of Adoption of Ordinance)

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-1 – Requires a separation of one thousand feet between properties where alcoholic beverages are being consumed or possessed in open containers and properties where religious, school, hospital, drug treatment or shelter services are being offered. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill prohibits persons from drinking from or possessing open containers of alcoholic beverages that were originally purchased in sealed or corked containers, if these acts take place on property within one thousand feet of a church, synagogue, public or private school, hospital, drug treatment center or homeless shelter. These restrictions do not apply to consumption or possession of open containers of alcoholic beverages on residential property or on property for which the City has issued a special event license for that purpose.

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. 2003-1

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-1 be forwarded to the Full Council as a First Amendment with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

JIM DiFIORE, Manager of Business Services, explained that the bill is being proposed in response to concerns raised by the Las Vegas Metropolitan Police Department (Metro) as to the consumption of alcohol within 1,000 feet of the listed facilities. The City currently has a prohibition of alcohol consumption within 1,000 feet from any on/off sales location, including convenience stores. He introduced SERGEANT ERIC FRICKER to give an overview of Metro’s concerns.

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 2 – Bill No. 2003-1

MINUTES – Continued:

SERGEANT FRICKER explained that this was a specific recommendation received from a church on the Westside where the congregation was encountering inebriated or drinking individuals daily, especially on Sundays, on and around the church property. In looking into this suggestion, Metro has also dealt with shelters, treatment facilities, hospitals and schools. School children complain about their daily involvement with the chronic inebriants on the way to and from school. He referenced a map to demonstrate the calls for service, the impact on Metro and the financial responsibility caused by this service.

TOM MCGOWAN, Las Vegas resident, complimented the fine officers at Metro and MR. DiFIORE. He questioned the number of the congregation who drink, whether or not the distance requirement is violated by convenience store patrons at such location as Fremont and Fifth and the consequences and whether the parents of the school children complaining drink. His recommendation is to address the entire picture and not just pieces. Certainly that is what he will do when he becomes the Mayor of Las Vegas.

MR. DiFIORE pointed out that this bill would not preclude any special event through a liquor caterer as permitted by licensing by the City. He also recommended that the language “drug treatment center” be replaced by “a special care facility or a withdrawal management facility.” These are the terms defined in the zoning code.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:06 – 4:11)

1-20

1 BILL NO. 2003-1

2 ORDINANCE NO. _____

3 AN ORDINANCE TO AMEND THE PROVISIONS REGARDING ALCOHOLIC BEVERAGE
4 REGULATIONS TO REQUIRE A THOUSAND FOOT SEPARATION BETWEEN PROPERTIES
5 WHERE RELIGIOUS, SCHOOL, HOSPITAL, DRUG TREATMENT OR SHELTER SERVICES
6 ARE BEING OFFERED AND PROPERTIES WHERE ALCOHOLIC BEVERAGES ARE BEING
7 CONSUMED OR POSSESSED IN OPEN CONTAINERS, AND TO PROVIDE FOR OTHER
8 RELATED MATTERS.

7 Proposed by: Mark Vincent,
8 Director of Finance and Business Services

Summary: Requires a separation of one
thousand feet between properties where
alcoholic beverages are being consumed or
possessed in open containers and properties
where religious, school, hospital, drug treatment
or shelter services are being offered.

10
11 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN

12 AS FOLLOWS:

13 SECTION 1: Title 10, Chapter 76, Section 10, of the Municipal Code of the City of
14 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **10.76.010:** (A) At any of the following locations, it is unlawful for any person to drink an
16 alcoholic beverage or to possess an open container of alcoholic beverage which was purchased in an
17 original sealed or corked container:

18 [(A)] (1) Upon any premises, including the parking lot, of an establishment which
19 is licensed only for the off-sale or the on-off-sale of alcoholic beverages; [or]

20 [(B)] (2) Upon property, other than residential property, located within one
21 thousand feet of an establishment which is licensed for off-sale or on-off-sale[.]; or

22 (3) Upon property, other than residential property or property designated
23 in special event licenses issued pursuant to LVMC Chapter 6.50, located within one thousand feet of
24 a church, synagogue, public or private school, hospital, drug treatment center or homeless shelter.

25 (B) The distances referred to in Subsection (A) shall be determined with reference
26 to the shortest distance between the point of consumption or possession of an open container of
27 alcoholic beverage and the nearest portion of any of the designated structures without regard to
28 intervening obstacles.

1 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or
2 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
3 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
4 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
5 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
6 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
7 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
8 invalid or ineffective.

9 SECTION 3: Whenever in this ordinance any act is prohibited or is made or declared
10 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
11 required or the failure to do any act is made or declared to be unlawful or an offense or a
12 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
13 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
14 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
15 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

16 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
17 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
18 1983 Edition, in conflict herewith are hereby repealed.

19 PASSED, ADOPTED and APPROVED this ____ day of _____, 2003.

20 APPROVED:

21 By _____
22 OSCAR B. GOODMAN, Mayor

23 ATTEST:

24
25 BARBARA JO RONEMUS, City Clerk

26 APPROVED AS TO FORM:

27 Larry G. Bellis 12-19-02
28 _____
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation,
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16
17 BARBARA JO RONEMUS, City Clerk

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-2 – Allows the use “Astrologer, Hypnotist, or Psychic Art and Science” as a permitted use in the C-1, C-2, C-M and M Zoning Districts. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will allow the use “Astrologer, Hypnotist, or Psychic Art and Science” as a permitted use in the C-1, C-2, C-M and M Zoning Districts. It has been determined that the impact of the use will be no greater than similar uses permitted in those districts.

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. 2003-2

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-2 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open

ROBERT GENZER, Director of Planning & Development, indicated that these uses require two processes, a special use permit and licensing. This would appear to be duplicative and staff proposes to eliminate the special use permit in these four categories. As a permitted use within these zoning categories, applicants would still be required to go through the licensing process. COUNCILMAN WEEKLY confirmed with MR. GENZER that the applicant for a Neonopolis kiosk would no longer require a special use permit, only licensing, which is also heard by the City Council at a public hearing.

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 3 – Bill No. 2003-2

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, confirmed with MR. GENZER that the bill would apply to any commercial zoning districts, including those in the Downtown Entertainment District. He recommended passage of the bill.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:11 – 4:13)

1-170

1 **BILL NO. 2003-2**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO ALLOW THE USE "ASTROLOGER, HYPNOTIST, OR PSYCHIC ART
4 AND SCIENCE" AS A PERMITTED USE IN THE C-1, C-2, C-M AND M ZONING DISTRICTS,
AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Proposed by: Robert S. Genzer, Director of
6 Planning and Development

Summary: Allows the use "Astrologer,
7 Hypnotist, or Psychic Art and Science" as a
8 permitted use in the C-1, C-2, C-M and M
9 Zoning Districts.

10 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
11 AS FOLLOWS:

12 SECTION 1: Table 2 of the Land Use Tables adopted in Section 19.04.010 of the
13 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by to allow the
14 use "Astrologer, Hypnotist, or Psychic Art and Science" as a permitted use in the C-1, C-2, C-M and
15 M Zoning Districts. In order to reflect the amendment, the "Retail & Personal Services" element of
16 Table 2 is amended so that the row for that use appears as follows:

17 RETAIL & PERSONAL SERVICES	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
18 Astrologer, Hypnotist, or Psychic Art and Science	S	S			[S] P	[S] P		[S] P	[S] P

19 SECTION 2. Title 6, Chapter 12, Sections 30, 80 and 120, of the Municipal Code of
20 the City of Las Vegas, Nevada, 1983 Edition, are hereby repealed in their entirety.

21 SECTION 3: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
22 is deemed to be a subchapter rather than a section.

23 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or
24 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
25 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
26 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
27 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
28 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

1 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
2 invalid or ineffective.

3 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,
4 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
5 1983 Edition, in conflict herewith are hereby repealed.

6 PASSED, ADOPTED and APPROVED this _____ day of _____, 2003.

7 APPROVED:

8
9 By _____
10 OSCAR B. GOODMAN, Mayor

11 ATTEST:

12 _____
13 BARBARA JO RONEMUS, City Clerk

14 APPROVED AS TO FORM:

15 Val Steed 12-19-02
16 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-3 – Allows mixed-use development in the Downtown Redevelopment Area by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City’s zoning regulations currently do not allow mixed-use development to the extent necessary to encourage appropriate redevelopment downtown. This bill will allow such development to occur in the Downtown Redevelopment Area by means of special use permit.

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. 2003-3

Submitted at meeting: Downtown Planning Districts map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-3 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

NOTE: COUNCILMAN MACK disclosed that he has a contract through MK² Advertising for consulting services, doing business with the Horseshoe, and that his brother, STEVEN MACK, does business in the Downtown Redevelopment Area.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

MARGO WHEELER, Manager of Planning & Development, stated that this is a clarification and expansion of existing language within the Code which uses the term “multi-use” and allows only the addition of residential to a commercial use on a succeeding floor. The existing Code language is

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 4 – Bill No. 2003-3

MINUTES – Continued:

really for new construction built with commercial on the ground floor and residential above that. The new proposal is to allow, within the Downtown Redevelopment Area, that residential uses may be permitted on the same site as commercial uses with a special use permit. It would allow for what is currently not permitted, the conversion of the front portion of a home to a small office use while retaining residential uses in the rear. It would allow for true mixed use within the Downtown Redevelopment Area, subject to appropriate design standards.

TOM MCGOWAN, Las Vegas resident, confirmed with MS. WHEELER that the new bill would permit mixed use on the same floor and would apply to the Downtown Entertainment District.

COUNCILMAN MACK stressed that this is consistent with the Council's intent and goals for the Downtown Redevelopment Area.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed

(4.13 – 4.16)

1-233

1 **BILL NO. 2003-3**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO ALLOW MIXED-USE DEVELOPMENT IN THE DOWNTOWN
4 REDEVELOPMENT AREA BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR
OTHER RELATED MATTERS.

5
6 Proposed by: Robert S. Genzer, Director of
Planning and Development

Summary: Allows mixed-use development in
the Downtown Redevelopment Area by means
of special use permit.

7
8 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
9 AS FOLLOWS:

10 SECTION 1: Title 19, Chapter 4, Section 10, of the Municipal Code of the City of
11 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending Table 2 of the Land Use Tables
12 adopted therein as follows:

13 (A) In the "Residential & Lodging" element, by deleting from the row pertaining
14 to the use "Multi-Family" the asterisk that appears next to the word, and by deleting from that row the
15 letter "S" as it appears in the columns for the P-R, N-S, O, C-D, C-1 and C-2 Zoning Districts.

16 (B) By adding to Table 2 a new element, to be designated "Mixed Uses."

17 (C) By including within the "Mixed Uses" element a row for the new use "Mixed-
18 Use," and putting an asterisk after the name of the use to indicate the existence of applicable base
19 standards

20 (D) By putting the letter "S" (indicating Special Use Permit) in the boxes that
21 represent the intersection of the row for "Mixed-Use" with the columns for the R-3, R-4, P-R, N-S,
22 O, C-1 and C-2 Zoning Districts.

23 SECTION 2: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
24 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by deleting therefrom the
25 subdivision that pertains to the use "Multi-Family."

26 SECTION 3: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code
27 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new
28 subdivision, entitled "MIXED-USE," reading as follows:

1 MIXED-USE [R-3, R-4, P-R, N-S, O, C-1 and C-2] (Limited Area)

2 *1. Within the Downtown Las Vegas Redevelopment Area, as established by Ordinance No. 3218
3 and amended from time to time:

4 (A) Residential uses permitted as of right in the R-3 and R-4 Zoning Districts may be
5 permitted by means of Special Use Permit within a P-R, N-S, O, C-1, or a C-2 Zoning District; and

6 (B) Nonresidential uses permitted as of right in the P-R, N-S, O, and C-1 Zoning Districts
7 may be permitted by means of Special Use Permit within an R-3 or R-4 Zoning District.

8 2. When residential and nonresidential uses are approved for a single parcel:

9 (A) The nonresidential use shall be located at ground level fronting the primary public
10 right-of-way, and the primary entryway to that use shall be directly from and oriented to a street; and

11 (B) The overall architecture of the front elevation shall highlight the difference in uses
12 through variations in volume and proportion, and shall be treated as a cohesive whole through finishes
13 and colors.

14 SECTION 4: Title 19, Chapter 20, Section 20, of the of the Municipal Code of the
15 City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto the following term
16 and its corresponding definition:

17 "Mixed-Use" means a combination of certain residential and nonresidential uses on a single parcel,
18 or a mix of certain residential and nonresidential uses within an area that is zoned for either residential
19 or nonresidential use.

20 SECTION 5. In Section 3 of this Ordinance, the brackets that follow the title of the
21 subdivision being added are not intended to indicate deleted matter, but instead are used as the means
22 of indicating the applicable districts.

23 SECTION 6: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010,
24 19.04.050 and 19.20.020 are deemed to be subchapters rather than sections.

25 SECTION 7: If any section, subsection, subdivision, paragraph, sentence, clause or
26 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
27 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
28 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the

1 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
2 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
3 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
4 invalid or ineffective.

5 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
6 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this _____ day of _____, 2003.

9 APPROVED:

10
11 By _____
12 OSCAR B. GOODMAN, Mayor

13 ATTEST:

14 _____
15 BARBARA JO RONEMUS, City Clerk

16 APPROVED AS TO FORM:
17 Val Steed 12-19-02
18 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

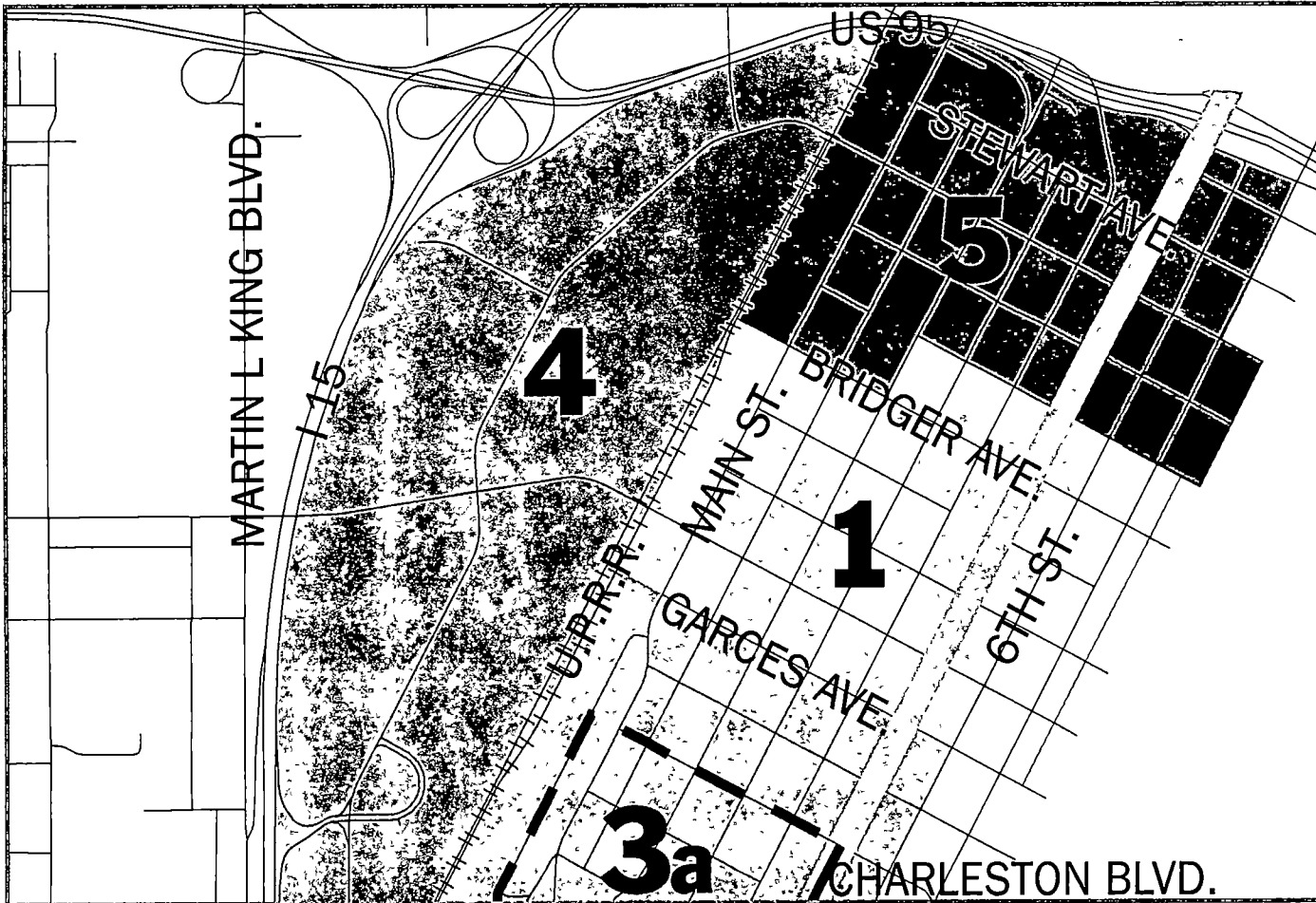
11
12 APPROVED:








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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
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17 BARBARA JO RONEMUS, City Clerk

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Downtown Planning Districts



- | | | | |
|---|--|---|---|
|  1 Office Core |  2 Las Vegas Blvd. (overlay) |  3 Downtown South |  3a Arts District |
|  4 Parkway Center |  5 Casino Center |  7 East Fremont | |

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-4 – Establishes standards for outdoor dining in the Downtown Overlay District.
Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Outdoor dining is encouraged within the Downtown Overlay District. However, neither the City's zoning regulations nor the regulations governing the use of sidewalk areas currently allow outdoor dining in those areas. This bill will allow, and establish standards for, such outdoor dining within the Downtown Overlay District.

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. 2003-4

Submitted at meeting: Downtown Planning Districts map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-4 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

NOTE: COUNCILMAN MACK disclosed that he has a contract through MK² Advertising for consulting services, doing business with the Horseshoe, and that his brother, STEVEN MACK, does business in the Downtown Redevelopment Area.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

ROBERT GENZER, Director of Planning & Development, submitted a map to demonstrate the area impacted. The City is receiving more and more requests for outdoor dining, but the existing Code does not include any provisions for such. Standards needed to be created for the request. This bill

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 5 – Bill No. 2003-4

MINUTES – Continued:

includes encroachment up to two-thirds of the public sidewalk, with a minimum pedestrian clearance of six feet for sidewalks fifteen feet wide or less and eight feet for sidewalks fifteen feet wide or more, subject to approval by the Public Works Department. The dining area can be fenced by portable means only, with a preferred method of designation with planters on rollers that can be removed from the sidewalk when the operation is not open. Any fencing cannot exceed three feet in height. Permanent roofing of the dining area will not be permitted, but retractable awnings and umbrellas are permitted. The public sidewalk cannot be punctured, damaged and must be kept free and clear of furniture or storage after business hours. The applicant shall maintain a clean area up to twenty feet beyond the dining area. All outdoor furniture design shall be compatible with the business design theme and shall not support any advertisement or signs. Live entertainment and alcohol beverage service are permitted only in conjunction with dining service.

Any request for outdoor dining will go to an approval committee consisting of the Planning Director or designee, Public Works Director or designee and the Director of the Office of Building & Safety or designee. Outdoor dining locations will be subject to ongoing and complaint-based inspections. Approval of outdoor dining may be revoked at any time for noncompliance with conditions of approval and noncompliance may form the basis of non-renewal or relocation of a business license. These proposed controls make this feasible and will enhance the livability and usefulness of the Downtown Area.

TOM McGOWAN, Las Vegas resident, raised three questions: 1) whether this would apply to the Downtown Entertainment District, 2) whether the map presented would be accessible to the public; and 3) who and how will a conflict between live entertainments be determined and resolved. MR. GENZER responded that it would apply and provided a copy of the map to clarify the area involved. The conflict does not include the Fremont Street Experience, because it is covered by a separate ordinance. As for any other conflict, MR. GENZER was uncertain as to MR. McGOWAN'S intent. MR. McGOWAN recommended additional homework on the conflict issue. Finally, he questioned how the Saloon at Neonopolis operates with outdoor dining without this bill being in place. MR. GENZER explained that it is exempted as a part of the Fremont Street Experience and covered under the separate ordinance, which is bounded by Las Vegas Boulevard.

COUNCILMAN MACK stressed that this is consistent with the Council's intent and goals for the Downtown Redevelopment area, including the Fremont Street Experience area.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:16 – 4:22)

1-318

1 **BILL NO. 2003-4**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE DESIGN STANDARDS ADOPTED AS PART OF THE
4 DOWNTOWN CENTENNIAL PLAN, AND APPLICABLE TO THE DOWNTOWN OVERLAY
5 DISTRICT, TO PROVIDE STANDARDS RELATED TO OUTDOOR DINING; TO MAKE
6 PARALLEL CHANGES TO EXISTING CODE PROVISIONS REGARDING THE USE OF
7 STREETS AND SIDEWALKS; AND TO PROVIDE FOR OTHER RELATED MATTERS.

8 Proposed by: Robert S. Genzer,
9 Director of Planning and Development

Summary: Establishes standards for outdoor
dining in the Downtown Overlay District.

10 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
11 AS FOLLOWS:

12 SECTION 1: The Downtown Las Vegas Design Standards, adopted as part of the
13 Downtown Centennial Plan and further adopted as part of LVMC 19.06.060, are amended by adding
14 thereto a new Section DS8, to read as follows:

15 **DS8 DOWNTOWN LAS VEGAS OUTDOOR DINING STANDARDS**

16 1. Applicability

17 These standards (the "Outdoor Dining Standards") apply to outdoor dining that occurs or is proposed
18 to occur within public sidewalk areas or similar pedestrian areas located:

19 a. Within the area depicted on Map 5 as being included within the boundaries of the
20 Downtown Centennial Plan; and

21 b. North of Charleston Boulevard and west of Eighth Street.

22 For purposes of the Outdoor Dining Standards, the terms "outdoor dining" and "outdoor dining area"
23 refer to dining within the area of a public sidewalk or similar pedestrian area, unless the context
24 requires otherwise. The term "similar pedestrian area" refers to an area within public right-of-way
25 that does not qualify as a sidewalk but that is used or intended to be used for pedestrian traffic or
26 circulation.

27 2. Objective and Intent

28 The objective of establishing the Outdoor Dining Standards is to promote pedestrian-friendly use of
public sidewalks and similar pedestrian areas in connection with providing economic opportunities
for ground floor retail. The Outdoor Dining Standards have been developed to ensure that the space

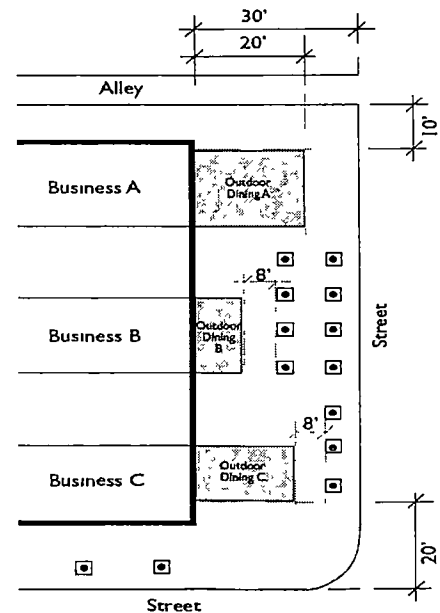
1 used for outdoor dining is consistent with the general design of the public right-of-way and to allow
2 for adequate pedestrian circulation. The Outdoor Dining Standards are also intended to guide
3 applicants with the design of outdoor dining areas, establish or enhance an identifiable sense of place,
4 create a comfortable and interesting pedestrian environment, maintain a continuous and visible
5 pedestrian activity between nodes and building anchors, and provide minimum standards for
6 beautification.

7 3. General Standards

8 Outdoor dining otherwise permitted within the underlying zoning district may be permitted to take
9 place within a sidewalk area or similar pedestrian area, but only in accordance with the Outdoor
10 Dining Standards.

11 a. Location

12 Outdoor dining may occur only as an accessory use to an eating establishment and may be permitted
13 only in the public sidewalk or similar pedestrian area immediately adjacent to the front of the
14 establishment. The dining area may not extend beyond the boundaries of the abutting property and
15 shall not be located in a manner that interferes with the
16 building egress and ingress as required by the Uniform
17 Building Code. No outdoor dining area may be located
18 within twenty feet of an intersection or within ten feet of
19 a driveway or alley. Where approved by the Department
20 of Public Works, outdoor dining in a public sidewalk or
21 similar pedestrian area may occupy up to two thirds of the
22 total width of the sidewalk or available pedestrian area.
23 In the case of a sidewalk or similar pedestrian area up to
24 fifteen feet wide, there shall remain a minimum
25 pedestrian clearance of six feet. For sidewalks or similar
26 pedestrian areas with a greater width, the minimum
27 pedestrian clearance is eight feet. This minimum
28 clearance area must occur between any outdoor dining

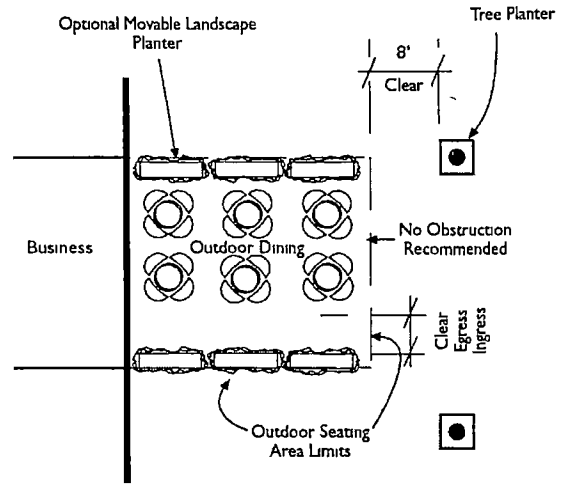


(Graphic 1)

1 and a continuous line that represents where sidewalk or pedestrian area obstructions are located. Such
2 obstructions include without limitation tree planters, landscape planters, street furniture, streetlight
3 poles, utility poles, fire hydrants, signposts, and permitted news racks. (See Graphic 1)

4 b. Barriers

5 Outdoor dining areas shall be free of any
6 permanent barrier or other structure that creates
7 physical separation between the dining area and
8 areas of public sidewalk or a similar pedestrian
9 area that are not used for outdoor dining.
10 However, the outdoor dining area may be
11 delineated by the placement of temporary
12 barriers such as balustrades, cordons, railings or
13 landscaping. Such barriers shall be no more
14 than thirty-six inches in height and shall be
15 entirely portable. Landscape planters mounted
16 on rollers are the recommended option. No



(Graphic 2)

17 height limitation shall apply to the landscaping, but all dividers and barriers shall be designed to be
18 in keeping with the aesthetics and architectural character of the area and the abutting building and
19 business. Obstructions that are designed to define the outermost edge of the outdoor dining area and
20 that face the area of open pedestrian circulation are strongly discouraged in order to preserve views
21 and maintain an inviting movement of patrons. No barrier may be affixed to the sidewalk or similar
22 pedestrian area with permanent hooks, sleeves drilled into the sidewalk or other permanent means of
23 attachment. The approval of an encroachment permit or agreement for outdoor dining does not
24 authorize any damage or modification to the texture of the surface of public sidewalk or other
25 pedestrian area, and the holder of such a permit or agreement shall not cause any such damage or
26 modification. Rubberized footings shall be used as necessary to avoid damage to the sidewalk surface.
27 No item of furnishings, including tables, chairs, umbrellas, planters, host podium, lighting and related
28 furnishing and equipment, shall be attached to a sidewalk or sidewalk surface, nor shall they cause

1 damage to the sidewalk in any manner (see Graphic 2).

2 c. Roofing

3 An outdoor dining area shall remain open to the air, with no permanent covering over any part thereof;
4 provided, however, that such an area may be covered by a building articulation that is an integral part
5 of the architectural design and that is consistent along the entire ground floor frontage of the building,
6 such as an arcade or a fixed canopy. A misting system may be incorporated along the exterior face
7 of the building and shall be architecturally integrated with the building articulation. Additional shade
8 may be provided over the outdoor dining area by means of potted landscaping, umbrellas or awnings.
9 Umbrella canopies shall not be lower than 7'-0", shall be located so as not to encroach beyond the
10 boundaries of the approved dining area, and shall not support any printed product advertisement.
11 Awnings shall be adequately secured to the face of the building without any supports extending to the
12 sidewalk surface and shall be fully retractable. The awnings shall be rolled up at the end of each
13 business day, and their design shall complement the architectural features and color of the building.

14 d. Furniture

15 All furnishings within an outdoor dining area shall be movable and made of sturdy, durable and
16 commercial grade material. They shall be designed to complement the design theme of the business.
17 Ordinary plastic lawn chairs and tables and similar furniture are not acceptable.

18 e. Trash Enclosures

19 Trash enclosures or receptacles for the use of the eating establishment and its customers are not
20 permitted within the outdoor dining area or the adjacent public sidewalk or similar pedestrian area.

21 f. Lighting

22 Lighting, when provided, shall be shielded and of low wattage so as to illuminate only the outdoor
23 dining area and so as to avoid producing glare that has a negative impact on pedestrian traffic. The
24 design of the light fixtures shall be compatible with the architectural theme of the building and
25 business.

26 4. Standards of Operation

27 a. Storage of Furniture and Equipment

28 All outdoor furnishings related to an outdoor dining area, and all equipment used to identify or

1 delineate the dining area, may remain within the sidewalk or similar pedestrian area only during the
2 hours of operation of the eating establishment. All such furnishings and equipment must be removed
3 at the end of each business day, with the sidewalk or similar pedestrian area remaining clear of
4 obstructions.

5 b. Maintenance

6 Outdoor dining areas shall be kept in a good state of repair and maintained in a clean, safe and sanitary
7 condition. Any item of furniture or equipment that is broken, rusting, degraded, torn, or tattered shall
8 be removed promptly. The operator of the establishment shall be responsible for removing trash and
9 debris within the outdoor dining area, as well as within an area extending twenty feet in each direction
10 from the outermost boundary of the outdoor dining area. The operator must also clean (including
11 sweeping and mopping) the area in and around the outdoor dining area at the end of each business day.

12 c. Music or Live Entertainment

13 Music or live entertainment is an amenity with the potential to enhance the experience of outdoor
14 dining area and thereby draw patrons to the establishment. Therefore, an establishment may provide
15 music or live entertainment in conjunction with the food service when all the following criteria are
16 met:

- 17 1) The music or entertainment is provided only in dining areas.
- 18 2) Sit-down meal service is provided at all times while the music or entertainment
19 takes place.
- 20 3) There is no dance floor or dancing.
- 21 4) There is no cover charge or minimum drink purchase requirement.
- 22 5) The music or entertainment does not conflict with any established street
23 performance program for the area.
- 24 6) The music or entertainment complies with applicable noise ordinances and
25 standards.

26 d. Alcoholic Beverages

27 Alcoholic beverages may be served in an outdoor dining area only in connection with the operation
28 of a Restaurant Service Bar. In addition to any condition or limitation imposed in connection with

1 the approval of a Special Use Permit, there shall be no visible posted advertising of alcoholic beverage
2 or alcoholic beverage service in any outdoor dining area. A non-freestanding, closable, book-style
3 beverage menu may be permitted at tables in conjunction with a food menu.

4 5. Zoning Approval Process

5 In order to qualify for the approval of any encroachment permit or agreement that may be necessary
6 to operate outdoor dining, the applicant must first obtain approval of a site development plan in
7 accordance with the provisions below.

8 a. Except as provided below, the approval process under Title 19 for outdoor dining is
9 that of a Minor Review of Site Development Plan pursuant to LVMC 19.18.050(F).

10 b. Following a required pre-application conference, a committee shall review the
11 proposal. The committee shall be comprised of:

- 12 1) The Director of Planning and Development or a designee;
- 13 2) The Director of Public Works or a designee; and
- 14 3) The Director of the Office of Business Development or a designee.

15 c. The committee may approve an application for outdoor dining administratively if the
16 committee finds that the proposal is consistent with the Downtown Centennial Plan and complies with
17 the Outdoor Dining Standards. Approval by the committee may be conditioned upon the subsequent
18 approval of an encroachment permit or agreement. The committee, in its sole discretion, may also
19 impose additional conditions upon the approval in order to further the goals and objectives of these
20 Standards. Locations approved for outdoor dining shall be subject to both ongoing and complaint-
21 based inspections. In accordance with LVMC 19.18.050(I), approval of outdoor dining may be
22 revoked at any time for noncompliance with conditions of approval, and noncompliance may form
23 the basis of nonrenewal or revocation of a business license.

24 SECTION 2: Title 13, Chapter 32, of the Municipal Code of the City of Las Vegas,
25 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 65,
26 reading as follows:

27 **13.32.065:** (A) When authorized in particular areas or zoning districts under Title 19, outdoor
28 dining may be approved for public sidewalks or similar pedestrian areas. Such outdoor dining may

1 not occur except:

2 (1) In accordance with Title 19 and the Downtown Las Vegas Outdoor
3 Dining Standards, and

4 (2) As authorized in an encroachment permit or agreement approved by the
5 City.

6 (B) For purposes of this Section, the terms “outdoor dining” and “outdoor dining
7 area” refer to dining within the area of a public sidewalk or similar pedestrian area, unless the context
8 requires otherwise. The term “similar pedestrian area” refers to an area within public right-of-way
9 that does not qualify as a sidewalk but that is used or intended to be used for pedestrian traffic or
10 circulation.

11 SECTION 3: The Department of Planning and Development is authorized and
12 directed to:

13 (A) Incorporate the amendments made by Section 1 of this Ordinance into the
14 Design Standards, and make appropriate adjustments to the Table of Contents to reflect the
15 amendments.

16 (B) Correct the Table of Contents relating to the Office Core District Design
17 Standards to show that the various subdivisions are “OC1” through “OC7,” rather than “DS8” through
18 “DS14.”

19 SECTION 4: Whenever the Design Standards amended by Section 1 of this Ordinance
20 refer to a section or chapter number that begins with the number “19A,” the reference shall be deemed
21 to refer to the number “19” instead. The Planning and Development Department is authorized to
22 change each such reference in the Design Standards.

23 SECTION 5: If any section, subsection, subdivision, paragraph, sentence, clause or
24 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
25 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
26 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
27 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
28 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

1 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
2 invalid or ineffective.

3 SECTION 6: Whenever in this ordinance any act is prohibited or is made or declared
4 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
5 required or the failure to do any act is made or declared to be unlawful or an offense or a
6 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
7 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
8 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
9 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

10 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
11 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
12 1983 Edition, in conflict herewith are hereby repealed.

13 PASSED, ADOPTED and APPROVED this _____ day of _____, 2003.

14 APPROVED:

15
16 By _____
OSCAR B. GOODMAN, Mayor

17 ATTEST:

18
19 BARBARA JO RONEMUS, City Clerk

20 APPROVED AS TO FORM:

21 Val Steed 12-19-02
22 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation,
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

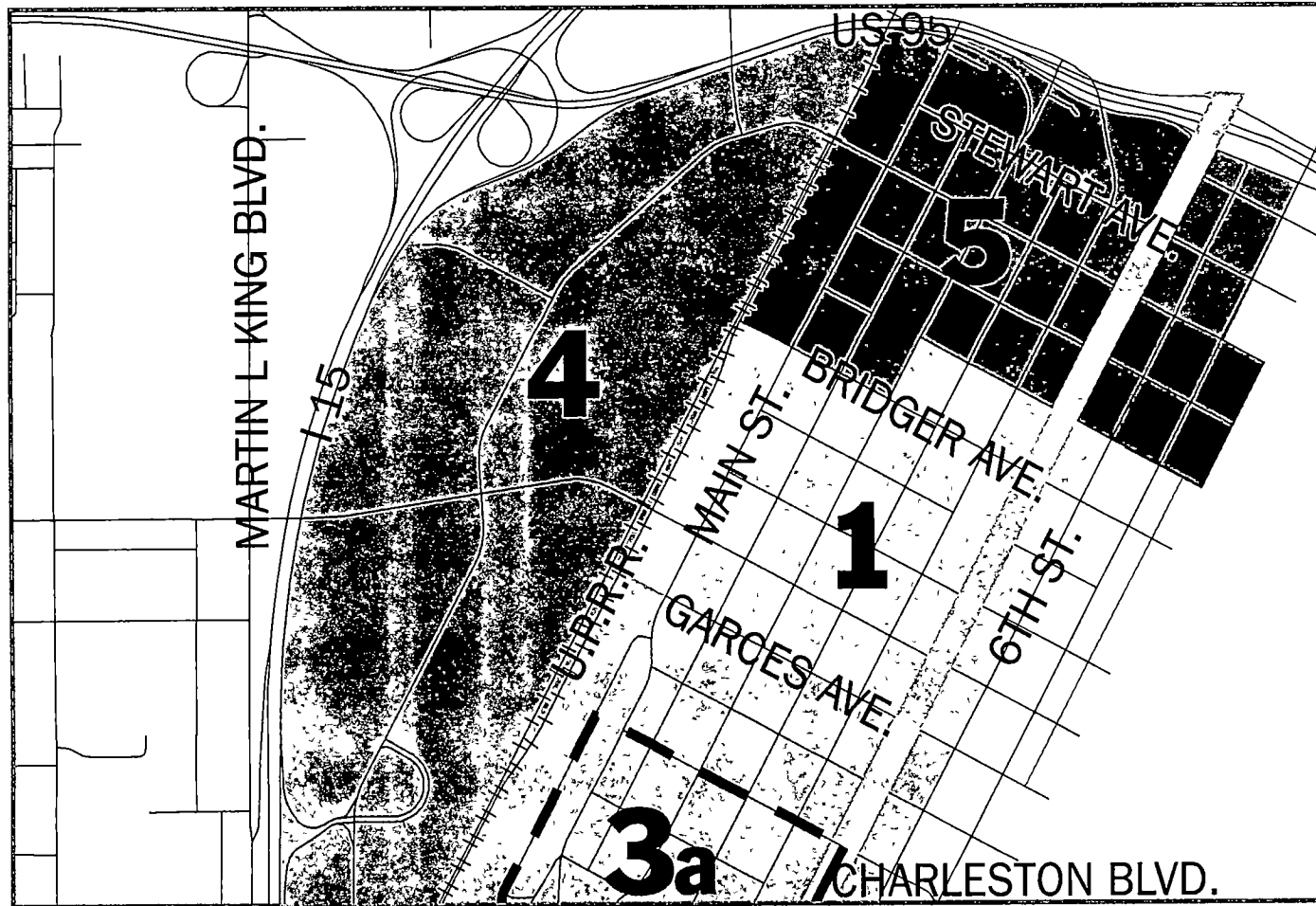
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12 APPROVED:







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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
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BARBARA JO RONEMUS, City Clerk

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Downtown Planning Districts



- | | | | |
|---|--|---|---|
|  1 Office Core |  2 Las Vegas Blvd. (overlay) |  3 Downtown South |  3a Arts District |
|  4 Parkway Center |  5 Casino Center |  7 East Fremont | |

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-5 – Establishes a process for obtaining a waiver of certain fees related to parade permits. Proposed by: Doug Selby, City Manager

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Municipal Code currently requires the holder of a parade permit to reimburse the City for the costs it incurs in connection with the permit and the associated parade. Occasionally the City is asked to waive the requirement to pay some or all of these costs. This bill will formalize the process by which the City Council or City Manager (depending on the amount) may grant a waiver.

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. 2003-5

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-5 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED advised that the Council is often asked to waive certain costs incurred by the City as part of the permit application and parade cleanup. It has been handled on an ad-hoc basis in the past and this bill will establish the process for appearing before the Council and allowing the City Manager to grant a waiver for up to \$7,500 per parade or \$37,500 for all parades during one fiscal year.

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 6 – Bill No. 2003-5

MINUTES – Continued:

TOM McGOWAN confirmed with CHIEF DEPUTY CITY ATTORNEY STEED that the bill would apply to the Downtown Entertainment District without limitation or exception of any kind.

No one appeared in opposition and there was no further discussion

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:22 – 4:23)

1-528

1 BILL NO. 2003-5

2 ORDINANCE NO. _____

3 AN ORDINANCE TO ESTABLISH A PROCESS FOR OBTAINING A WAIVER OF CERTAIN
4 FEES RELATED TO PARADE PERMITS, AND TO PROVIDE FOR OTHER RELATED
MATTERS.

5 Proposed by: Doug Selby, City Manager

Summary: Establishes a process for obtaining a
waiver of certain fees related to parade permits.

6
7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: Title 11, Chapter 56, Section 80, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **11.56.080:** (A) Except as otherwise provided in this Section, [Permittees] permittees under this
12 Chapter shall pay any additional costs incurred by the City or the Las Vegas Metropolitan Police
13 Department, or both, as a direct result of the activity for which a permit is issued, and no permit
14 activity may be issued hereunder until all of the City's and the Las Vegas Metropolitan Police
15 Department's estimates of such additional costs have been paid in advance. The additional costs for
16 which permittees shall be responsible shall include, but not be limited to, personnel and equipment
17 expenditures associated with preparing for, supervising and cleaning up after such activities. Any
18 such additional costs that exceed the City's or the Las Vegas Metropolitan Police Department's
19 estimates thereof shall be enumerated in writing by the respective entities, and an invoice therefor will
20 be forwarded to the permittee for payment.

21 (B) Upon application therefor, the City may waive the requirement to pay some or
22 all the City's additional costs, as described in Subsection (A). The waiver applies to the City's costs
23 only, and not those of the Las Vegas Metropolitan Police Department. Except as provided in
24 Subsection (C) of this Section, the authority to waive the requirement to pay costs and to provide other
25 financial support in connection with a parade rests with the City Council.

26 (C) The City Manager shall have the authority to grant waivers under Subsection
27 (B) of this Section up to the following limits:

28 (1) Seven thousand five hundred dollars per parade.

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(2) Thirty-seven thousand five hundred dollars for all parades during any one fiscal year.

SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED and APPROVED this ____ day of _____, 2003.

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

Val Steed 12-19-02
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
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17 BARBARA JO RONEMUS, City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL.

Bill No. 2003-6 – Annexation No. A-0035-02 – Property location: Bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south; Petitioned by: Southwest Desert Equities, LLC, et al.; Acreage 1,056.84 acres; Zoned: R-U (County zoning), U (PCD) (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 generally bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south. The annexation is at the request of various property owners, and includes a number of parcels not requested for annexation. Once the statutory process has been followed, this ordinance will establish the effective date of annexation (February 14, 2003).

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. 2003-6 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-6 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that this is the long-form annexation recently noticed as a resolution of intent. Subsequent to the public hearing, this is the ordinance to adopt that annexation

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 7 – Bill No. 2003-6

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, asked how the valid equity interests of parties pertinent to this matter are protected. He then pointed out that there was no response to the question.

COUNCILMAN MACK commented that the City welcomes this large piece of land and looks forward to future development. He confirmed with SEAN ROBERTSON, Planning and Development, that about 75% of this land will be sold at a future Bureau Land Management sale scheduled to commence in the spring, followed by development.

No one appeared in opposition and there was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:23 – 4:25)

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BILL NO. 2003-6

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (A-0035-02)

Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally as bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described real property:

Those portions of Section 13 and those portions of Section 24 both in Township 19 South, Range 59 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

PARCEL 1

The Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 13.

EXCEPT THEREFROM, the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 13.

PARCEL 2

The Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 13.

EXCEPT THEREFROM, the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 13.

PARCEL 3

The South Half (S 1/2) of the Northwest Quarter (NW 1/4) of said Section 13.

PARCEL 4

The Southwest Quarter (SW 1/4) of said Section 13.

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PARCEL 5

The West Half (W 1/2) of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 6

The East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 7

The East Half (E 1/2) of the West Half (W 1/2) of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 8

The Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 9

The West Half (W 1/2) of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 10

The West Half (W 1/2) of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 11

The Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 12

The East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 13.

PARCEL 13

The Southeast Quarter (SE 1/4) of said Section 13.

PARCEL 14

The Northwest Quarter (NW 1/4) of said Section 24.

PARCEL 15

The North Half (N 1/2) of the Southwest Quarter (SW 1/4) of said Section 24.

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PARCEL 16

The Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

EXCEPT THEREFROM, the West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

PARCEL 17

The West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

PARCEL 18

The North Half (N 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

PARCEL 19

The Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

PARCEL 20

The North Half (N 1/2) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of said Section 24.

PARCEL 21

The Northeast Quarter (NE 1/4) of said Section 24.

EXCEPT THEREFROM, the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 24.

PARCEL 22

The West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

PARCEL 23

The Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

PARCEL 24

The Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

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PARCEL 25

The North Half (N 1/2) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

PARCEL 26

The North Half (N 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

PARCEL 27

The North Half (N 1/2) of the South Half (S 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

PARCEL 28

The North Half (N 1/2) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24.

(For the sake of convenience only, the parcel numbers for the above-referenced parcels are included below. In the event of any conflict or inconsistency, the legal descriptions listed above shall govern.)

A.P.N. 126-13-101-001, -002, -007, -008, -009, -010, -011, -012, -013, -014, -201-001, -002, -003, -004, -005, -006, -007, -008, -009, -010, -011, -012, -013, -014, -015, -016, -299-001, -301-001, -002, -003, -004, -005, -006, -007, -401-001, -002, -003, -004, -005, -006, -499-001, -501-001, -003, -004, -005, -006, -007, -008, -599-001, -002, -601-001, -003, -004, -005, -006, -007, -008, -009, -699-001, -002, -701-001, -002, -003, -004, -005, -801-001, -002, -003, -004, -005, -006, -007, 126-24-101-001, -002, -003, -004, -005, -006, -007, -008, -009, -201-001, -002, -003, -004, -005, -006, -301-001, -002, -003, -004, -005, -401-003, -004, -005, -006, -007, -008, -009, -010, -501-001, -002, -003, -004, -005, -601-001, -002, -003, -013, -701-011, -012, -801-001

SECTION 2: The City Council hereby determines that the described territory meets the requirements provided by law for annexation to the City for the following reasons:

- A. The area to be annexed was contiguous to the City's boundaries at the time the annexation proceedings were instituted;
- B. More than one-eighth (1/8) of the aggregate external boundaries of the area are contiguous to the City;
- C. The territory proposed to be annexed is not included within the boundaries of another incorporated city or within the boundaries of any unincorporated town as those boundaries existed as of July 1, 1983;
- D. The territory in question is eligible to be annexed to the City because:

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- (1) With respect to territory not owned by a governmental entity, the owners of record of not less than 75 percent of the individual lots or parcels of land within the territory have petitioned the City to annex the territory.
- (2) With respect to territory owned by a governmental entity, the City has received a written statement from the governmental entity indicating that it owns the territory and does not object to the City's annexation of the territory.

E In compliance with the procedural requirements of NRS Chapter 268, the City is authorized to annex the territory in question because:

- (1) In accordance with NRS 268.584, the City Council, on December 4, 2002, adopted a resolution of intent to annex, along with the form of a notice of public hearing to be provided to property owners within the annexation area, and set a public hearing for January 8, 2003.
- (2) In accordance with NRS 268.578 and 268.588, the City Council, on December 18, 2002, approved an annexation report and made it available for inspection and copying thereafter.
- (3) In accordance with NRS 268.586, the City mailed by certified mail, return receipt requested, a copy of the notice of public hearing to all owners of property within the annexation area, as determined with reference to the records of the Clark County Assessor.
- (4) In accordance with NRS 268.586, the City had the notice of public hearing published in a newspaper of general circulation within the territory to be annexed, on three separate occasions in compliance with the requirements of NRS 268.586.
- (5) In accordance with NRS 268.590, the City Council held a public hearing on January 8, 2003, at which time the annexation report was explained to the City Council and, thereafter, persons who wished to

1 be heard concerning the matter were given that opportunity. During
2 the public hearing, and within the 15-day period following the public
3 hearing, those who protested the annexation were less than a “majority
4 of the property owners” as defined by NRS 268.574(3).

5 (6) In accordance with NRS 268.592, because less than a majority of the
6 property owners protested the annexation, the territory may be annexed
7 by the City.

8 SECTION 3: The City will provide police protection through the Las Vegas
9 Metropolitan Police Department, fire protection, street maintenance, and library services immediately
10 upon annexation. Garbage collection by the company franchised by the City will also be provided
11 immediately. The City sanitary sewer system will serve the proposed annexation area. Any
12 connection to or extension of this sewer line to serve the annexation area shall be at the expense of
13 the landowners. Other services, such as participation in the City’s recreational programs, special
14 education classes and programs, public works planning, building inspections, and other City services
15 will also be available immediately. Utilities such as gas, electricity, telephone, and water are provided
16 by private utility companies and other services to the area will not be affected by annexation. Street
17 paving, curbs and gutters, sidewalks and street lights which are not in place at the time of annexation
18 will be installed in the presently developed areas upon the request of the property owners and at their
19 expense by means of special assessment districts. Such improvements will be extended into the
20 undeveloped areas as development takes place and the need therefor arises, and will be located
21 according to the needs of the area at that time. Such installations will also be made at the expense of
22 the property owners, either by means of special assessment districts or as prerequisites to the approval
23 of subdivision plats, building permits or other land use or development applications.

24 SECTION 4: The annexation of the described territory shall become effective on the
25 14th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
26 amount to finance the extension into the described territory of police protection, fire protection, street
27 maintenance, street sweeping, and street lighting maintenance.

28 SECTION 5: The described territory, together with the inhabitants and property

1 thereof, shall, from and after the 14th day of February, 2003, be subject to all debts, laws, ordinances
2 and regulations in force in the City and shall be entitled to the same privileges and benefits as other
3 parts of the City, and shall be subject to municipal taxes levied by the City.

4 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
5 accurate map or plat of the described territory and to record the map or plat, together with a certified
6 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
7 recording shall be done prior to the 14th day of February, 2003.

8 SECTION 7: The described territory, which previously has been zoned R-U (County
9 of Clark classification), is hereby classified as U (PCD) (City of Las Vegas classification), which is
10 deemed to be the City equivalent of the County classification.

11 SECTION 8: If any section, subsection, subdivision, paragraph, sentence, clause of
12 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
13 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
14 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
15 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
16 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
17 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
18 invalid or ineffective.

19 SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
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1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 _____ day of _____, 2003, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

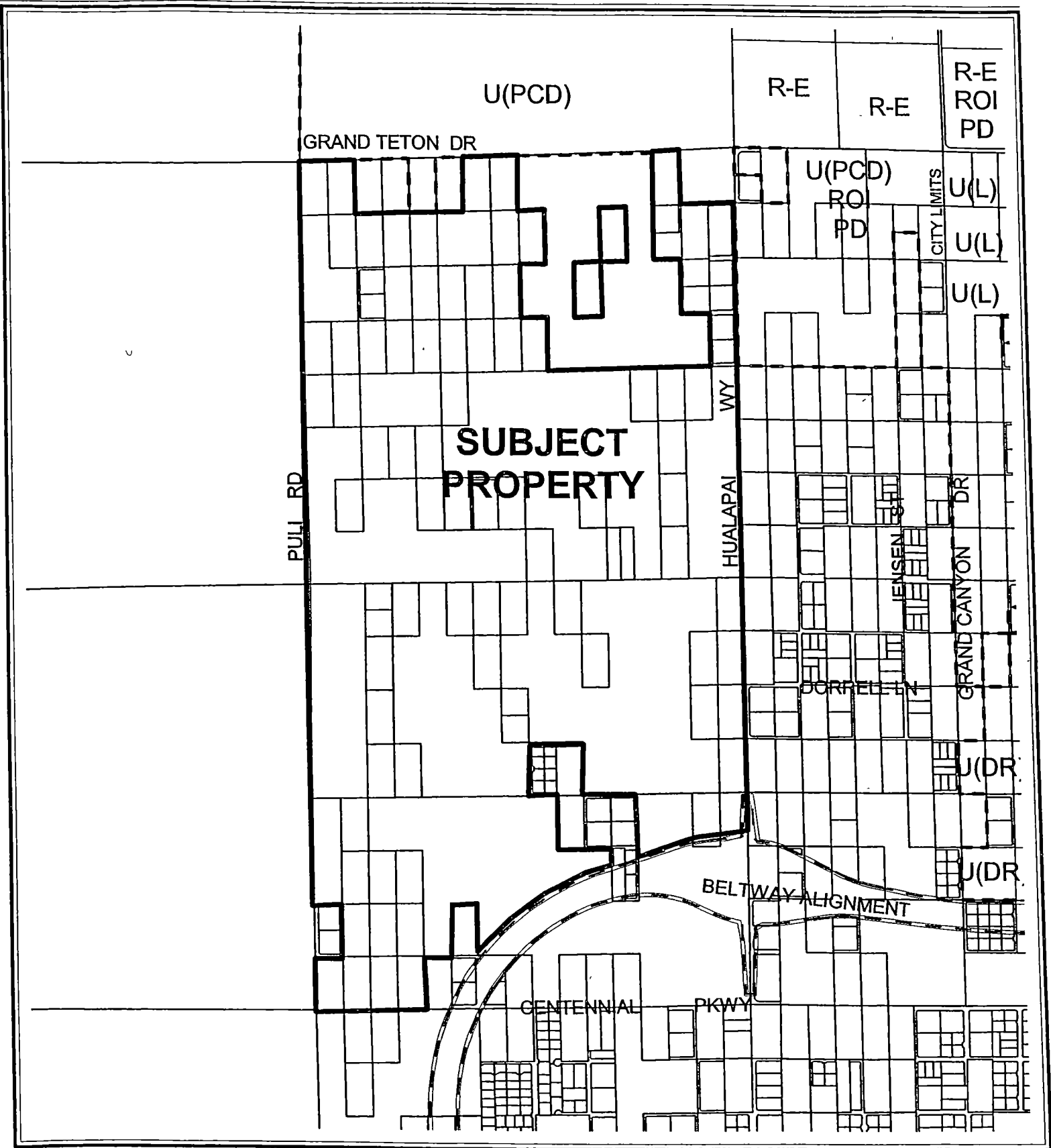
10 ABSENT: _____

11 APPROVED:

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13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk
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CASE: A-0035-02

RADIUS: SPECIAL

0 1000 2000 Feet



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-7 – Annexation No. A-0038-02(A) – Property location: Various locations, generally in the north and west areas of the City; **Petitioned by:** City of Las Vegas; **Acreage:** 675.6 acres; **Zoned:** Various zoning designations. **Sponsored by:** Councilman Michael Mack

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance will annex certain parcels pursuant to AB 179 of the 2001 Legislative Session. As undeveloped parcels largely surrounded by property located within the limits of the City, the parcels are eligible for annexation by the City. The effective date of annexation (February 14, 2003) 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. 2003-7 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-7 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open

CHIEF DEPUTY CITY ATTORNEY VAL STEED stated that this annexation involves the County islands, pursuant to a bill passed in the last legislative session. The City made a commitment to have a public hearing which was held several meetings ago. One property owner requested that his parcel be omitted and the balance of the parcels appear in this bill.

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 8 – Bill No. 2003-7

MINUTES – Continued:

CHARLES P WATSON, 10321 Eagle Vale Avenue, appeared as the owner of five acres at Ann Road and Rebecca. His property has been County since 1967 and he purchased it in 1973. The last few years, under the Lone Mountain Preservation process, it was to be zoned for two-units per acre. He fought that zoning and obtained an exemption. His representative, CHIP MAXFIELD, worked with COUNCILMEN MACK and BROWN to facilitate zoning for both the County and City. While he agrees with that effort, he does not agree with a stipulation restricting his property to three-units per acre. The City hired an appraiser who recommended the best use as being commercial. East of the parcel are schools, high-density housing. To the west is a Walgreens and shopping and car centers with C-1 and C-2 zoning. He has now been served with a \$22,000 bill for curbs, lights and sidewalks. This is alleged to be progress. Yet at the same time he is told that he purchased rural and is going to be kept as rural.

A developer brought forward a plan for single-story senior housing on his parcel which was approved by the County. At the City, sewer connection for the project was rejected. This cost the City and County senior housing compatible with the area. He is not seeking commercial, which he agrees should take place first in Town Center.

TOM McGOWAN, Las Vegas resident, pointed out that the previous speaker did not receive a response to his question. Apparently the statute does not require fair and equitable dealing, but it does not prohibit it either. Responsible elected officials should make a formal determination in that regard. It is this gentleman's equity that is at risk today, but it could be many more in the future and the elected officials are accountable for that. He complimented the well-behaved children attending the meeting. They provide for the future.

COUNCILMAN MACK replied that MR. WATSON is familiar with his position as a result of several meetings regarding non-conforming land uses outside the Town Center and Centennial Hills plan. The master seamless plan was developed by the City and County. It is unfortunate for certain properties along Ann Road which may eventually have land use changes, but not for the next several years. The City has to protect the investments of those in the Town Center and the infrastructure taking place. Today's action is pursuant to AB-179 passed at the last legislative session.

COUNCILMAN WEEKLY confirmed with COUNCILMAN MACK that the \$22,000 bill was for the Ann Road Special Improvement District. MR. WATSON rebutted that the proposed senior housing project was compatible with the Walgreens within eyesight of this property. COUNCILMAN MACK countered that the Walgreens was approved despite opposition by the City. That approval was part of the reason the entire interlocal agreement was reached between the City and County to prevent spot zonings. Just because it occurred once does not mean the City should continue to wildfire. MR. WATSON cited numerous other solid C-1 and C-2 zoning along Ann

RECOMMENDING COMMITTEE MEETING OF JANUARY 21, 2003

City Attorney

Item 8 – Bill No. 2003-7

MINUTES – Continued:

Road The Albertson's shopping center a quarter of a mile away was approved by the City on land designated for low rural. This is not spot zoning COUNCILMAN MACK noted that the pattern ends east of Rainbow and that this property is located east of Rainbow. ROBERT GENZER, Director of Planning and Development, added that in determining uses within the Centennial Hills or Northwest area of the City, Council direction has been for no additional commercial outside of Town Center. Staff has been attempting to follow that direction. MR. WATSON stated that housing is not commercial.

No one appeared in opposition and there was no further discussion

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:25 – 4:36)

1-631

1 **BILL NO. 2003-7**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO PARTICULARLY
4 DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS INHABITANTS SUBJECT TO THE
5 LAWS, OBLIGATIONS AND BENEFITS OF THE CITY, AND TO PROVIDE FOR OTHER
6 RELATED MATTERS. (A-0038-02(A))

6 Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally
as located various locations, generally in the north
and west areas of the City

8 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
9 AS FOLLOWS:

10 SECTION 1: The corporate limits of the City of Las Vegas, Nevada, are hereby
11 extended to annex, include, and make a part of the City of Las Vegas, Nevada, the following described
12 real property:

13 Those parcels situate in Clark County, Nevada, described as follows:

14 PARCEL 1

15 The northwest quarter (NW¹/₄) of the southwest quarter (SW¹/₄) of Section 3, Township
16 19 South, Range 60 East, M.D.M.

17 PARCEL 2

18 The northwest quarter (NW¹/₄) of the northwest quarter (NW¹/₄) of the northeast quarter
19 (NE¹/₄) of the southwest quarter (SW¹/₄) of Section 5, Township 19 South, Range 60
20 East, M.D.M., being also described as Lot 2 and the adjacent half streets of Log Cabin
Way and Campbell Road as shown on a Certificate of Land Division 42-81, recorded
in Book 1384, Document No 1343570, on April 13, 1981, Clark County, Nevada,
records.

21 PARCEL 3

22 The east half (E¹/₂) of the east half (E¹/₂) of the northwest quarter (NW¹/₄) of the
23 southwest quarter (SW¹/₄); and

24 The west half (W¹/₂) of the southeast quarter (SE¹/₄) of the southwest quarter (SW¹/₄)
of Section 6, Township 19 South, Range 60 East, M.D.M.

25 PARCEL 4

26 The northeast quarter (NE¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter
27 (SE¹/₄) of the southeast quarter (SE¹/₄) of Section 8, Township 19 South, Range 60
East, M.D.M.

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PARCEL 5

That portion of the north half (N½) of the northwest quarter (NW¼) of Section 9, Township 19 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

Commencing at the northeast corner of the northwest quarter (NW¼) of said Section 9;

THENCE North 89°35'34" West along the north line of said Section 9, a distance of 75.01 feet to the west line of the east 75.00 feet of the northwest quarter (NW¼) of said Section 9, being the TRUE POINT OF BEGINNING;

THENCE, continuing North 89°35'34" West along said north line, a distance of 60.00 feet;

THENCE South 00°39'34" East, parallel with the east line of the northwest quarter (NW¼) of said section a distance of 840.00 feet;

THENCE South 25°20'08" West, a distance of 125.00 feet;

THENCE South 40°52'49" West, a distance of 550.66 feet to a point in the south line of the north half (N½) of the northwest quarter (NW¼) of said Section 9,

THENCE North 88°29'50" East, along said south line, a distance of 480.00 feet to the west line of the east 75.00 feet of the northwest quarter (NW¼) of said Section 9;

THENCE North 00°39'34" West along the west line of said east 75.00 feet a distance of 1356.25 feet to the TRUE POINT OF BEGINNING.

Reference: Book 814, Instrument No 773361 dated November 22, 1977, Clark County Records.

PARCEL 6

The north half (N½) of the northwest quarter (NW¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼);

The southeast quarter (SE¼) of the northwest quarter (NW¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼);

The north half (N½) of the southwest quarter (SW¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼); and

The west 30 feet of the north half (N ½) of the southeast quarter (SE ¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼) of Section 9, Township 19 South, Range 60 East, M.D.M.

PARCEL 7

The northeast quarter (NE¼) of the northeast quarter (NE¼) of the northeast quarter (NE¼) of the northeast quarter (NE¼) of Section 16, Township 19 South, Range 60 East, M.D.M.

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PARCEL 8

The south half (S ½) of the southeast quarter (SE¼) of the southeast quarter (SE1/4) of Section 17, Township 19 South, Range 60 East, M.D.M.

PARCEL 9

The west half (W½) of the southeast quarter (SE¼) of the northeast quarter (NE¼) of the southeast quarter (SE¼) of Section 18, Township 19 South, Range 60 East, M.D.M.

PARCEL 10

The west half (W½) of the southwest quarter (SW¼) of the southeast quarter (SE¼) of the southeast quarter (SE¼) of Section 18, Township 19 South, Range 60 East, M.D.M.

PARCEL 11

The west half (W½) of the northwest quarter (NW¼) of the northeast quarter (NE¼) of the northeast quarter (NE¼) of Section 19, Township 19 South, Range 60 East, M.D.M.

PARCEL 12

The east half (E½) of the southwest quarter (SW¼) of the northwest quarter (NW¼) of the northeast quarter (NE¼) of Section 19, Township 19 South, Range 60 East, M.D.M.

PARCEL 13

Parcel 2 and the surrounding half streets of Elkhorn Road, Chieftain Street, and Wittig Avenue, as shown on Parcel Map File 25, Page 44 of Parcel Maps, recorded April 10, 1979, Clark County, Nevada, records, situate within the northeast quarter (NE¼) of the northeast quarter (NE¼) of the northeast quarter (NE¼) of Section 19, Township 19 South, Range 60 East, M.D.M.

PARCEL 14

The west half (W½) of the northwest quarter (NW¼) of the southwest quarter (SW¼) of the northeast quarter (NE¼) of Section 19, Township 19 South, Range 60 East, M.D.M.

PARCEL 15

The east half (E½) of the west half (W½) of the southeast quarter (SE¼) of the southwest quarter (SW¼) of the northeast quarter (NE¼) and Parcel 2 and the surrounding half streets of Deer Springs Way and Tee Pee Lane, as shown on Parcel Map File 38, Page 21 of Parcel Maps, recorded July 1, 1982, Clark County, Nevada, records, all situate within Section 19, Township 19 South, Range 60 East, M.D.M.

PARCEL 16

The northeast quarter (NE¼) of the northeast quarter (NE¼) of the southeast quarter (SE¼) of the northeast quarter (NE¼) of Section 19, Township 19 South, Range 60

1 East, M.D.M.

2 PARCEL 17

3 The southwest quarter (SW¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter
4 (SE¹/₄) of the northeast quarter (NE¹/₄) of Section 19, Township 19 South, Range 60
5 East, M.D.M., being also described as Lot 2 and the adjacent half streets of Deer
6 Springs Way and Chieftain Street as shown on Certificate of Land Division 55-90,
7 recorded in Book 900613, Document No. 01489, on June 13, 1990, Clark County,
8 Nevada, records;

9 The south half (S¹/₂) of the southeast quarter (SE¹/₄) of the northeast quarter (NE¹/₄) of
10 the southeast quarter (SE¹/₄) of the northeast quarter (NE¹/₄);

11 The northeast quarter (NE¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter
12 (SE¹/₄) of the northeast quarter (NE¹/₄); and

13 The northerly 198 feet of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄)
14 of the southeast quarter (SE¹/₄) of the northeast quarter (NE¹/₄) of Section 19, Township
15 19 South, Range 60 East, M.D.M.

16 PARCEL 18

17 The west half (W¹/₂) of the northwest quarter (NW¹/₄) of the northwest quarter (NW¹/₄)
18 of the southeast quarter (SE¹/₄) of Section 19, Township 19 South, Range 60 East,
19 M.D.M.

20 PARCEL 19

21 The southeast quarter (SE¹/₄) of the southwest quarter (SW¹/₄) of the northeast quarter
22 (NE¹/₄) of the southeast quarter (SE¹/₄) of Section 19, Township 19 South, Range 60
23 East, M.D.M., as shown on Certificate of Land Division recorded in Book 756,
24 Document No. 715053, on June 27, 1977, Clark County, Nevada, records.

25 PARCEL 20

26 The east half (E¹/₂) of the northeast quarter (NE¹/₄) of the northwest quarter (NW¹/₄) of
27 the northwest quarter (NW¹/₄); and

28 The west half (W¹/₂) of the northwest quarter (NW¹/₄) of the northeast quarter (NE¹/₄)
of the northwest quarter (NW¹/₄) of Section 20, Township 19 South, Range 60 East,
M.D.M.

PARCEL 21

The west half (W¹/₂) of the southeast quarter (SE¹/₄) of the northwest quarter (NW¹/₄)
of the northwest quarter (NW¹/₄) of Section 20, Township 19 South, Range 60 East,
M.D.M.

PARCEL 22

The east half (E¹/₂) of the southwest quarter (SW¹/₄) of the northeast quarter (NE¹/₄) of
the northwest quarter (NW¹/₄) of Section 20, Township 19 South, Range 60 East,
M.D.M.

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PARCEL 23

The west half (W¹/₂) of the southwest quarter (SW¹/₄) of the northwest quarter (NW¹/₄) of the southwest quarter (SW¹/₄) of Section 20, Township 19 South, Range 60 East, M.D.M.

PARCEL 24

The southwest quarter (SW¹/₄) of the northeast quarter (NE¹/₄) of the southwest quarter (SW¹/₄) of Section 20, Township 19 South, Range 60 East, M.D.M.

PARCEL 25

The east half (E¹/₂) of the southeast quarter (SE¹/₄) of the northeast quarter (NE¹/₄) of the southwest quarter (SW¹/₄) of Section 20, Township 19 South, Range 60 East, M.D.M.

PARCEL 26

The northeast quarter (NE¹/₄) of the southwest quarter (SW¹/₄) of the southeast quarter (SE¹/₄) of Section 20, Township 19 South, Range 60 East, M.D.M., being also described as Lot 1 and the surrounding half streets of Rome Boulevard, Riley Street, and an unnamed street along the west boundary, as shown on Certificate of Land Division 181-80, recorded in Book 1316, Document No. 1275673, on November 24, 1980, Clark County, Nevada, records;

The southeast quarter (SE¹/₄) of the southwest quarter (SW¹/₄) of the southeast quarter (SE¹/₄) of said Section 20, being also described as Lots 1, 2, 3, and 4 and the surrounding half streets of Darling Road, Riley Street, Centennial Parkway, and Juliano Street, as shown on Certificate of Land Division 57-81, recorded in Book 1400, Document No. 1359966 on May 14, 1981, Clark County, Nevada, records;

The east half (E¹/₂) of the northwest quarter (NW¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of said Section 20;

The west half (W¹/₂) of the southwest quarter (SW¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of said Section 20, being also described as Lots 1 and 2 and the surrounding half streets of Riley Street, Centennial Parkway and Darling Road as shown on Certificate of Land Division 53-81, recorded in Book 1390, Document No. 1349358, on April 23, 1981, Clark County, Nevada, records;

The east half (E¹/₂) of the southwest quarter (SW¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of said Section 20;

The west half (W¹/₂) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of said Section 20, and

The east half (E¹/₂) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of the southeast quarter (SE¹/₄) of said Section 20, being also described as Lots 1 and 2 and the surrounding half streets of Darling Road, Durango Drive, and Centennial Parkway as shown on Certificate of Land Division 62-80, recorded in Book 1230, Document No. 1189726, on May 21, 1980, Clark County, Nevada, records.

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PARCEL 27

All that portion of the southeast quarter (SE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 21, Township 19 South, Range 60 East, M.D.M., lying northerly and westerly of Lot 3 as shown on Certificate of Land Division 70-79, recorded in Book 1080, Document No. 1039928 on July 5, 1979. This parcel includes Lots 1 and 2 of said Certificate of Land Division, the surrounding half streets of Dorrell Lane and Cimarron Road, and the right-of-way of Rancho Drive (U.S. Highway 95) and Sky Pointe Drive.

PARCEL 28

The south half (S $\frac{1}{2}$) of the south half (S $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section 21, Township 19 South, Range 60 East, M.D.M., and a parcel of land situate within the south half (S $\frac{1}{2}$) of said Section 21 being more particularly described as follows:

Beginning at the south quarter (S $\frac{1}{4}$) corner of said Section 21, Township 19 South, Range 60 East, M.D.M., and proceeding along the north-south center of section line North 00°56'28" East, 311.58 feet to a point on the north line of the south half (S $\frac{1}{2}$) of the south half (S $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of said section;

THENCE along said line South 89°03'19" West, 288.63 feet to a point on the west line of the NDOT F-5 Frontage Road;

THENCE along said line the following 2 courses:

North 01°17'13" West, 533.18 feet;

422.74 feet along the arc of a non-tangent curve, concave westerly, from a tangent which bears North 00°51'22" West, having a radius of 930.00 feet and a central angle of 26°02'40" to a point on the south sixteenth line of said Section 21;

THENCE along said line North 89°55'20" West, 923.36 feet to the southwest sixteenth (SW1/16) corner of said Section 21;

THENCE along the west sixteenth line of said Section 21, North 00°35'35" East, 1277.89 feet to the center-west sixteenth (CW1/16) corner;

THENCE along the east-west center of section line South 88°34'31" East, 572.39 feet to a point on the easterly right-of-way line of the NDOT F-2 Frontage Road;

THENCE along said line the following courses:

South 36°37'30" East, 225.79 feet;

South 38°25'19" East, 637.19 feet;

South 41°12'49" East, 697.91 feet;

952.93 feet along the arc of a tangent curve, concave northeasterly, having a radius of 1815.00 feet and a central angle of 30°04'55";

South 71°17'44" East, 653.85 feet;

1 592.54 feet along the arc of a tangent curve, concave southwesterly,
2 having a radius of 485.00 feet and a central angle of 70°00'00”;

3 South 01°17'44” East, 79.64 feet to a point on the south line of said
4 Section 21;

5 THENCE along said line South 88°42'08” West, 657.60 feet to the east sixteenth
6 (E1/16) corner of Sections 21 and 28;

7 THENCE continuing along the south line of said Section 21, South 88°42'08” West,
8 1333.29 feet to the point of beginning.

9 Excepting therefrom the portion of the southwest quarter (SW¼) of the southeast
10 quarter (SE¼) of the southeast quarter (SE¼) of said Section 21, previously annexed
11 per Annexation Ordinance 3842, recorded in Book 940929, Document No. 01688,
12 Clark County, Nevada, records.

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14 PARCEL 29

15 The southwest quarter (SW¼) of the northwest quarter (NW¼) of the southwest
16 quarter (SW¼) of the southwest quarter (SW¼) of Section 22, Township 19 South,
17 Range 60 East, M.D.M., being also described as Lot 4 and the surrounding half streets
18 of John Herbert Boulevard (formerly Buffalo Drive) and Darling Road, as shown on
19 Certificate of Land Division 6-80, recorded in Book 1176, Document No. 1135555,
20 on January 22, 1980, Clark County, Nevada, records.

21 PARCEL 30

22 The northwest quarter (NW¼) of the northwest quarter (NW¼) of Section 26,
23 Township 19 South, Range 60 East, M.D.M. Said parcel includes all the land shown
24 on Certificate of Land Division 43-91, recorded in Book 910729, Document No.
25 00612, on July 29, 1991, Clark County, Nevada, records.

26 PARCEL 31

27 The east half (E½) of the northeast quarter (NE¼) of the northwest quarter (NW¼) of
28 the southwest quarter (SW¼) of Section 26, Township 19 South, Range 60 East,
M.D.M.

PARCEL 32

That portion of the southwest quarter (SW¼) of the southwest quarter (SW¼) of
Section 26, Township 19 South, Range 60 East, M.D.M., Clark County, Nevada,
described as follows:

COMMENCING at the southeast corner of the southwest quarter (SW¼) of the
southwest quarter (SW¼) of said Section 26, as said point is designated on that certain
unrecorded survey performed by Bills-Turegun & Associates, Inc. for Gil Gilbert;

THENCE North 01°36'27” East along the east line thereof a distance of 50.53 feet to
a point;

THENCE North 80°06'03” West along the north line of the south 50.00 feet of the
southwest quarter (SW¼) of the southwest quarter (SW¼) of said Section 26, a
distance of 30.32 feet to the TRUE POINT OF BEGINNING;

1 THENCE continuing North 80°06'03" West along said north line a distance of 292.64
2 feet to a point;

3 THENCE North 01°36'27" East, parallel to the east line of said southwest quarter
(SW¼) of the southwest quarter (SW¼), a distance of 742.52 feet to a point;

4 THENCE South 81°55'18" East, parallel to the north line of said southwest quarter
(SW¼) of the southwest quarter (SW¼), a distance of 291.44 feet to a point;

5 THENCE South 01°36'27" West along the west line of the east 30.00 feet of said
6 southwest quarter (SW¼) of the southwest quarter (SW¼), a distance of 751.87 feet
7 to the TRUE POINT OF BEGINNING, being parcels 10 and 11 as designated on the
aforementioned survey;

8 Together with the adjacent half streets of Rebecca Road and Ann Road.

9 Reference: Book 20020416, Instrument No. 02422, Clark County Records.

10 PARCEL 33

11 The west half (W½) of the southwest quarter (SW¼) of the southeast quarter (SE¼)
12 of the southeast quarter (SE¼) of Section 26, Township 19 South, Range 60 East,
M.D.M.

13 PARCEL 34

14 All that portion of the southwest quarter (SW¼) of the northwest quarter (NW¼) of
15 Section 27, Township 19 South, Range 60 East, M.D.M., lying within the right-of-way
of Rancho Drive (U.S. Highway 95).

16 PARCEL 35

17 All that portion of the northwest quarter (NW¼) of the southwest quarter (SW¼) of
18 Section 27, Township 19 South, Range 60 East, M.D.M., lying within the right-of-way
of Rancho Drive (U.S. Highway 95), being 300.00 feet in width.

19 PARCEL 36

20 PARCEL 2 as shown on Parcel Map File 73, Page 39 of Parcel Maps, recorded
21 August 26, 1992, Clark County, Nevada, records, and the surrounding half streets of
Rainbow Boulevard, Azure Drive, and Rio Vista Street, situate within the northeast
22 quarter (NE¼) of the northeast quarter (NE¼) of Section 27, Township 19 South,
Range 60 East, M.D.M.

23 PARCEL 37

24 The west half (W ½) of the northeast quarter (NE ¼) of the southeast quarter (SE¼)
25 of the southeast quarter (SE¼) of Section 27, Township 19 South, Range 60 East,
M.D.M.

26 PARCEL 38

27 A portion of the northeast quarter (NE¼) of Section 28, Township 19 South, Range 60
28 East, M.D.M., lying within the right-of-way of the Las Vegas Beltway and Rancho
Drive (U.S. Highway 95), being more particularly described as follows:

1 Beginning at the east sixteenth (E1/16) corner common to Sections 21 and 28,
2 Township 19 South, Range 60 East, M.D.M., and proceeding along the north line of
said Section 28, North 88°42'08" East, 657.60 feet to a point on the east right-of-way
3 line of the NDOT F-1 Frontage Road;

4 THENCE along said road, the following courses:

5 South 01°17'44" East, 610.61 feet;

6 1211.65 feet along the arc of a tangent curve, concave northeasterly,
having a central angle of 35°19'46", and a radius of 1965.00 feet;

7 South 36°37'30" East, 479.32 feet to a point on the east line of said
Section 28;

8 THENCE along said line South 00°18'51" East, 528.47 feet to the east quarter (E¼)
9 corner of said Section 28;

10 THENCE along the east-west center of section line South 89°17'53" West, 193.94 feet
to a point on the westerly right-of-way line of Rancho Drive (U.S. Highway 95);

11 THENCE along said right-of-way line North 36°37'30" West, 1922.11 feet to a point
12 on the west line of the northeast quarter (NE¼) of the northeast quarter (NE¼) of said
Section 28;

13 THENCE along said west line North 00°21'47" West, 1096.34 feet to the point of
14 beginning;

15 Excepting therefrom any portion of the above described parcel previously annexed by
16 Ordinance No. 3842, recorded in Book 940929, Document No. 01688, Clark County,
Nevada, records.

17 PARCEL 39

18 The northwest quarter (NW¼) of the southeast quarter (SE¼) of the northwest quarter
19 (NW¼) of the northeast quarter (NE¼) of Section 29, Township 19 South, Range 60
East, M.D.M., being also described as Parcels 1, 2, 3, and 4 and the surrounding half
20 streets of Juliano Road and Regina Avenue as shown on Parcel Map File 85, Page 80
of Parcel Maps, recorded June 3, 1996, Clark County, Nevada, records.

21 PARCEL 40

22 The west half (W½) of the southwest quarter (SW¼) of the northeast quarter (NE¼)
23 of the northeast quarter (NE¼) of Section 29, Township 19 South, Range 60 East,
M.D.M.

24 PARCEL 41

25 A portion of the southwest quarter (SW¼) of the northwest quarter (NW¼) of the
26 northeast quarter (NE¼) of the northeast quarter (NE¼) of Section 29, Township 19
South, Range 60 East, M.D.M., more particularly described as Parcels 1 and 4 and the
27 adjacent half street of Riley Street, as shown on Parcel Map File 79, Page 8 of Parcel
Maps, recorded May 2, 1994, Clark County, Nevada, records.

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1 PARCEL 42

2 A portion of the north half (N $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of the northeast
3 quarter (NE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of Section 35, Township 19 South,
4 Range 60 East, M.D.M., more particularly described as Parcels 1, 2, and 3 and the
5 surrounding half streets of Washburn Road and Maverick Street as shown on Parcel
6 Map File 32, Page 3 of Parcel Maps, recorded July 30, 1980, Clark County, Nevada,
7 records.

8 PARCEL 43

9 The south half (S $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$)
10 of the southeast quarter (SE $\frac{1}{4}$) of Section 35, Township 19 South, Range 60 East,
11 M.D.M.

12 PARCEL 44

13 The northeast quarter (NE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of the southeast quarter
14 (SE $\frac{1}{4}$) of Section 35, Township 19 South, Range 60 East, M.D.M.

15 PARCEL 45

16 Government Lot 12 and the west half (W $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the
17 northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 1, Township 20
18 South, Range 59 East, M.D.M.

19 PARCEL 46

20 The west half (W $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$)
21 of the northwest quarter (NW $\frac{1}{4}$); and

22 The west half (W $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$)
23 of the northwest quarter (NW $\frac{1}{4}$) of Section 1, Township 20 South, Range 59 East,
24 M.D.M., also described as Lots 1 and 2 and the surrounding half streets of Red Coach
25 Avenue, Puli Road, and Stange Avenue as shown on Certificate of Land Division 87-
26 83, recorded in Book 1835, Document No. 1794003 on November 16, 1983, Clark
27 County, Nevada, records.

28 PARCEL 47

The west half (W $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$)
of the northwest quarter (NW $\frac{1}{4}$) of Section 1, Township 20 South, Range 59 East,
M.D.M.

PARCEL 48

The northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of the southwest
quarter (SW $\frac{1}{4}$) of Section 1, Township 20 South, Range 59 East, M.D.M.

PARCEL 49

The east half (E $\frac{1}{2}$) of the northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$)
of the northwest quarter (NW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East,
M.D.M.

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PARCEL 50

The east half (E $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 51

The west half (W $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 52

The west half (W $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 53

The east half (E $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 54

The northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 55

The east half (E $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$); and

The west half (W $\frac{1}{2}$) of the southeast quarter (SE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

PARCEL 56

The north half (N $\frac{1}{2}$) of the east half (E $\frac{1}{2}$) of the northeast quarter (NE $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M., being also described as Parcel 1 and the surrounding half streets of Alexander Road and Phillips Avenue as shown on Certificate of Land Division 67-81, recorded in Book 1402, Document No. 1361662 on May 18, 1981, Clark County, Nevada, records.

PARCEL 57

The west half (W $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of Section 12, Township 20 South, Range 59 East, M.D.M.

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PARCEL 58

Parcel 2 as shown on a Parcel Map for Howard Hughes Properties Ltd. Partnership, recorded in File 73, Page 9 of Parcel Maps on July 29, 1992, Clark County, Nevada, records and situate within the south half (S½) of Section 25, Township 20 South, Range 59 East, M.D.M.

PARCEL 59

Parcel 2 as shown on a Parcel Map for Howard Hughes Properties Ltd. Partnership, recorded in File 84, Page 71 of Parcel Maps on February 14, 1996, Clark County, Nevada, records and situate within the north half (N½) of Section 35, Township 20 South, Range 59 East, M.D.M.

PARCEL 60

Parcel 2 as shown on a Parcel Map for Howard Hughes Properties Ltd. Partnership, recorded in File 82, Page 1 of Parcel Maps on March 24, 1995, Clark County, Nevada, records and situate within the east half (E½) of Section 35, Township 20 South, Range 59 East, M.D.M.

PARCEL 61

The southwest quarter (SW¼) of the northwest quarter (NW¼) of the northwest quarter (NW¼) of the southwest quarter (SW¼) of Section 3, Township 20 South, Range 60 East, M.D.M.

PARCEL 62

The south half (S½) of Government Lot 6 situate within the northwest quarter (NW¼) of Section 7, Township 20 South, Range 60 East, M.D.M., being also described as Parcel 2 and the surrounding half streets of Kerry Way and Foxcraft Avenue as shown on Certificate of Land Division 52-79, recorded in Book 1060, Document No. 1019240 on May 23, 1979, Clark County, Nevada, records.

PARCEL 63

The north 264.00 feet of the east half (E½) of the southeast quarter (SE¼) of the southeast quarter (SE¼) of the southeast quarter (SE¼) of Section 7, Township 20 South, Range 60 East, M.D.M.

PARCEL 64

The southeast quarter (SE¼) of the southeast quarter (SE¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼); and

The southwest quarter (SW¼) of the southwest quarter (SW¼) of the southeast quarter (SE¼) of the southwest quarter (SW¼) of Section 8, Township 20 South, Range 60 East, M.D.M.

PARCEL 65

The south half (S½) of the northwest quarter (NW¼) of the southwest quarter (SW¼) of the southwest quarter (SW¼); and

...

1 The north half (N $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$)
2 of the southwest quarter (SW $\frac{1}{4}$) of Section 8, Township 20 South, Range 60 East,
M.D.M.

3 PARCEL 66

4 The southwest quarter (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of the southwest
5 quarter (SW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$); and

6 The northwest quarter (NW $\frac{1}{4}$) of the northwest quarter (NW $\frac{1}{4}$) of the northwest
7 quarter (NW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section 9, Township 20 South,
Range 60 East, M.D.M.

8 PARCEL 67

9 The southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of the southeast quarter
10 (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of Section 9,
Township 20 South, Range 60 East, M.D.M.

11 PARCEL 68

12 The southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of the southwest quarter
13 (SW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of Section 10, Township 20 South, Range 60
14 East, M.D.M., more particularly described as Parcel 4 of Parcel Map File 8, Page 5 of
Parcel Maps, recorded January 7, 1976 and Parcel 3 of Parcel Map File 3, Page 12 of
Parcel Maps, recorded July 24, 1974, Clark County, Nevada records, and the
surrounding half streets of Pioneer Way and Atwood Avenue.

15 PARCEL 69

16 The west 240.00 feet of the south half (S $\frac{1}{2}$) of the north half (N $\frac{1}{2}$) of the southeast
17 quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of Section
20, Township 20 South, Range 61 East, M.D.M.

18 SECTION 2: The City Council hereby determines that the described territory meets
19 the requirements provided by law for annexation to the City for the following reasons:

- 20 A. The area to be annexed was contiguous to the City's boundaries at the time the
21 annexation proceedings were instituted;
- 22 B. More than one-eighth (1/8) of the aggregate external boundaries of the area are
23 contiguous to the City;
- 24 C. The territory proposed to be annexed is not included within the boundaries of
25 another incorporated city or within the boundaries of any unincorporated town
26 as those boundaries existed as of July 1, 1983;
- 27 D. The City is eligible to annex the described territory because the territory, on
28 January 1, 2001, was undeveloped land and was bounded on at least 75 percent

1 of its aggregate external boundaries by the existing corporate boundaries of the
2 City, and the City provides or will provide, within a reasonable period,
3 municipal services to the territory that are substantially equivalent to the
4 municipal services provided to any area of the City.

5 SECTION 3: The City will provide police protection through the Las Vegas
6 Metropolitan Police Department, fire protection, street maintenance, and library services immediately
7 upon annexation. Garbage collection by the company franchised by the City will also be provided
8 immediately. The City sanitary sewer system will serve the proposed annexation area Any
9 connection to or extension of this sewer line to serve the annexation area shall be at the expense of
10 the landowners. Other services, such as participation in the City's recreational programs, special
11 education classes and programs, public works planning, building inspections, and other City services
12 will also be available immediately. Utilities such as gas, electricity, telephone, and water are provided
13 by private utility companies and other services to the area will not be affected by annexation. Street
14 paving, curbs and gutters, sidewalks and street lights which are not in place at the time of annexation
15 will be installed in the presently developed areas upon the request of the property owners and at their
16 expense by means of special assessment districts. Such improvements will be extended into the
17 undeveloped areas as development takes place and the need therefor arises, and will be located
18 according to the needs of the area at that time. Such installations will also be made at the expense of
19 the property owners, either by means of special assessment districts or as prerequisites to the approval
20 of subdivision plats, building permits or other land use or development applications.

21 SECTION 4: The annexation of the described territory shall become effective on the
22 14th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
23 amount to finance the extension into the described territory of police protection, fire protection, street
24 maintenance, street sweeping, and street lighting maintenance.

25 SECTION 5: The described territory, together with the inhabitants and property
26 thereof, shall, from and after the 14th day of February, 2003, be subject to all debts, laws, ordinances
27 and regulations in force in the City and shall be entitled to the same privileges and benefits as other
28 parts of the City, and shall be subject to municipal taxes levied by the City.

1 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
 2 accurate map or plat of the described territory and to record the map or plat, together with a certified
 3 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
 4 recording shall be done prior to the 14th day of February, 2003.

5 SECTION 7: The described territory previously has been zoned in accordance with
 6 certain County of Clark classifications, and is hereby classified with certain City of Las Vegas
 7 classifications, which are deemed be the equivalents of the County classifications. The respective
 8 County and City classifications are set forth in the table below, listed by the parcel numbers used in
 9 the legal description. Parcels not specifically listed in the table are right-of-way parcels that are not
 10 expected to require a zoning designation. In the event a zoning designation is required, the Director
 11 of Planning and Development shall have the discretion to give them a designation consistent with the
 12 designation of adjacent development parcels.

COUNTY ZONING CLASSIFICATION	CITY EQUIVALENT	PARCELS
R-E	U (TC)	Parcels 13, 16, 17, 19, 20, 21, 22, 23, 24, 25, 26, 39, 40 and 41 Those portions of Parcels 27 and 28 with a County designation of R-E
R-U	U (PCD)	Parcels 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56 and 57
R-E	U (PCD)	Parcels 6, 7 and 62 That portion of Parcel 3 with a County designation of R-E
R-A	U (PCD)	Parcels 2 and 4
R-E	U (R)	Parcels 12, 14, 18, 29, 33, 37, 42, 43, 44 and 68
R-E	U (DR)	Parcels 5, 30, 31, 32, 36 and 61
R-E	U (ML)	Parcels 63, 66, 67 and 69
R-E	U (L-TC)	Parcels 9, 10 and 11
R-U	U (PF)	Parcel 58
P-F	U (PF)	Parcels 59, 60 and 65
R-E	U (L)	Parcel 15

COUNTY ZONING CLASSIFICATION	CITY EQUIVALENT	PARCELS
R-E	U (PR)	Parcel 1
R-E	U (PF-TC)	That portion of Parcel 8 that is within APN 125-17-801-003 and that has a County designation of R-E
R-E	U (O)	That portion of Parcel 64 not subject a County Resolution of Intent to C-P
H-2 and R-E	U (SC-TC)	Those portions of Parcel 8 consisting of APNs 125-17-802-003 and 125-17-802-007
R-E (ROI to C-P)	U (O) (ROI to PR)	That portion of Parcel 64 subject a County Resolution of Intent to C-P
H-2	C-1	Those portions of Parcels 3, 27 and 28 with a County designation of H-2
		That portion of Parcel 8 that is within APN 125-17-801-003 and that has a County designation of H-2

SECTION 8: If any section, subsection, subdivision, paragraph, sentence, clause of phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
 ...
 ...
 ...
 ...
 ...
 ...
 ...

1 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
2 1983 Edition, in conflict herewith are hereby repealed.

3 PASSED, ADOPTED and APPROVED this ____ day of _____, 2003.

4 APPROVED:

5
6 By _____
7 OSCAR B. GOODMAN, Mayor

8 ATTEST:

9
10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Valsted 12-20-02
13 Date

1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 _____ day of _____, 2003, and referred to the following committee composed
3 of _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2003, which was a _____ meeting of said Council; that at
6 said _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

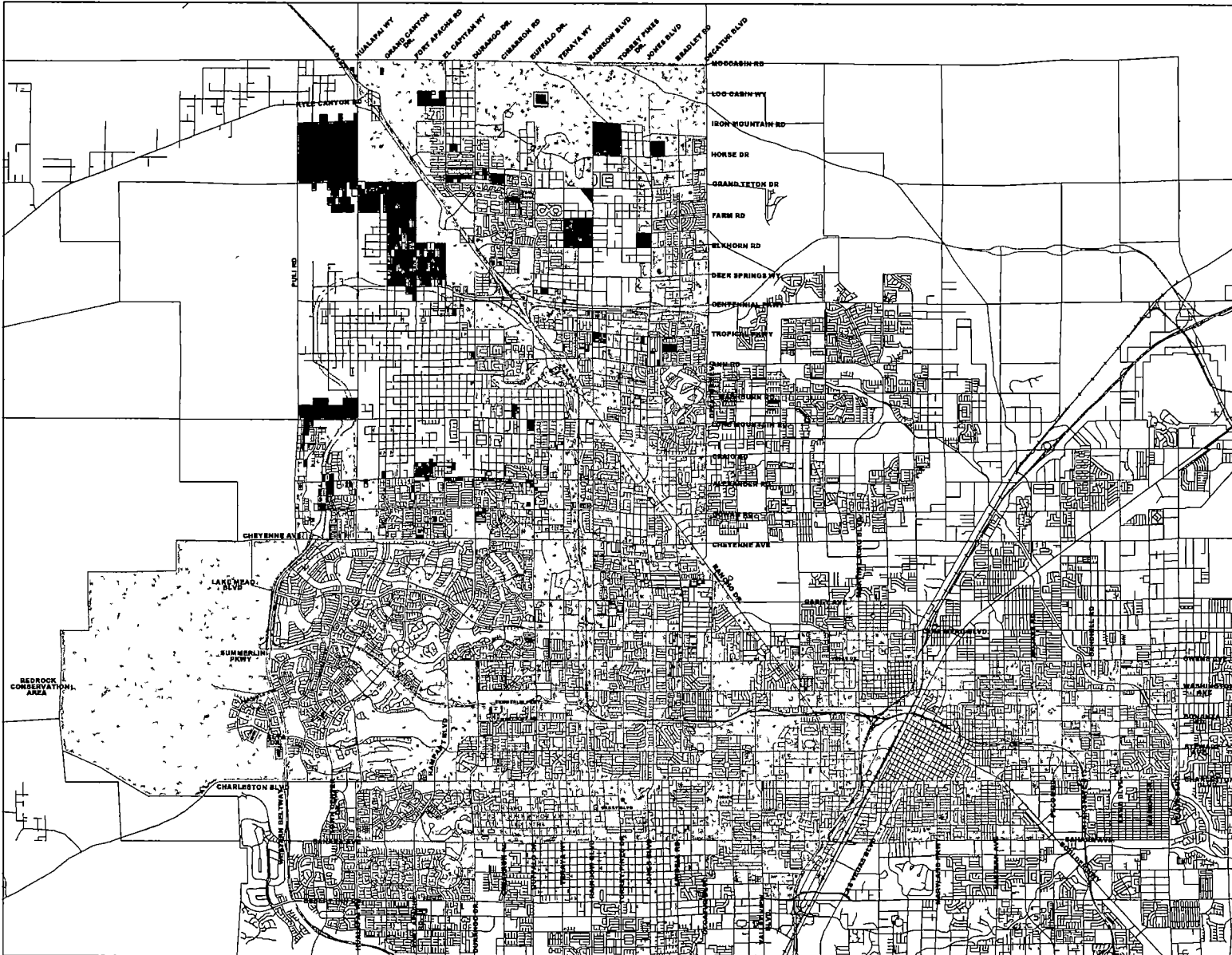
10 ABSENT: _____

11 APPROVED.

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BARBARA JO RONEMUS, City Clerk
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City of Las Vegas

PARCELS INCLUDED IN A-0038-02 (A)

Legend

- Union Pacific Rail Road
- Street Centerlines
- Beltway
- Freeways
- Parcels Included in A-0038-02 (A)
- Las Vegas Limits Prior To 2001
- Current Las Vegas Limits



City of Las Vegas
Department of Public Works
Engineering Division
December 17, 2023



Project: December 17, 2023
Revised: December 17, 2023
E:\Information\Projects\A-0038-02\A-0038-02-17-23.dwg

City of Las Vegas

RECOMMENDING COMMITTEE AGENDA RECOMMENDING COMMITTEE MEETING OF: JANUARY 21, 2003

CITIZENS PARTICIPATION: ITEMS RAISED UNDER THIS PORTION OF THE AGENDA CANNOT BE DELIBERATED OR ACTED UPON UNTIL THE NOTICE PROVISIONS OF THE OPEN MEETING LAW HAVE BEEN MET. IF YOU WISH TO SPEAK ON A MATTER NOT LISTED ON THE AGENDA, PLEASE CLEARLY STATE YOUR NAME AND ADDRESS. IN CONSIDERATION OF OTHERS, AVOID REPETITION, AND LIMIT YOUR COMMENTS TO NO MORE THAN THREE (3) MINUTES. TO ENSURE ALL PERSONS EQUAL OPPORTUNITY TO SPEAK, EACH SUBJECT MATTER WILL BE LIMITED TO TEN (10) MINUTES.

MINUTES:

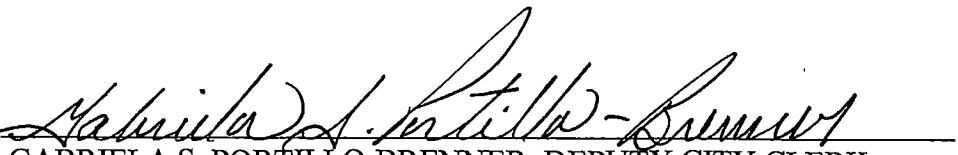
TOM McGOWAN, Las Vegas resident, commended all members of the City Council for the excellent work they do. It is their best effort and he accepts it as such. There will be broad based fundamental reform upon his election as Mayor of the City of Las Vegas, starting with the City Council, cascading through the entire departmental structure without exception, so that the City will become a government of, by and for the people with a coherent, comprehensively integralized master plan which is fully disclosed. There will be no hidden agendas of any kind any where in the City.

(4:36 – 4:37)

1-984

THE MEETING ADJOURNED AT 4:37 P.M.

Respectfully submitted:



GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK

March 6, 2003