

City of Las Vegas

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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, FEBRUARY 18, 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 BILLS MAY BE ELIGIBLE FOR ADOPTION AT THE 2/19/2003 CITY COUNCIL MEETING

1. Bill No. 2003-12 – Annexation No. A-0032-02(A) – Property location: On the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive, Petitioned by: El Durango, LLC, Acreage: 7.77 acres, Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
2. Bill No. 2003-13 – Annexation No. A-0033-02(A) – Property location: On the south side of Grand Teton Road, 330 feet east of Hualapai Way; Petitioned by: El Durango, LLC, Acreage: 5.18 acres, Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
3. Bill No. 2003-15 – Annexation No. A-0037-02(A) – Property location: On the east side of Rio Vista Street, 170 feet north of Ann Road; Petitioned by: Judie Collins and Bruce Warburton, et al.; Acreage: 7.52 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
4. Bill No. 2003-16 – Annexation No. A-0041-02(A) – Property location: On the southeast corner of Cimarron Road and Racel Street; Petitioned by: Kimball T. Stratton, Acreage: 15.04 acres, Zoned: R-A and R-E (County zoning), to R-A and R-E (City equivalents). Sponsored by: Councilman Michael Mack
5. Bill No. 2003-19 – Updates the description of the City's ward boundaries. Proposed by: Barbara Jo Ronemus, City Clerk

THE FOLLOWING BILLS MAY BE ELIGIBLE FOR ADOPTION AT THE 3/5/2003 CITY COUNCIL MEETING.

6. Bill No. 2003-14 – Annexation No. A-0034-02(A) – Property location: On the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive, Petitioned by: El Durango, LLC; Acreage: 2.55 acres, Zoned: R-E (County zoning), U (ML) (City equivalent). Sponsored by: Councilman Michael Mack
7. Bill No. 2003-17 – Authorizes the City to impose minimum landscaping requirements on multifamily developments that were approved before minimum requirements were established. Sponsored by: Councilman Michael J. McDonald
8. Bill No. 2003-18 – Ordinance Creating Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive). Sponsored by: Step Requirement

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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City of Las Vegas

RECOMMENDING COMMITTEE AGENDA RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 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

(4:04)

1-1

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-12 – Annexation No. A-0032-02(A) – Property location: On the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive; Petitioned by El Durango, LLC; Acreage: 7.77 acres; Zoned: R-E (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 located on the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 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. 2003-12 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-12 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.

(4:12 – 4:13)

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BILL NO. 2003-12

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-0032-02(A))

Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally as located on the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive.

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 the East Half (E 1/2) of the Northwest Quarter (NW 1/4) of Section 18, Township 19 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as:

PARCEL 1

The Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 18.

PARCEL 2

The West Half (W 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 18.

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;

1 D. The City is eligible to annex the described territory since the landowners have
2 signed a petition constituting one hundred percent (100%) of the owners of
3 record of individual lots or parcels of land within the annexation area.

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

20 SECTION 4: The annexation of the described territory shall become effective on the
21 28th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
22 amount to finance the extension into the described territory of police protection, fire protection, street
23 maintenance, street sweeping, and street lighting maintenance.

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

28 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an

1 accurate map or plat of the described territory and to record the map or plat, together with a certified
2 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
3 recording shall be done prior to the 28th day of February, 2003.

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

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

15 SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
16 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
17 1983 Edition, in conflict herewith are hereby repealed.

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

19 APPROVED:

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By _____
OSCAR B. GOODMAN, Mayor

22

23 ATTEST:

24

BARBARA JO RONEMUS, City Clerk

25 APPROVED AS TO FORM:

26

Val Steed 1-22-03
Date

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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; thereafter the said
4 committee reported favorably on said ordinance on the _____ day of _____, 2003,
5 which was a _____ meeting of said Council; that at said _____ meeting,
6 the proposed ordinance was read by title to the City Council as first introduced and adopted by the
7 following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

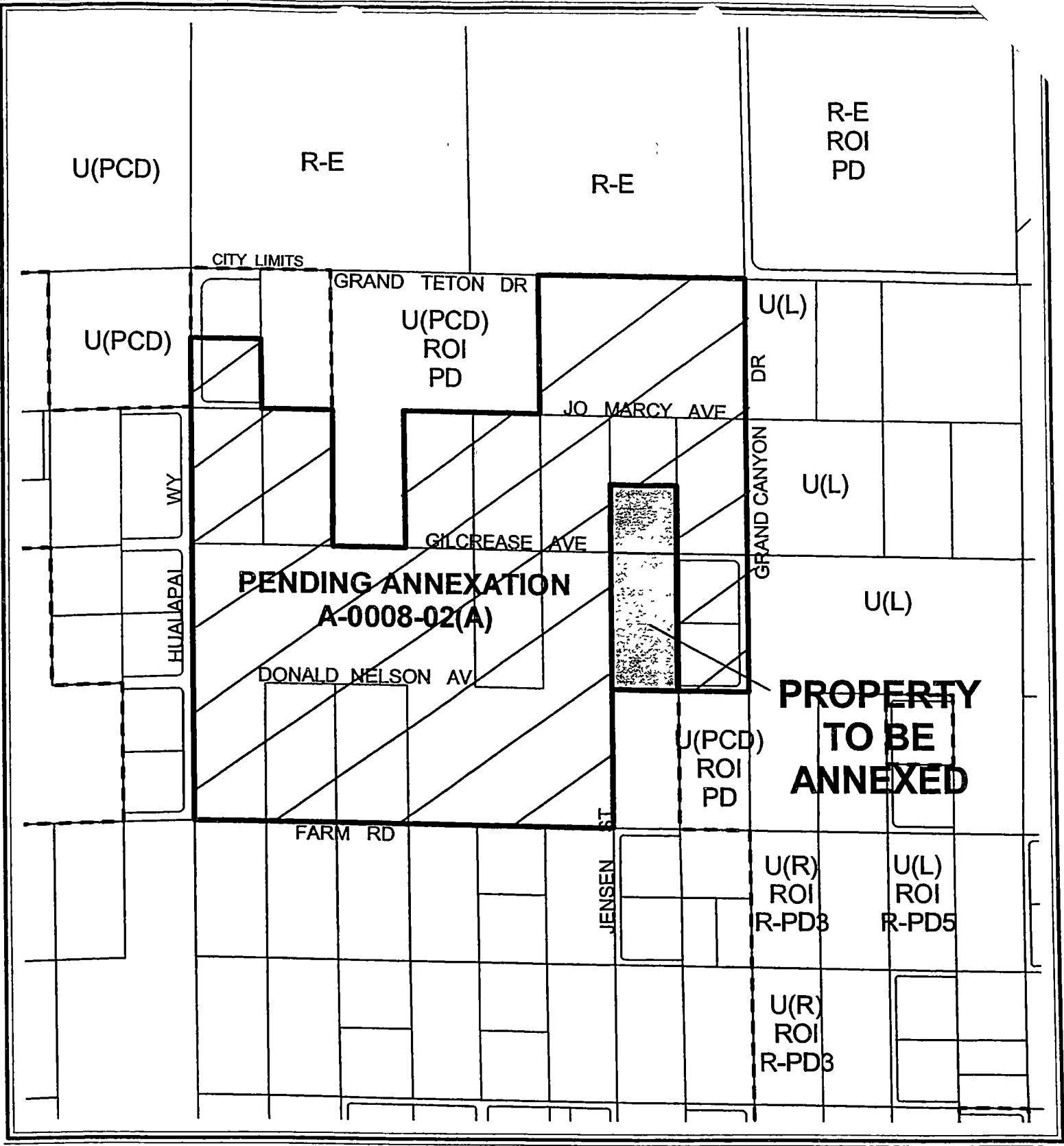
10 ABSENT: _____

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk
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**PENDING ANNEXATION
A-0008-02(A)**

**PROPERTY
TO BE
ANNEXED**



CASE: A-0032-02(A)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-13 – Annexation No. A-0033-02(A) – Property location: On the south side of Grand Teton Road, 330 feet east of Hualapai Way; Petitioned by: El Durango, LLC, Acreage. 5.18 acres; Zoned: R-E (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 located on the south side of Grand Teton Road, 330 feet east of Hualapai Way. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 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. 2003-13 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-13 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 the item was in order.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:13)

1-284

1 **BILL NO. 2003-13**

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-0033-02(A))

6 Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally
as located on the south side of Grand Teton Road,
330 feet east of Hualapai Way.

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 Government Lot 7 in the Northwest Quarter (NW 1/4) of Section 18, Township 19
14 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada.

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

- 17 A. The area to be annexed was contiguous to the City's boundaries at the time the
18 annexation proceedings were instituted;
- 19 B. More than one-eighth (1/8) of the aggregate external boundaries of the area are
20 contiguous to the City;
- 21 C. The territory proposed to be annexed is not included within the boundaries of
22 another incorporated city or within the boundaries of any unincorporated town
23 as those boundaries existed as of July 1, 1983;
- 24 D. The City is eligible to annex the described territory since the landowners have
25 signed a petition constituting one hundred percent (100%) of the owners of
26 record of individual lots or parcels of land within the annexation area.

27 SECTION 3: The City will provide police protection through the Las Vegas
28 Metropolitan Police Department, fire protection, street maintenance, and library services immediately

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

15 SECTION 4: The annexation of the described territory shall become effective on the
16 28th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
17 amount to finance the extension into the described territory of police protection, fire protection, street
18 maintenance, street sweeping, and street lighting maintenance.

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

23 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
24 accurate map or plat of the described territory and to record the map or plat, together with a certified
25 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
26 recording shall be done prior to the 28th day of February, 2003.

27 SECTION 7: The described territory, which previously has been zoned R-E (County
28 of Clark classification), is hereby classified as U (PCD) (City of Las Vegas classification), which is

1 deemed to be the City equivalent of the County classification.

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

10 SECTION 9: All ordinances or parts of ordinances, 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:

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19 BARBARA JO RONEMUS, City Clerk

20 APPROVED AS TO FORM:

21 Val Steed 1-22-03
Date

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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; thereafter the said
4 committee reported favorably on said ordinance on the _____ day of _____, 2003,
5 which was a _____ meeting of said Council; that at said _____ meeting,
6 the proposed ordinance was read by title to the City Council as first introduced and adopted by the
7 following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

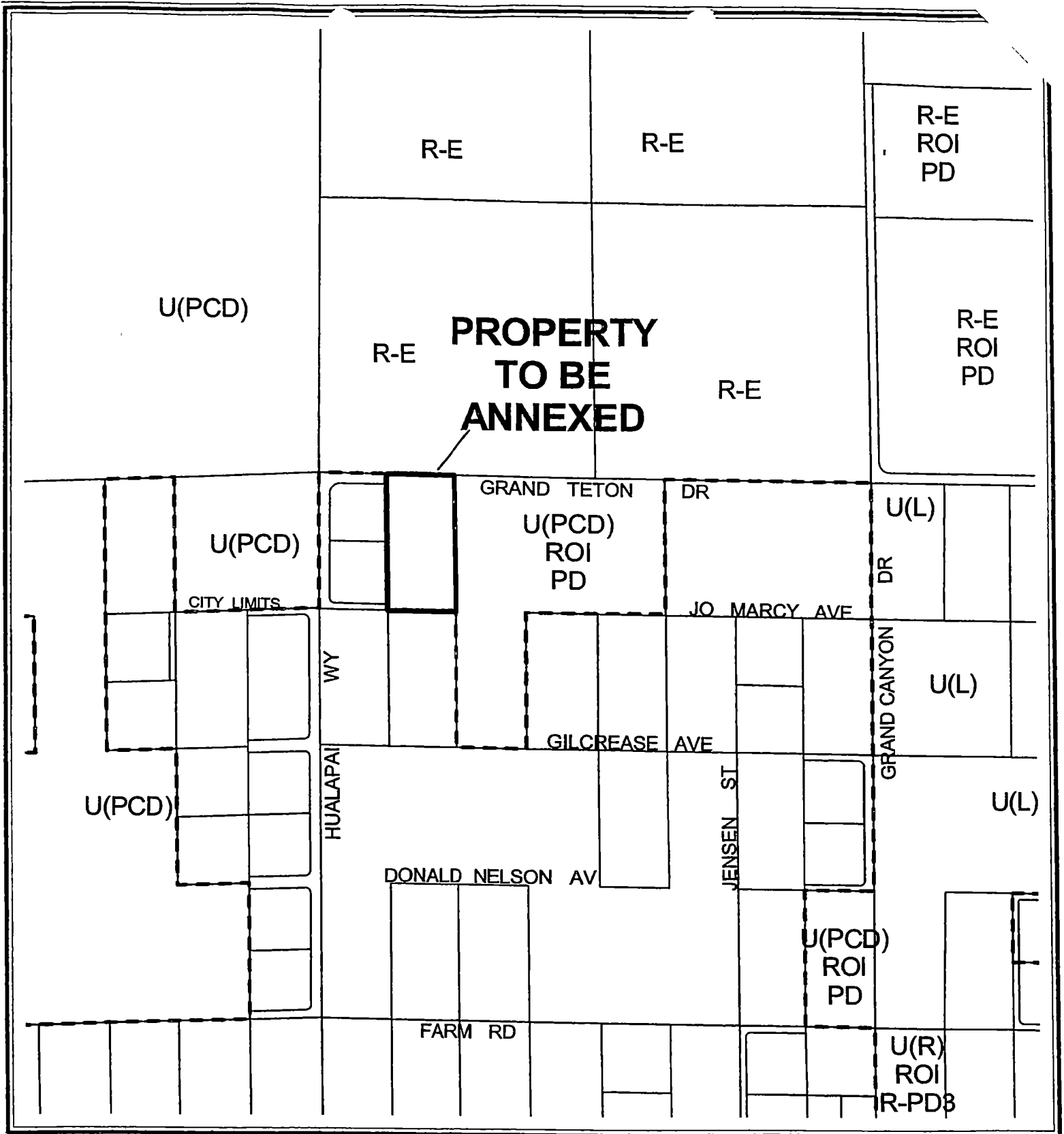
10 ABSENT: _____

11 APPROVED:

12
13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 BARBARA JO RONEMUS, City Clerk
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CASE: A-0033-02(A)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-15 – Annexation No. A-0037-02(A) – Property location: On the east side of Rio Vista Street, 170 feet north of Ann Road; Petitioned by: Judie Collins and Bruce Warburton, et al ; Acreage: 7.52 acres, Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by. Councilman Michael Mack

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the east side of Rio Vista Street, 170 feet north of Ann Road. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 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. 2003-15 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-15 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 indicated that the item was in order.

No one appeared in opposition and there was no further discussion

COUNCILMAN WEEKLY declared the Public Hearing closed

(4:13 – 4:14)

1 **BILL NO. 2003-15**

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-0037-02(A))

6 Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally
as located on the east side of Rio Vista Street, 170
feet north of Ann Road.

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 portions of the West Half (W 1/2) of the Southeast Quarter (SE 1/4) of the
14 Southeast Quarter (SE 1/4) of Section 27, Township 19 South, Range 60 East,
M.D.M., in the County of Clark, State of Nevada, described as follows:

15 PARCEL A

16 The west 210 feet of the north 630 feet of the south 840 feet of the Southeast Quarter
17 (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 27.

18 PARCEL B

19 That parcel of land being PARCEL 2 and the adjoining half-street rights-of-way of
20 BALSAM STREET (30 feet wide as measured from the centerline thereof) of said
21 Section 27, all as shown on the parcel map, as filed January 20, 1975 in File 4 of
22 Parcel Maps, Page 66 of Clark County, Nevada Records, bounded as follows:
23 bounded on the west by the west line of said PARCEL 2, said west line being a portion
24 of the east line of the west 210 feet of the Southeast Quarter (SE 1/4) of the Southeast
25 Quarter (SE 1/4) of said Section 27; bounded on the east by the east line of the West
26 Half (W 1/2) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of
27 said Section 27, being the centerline of said BALSAM DRIVE; bounded on the north
28 by the north line of said PARCEL 2 and the easterly prolongation of said north line,
said north line being a portion of the north line of the south 840 feet of the Southeast
Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 27; and bounded
on the south by the south line of said PARCEL 2 and the easterly prolongation of said
south line, said south line being a portion of the north line of the south 420 feet of the
Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of said Section 27.

The BASIS OF BEARINGS of the above legal description is North 89°47'00" West,
being the south line of the Southeast Quarter (SE 1/4) of Section 27,
Township 19 South, Range 60 East, M.D.M., as shown on the parcel map, as filed
January 20, 1975 in File 4 of Parcel Maps, Page 66 of Clark County, Nevada

1 Records.

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

- 4 A. The area to be annexed was contiguous to the City's boundaries at the time the
5 annexation proceedings were instituted;
- 6 B. More than one-eighth (1/8) of the aggregate external boundaries of the area are
7 contiguous to the City;
- 8 C. The territory proposed to be annexed is not included within the boundaries of
9 another incorporated city or within the boundaries of any unincorporated town
10 as those boundaries existed as of July 1, 1983;
- 11 D. The City is eligible to annex the described territory since the landowners have
12 signed a petition constituting one hundred percent (100%) of the owners of
13 record of individual lots or parcels of land within the annexation area.

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

1 of subdivision plats, building permits or other land use or development applications.

2 SECTION 4: The annexation of the described territory shall become effective on the
3 28th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
4 amount to finance the extension into the described territory of police protection, fire protection, street
5 maintenance, street sweeping, and street lighting maintenance.

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

10 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
11 accurate map or plat of the described territory and to record the map or plat, together with a certified
12 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
13 recording shall be done prior to the 28th day of February, 2003.

14 SECTION 7: The described territory, which previously has been zoned R-E (County
15 of Clark classification), is hereby classified as R-E (City of Las Vegas classification), which is deemed
16 to be the City equivalent of the County classification.

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

25 SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
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28 ...

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 BARBARA JO RONEMUS, City Clerk

10 APPROVED AS TO FORM:

11 Val Steed 1-22-03
12 Date

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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; thereafter the said
4 committee reported favorably on said ordinance on the _____ day of _____, 2003,
5 which was a _____ meeting of said Council; that at said _____ meeting,
6 the proposed ordinance was read by title to the City Council as first introduced and adopted by the
7 following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

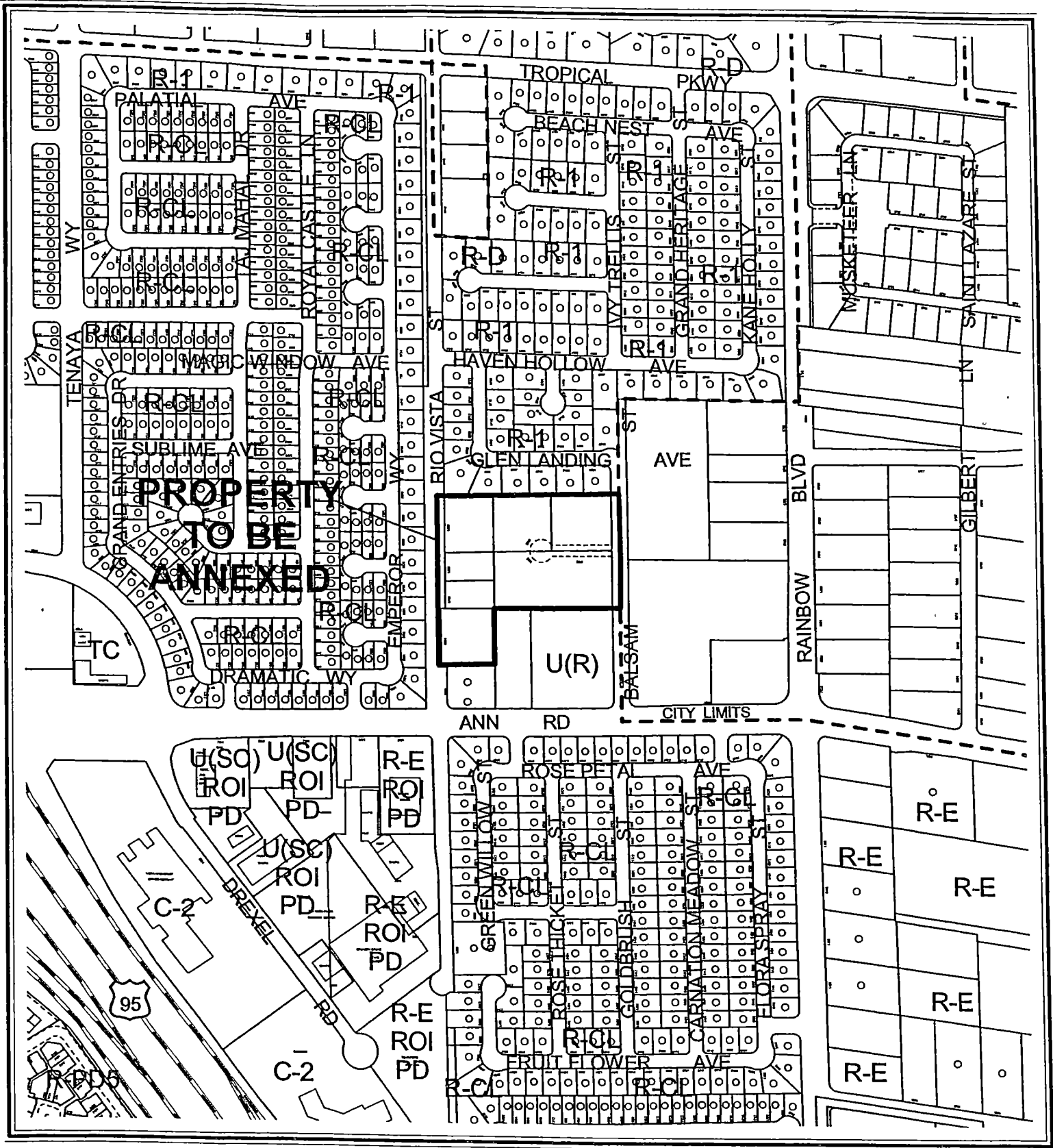
10 ABSENT: _____

11 APPROVED:

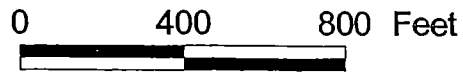
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13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BARBARA JO RONEMUS, City Clerk
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CASE: A-0037-02(A)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-16 – Annexation No. A-0041-02(A) – Property location: On the southeast corner of Cimarron Road and Racel Street; Petitioned by: Kimball T. Stratton; Acreage: 15.04 acres; Zoned: R-A and R-E (County zoning), to R-A and R-E (City equivalents). 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 located on the southeast corner of Cimarron Road and Racel Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 28, 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. 2003-16 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-16 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 the item was in order

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4.14)

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BILL NO. 2003-16

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-0041-02(A))

Sponsored by: Councilman Michael Mack

Summary: Annexes property described generally as located on the southeast corner of Cimarron Road and Racel Street.

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:

The north 480.00 feet of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section 9, Township 19 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada.

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 City is eligible to annex the described territory since the landowners have signed a petition constituting one hundred percent (100%) of the owners of record of individual lots or parcels of land within the annexation area.

SECTION 3: The City will provide police protection through the Las Vegas Metropolitan Police Department, fire protection, street maintenance, and library services immediately

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

15 SECTION 4: The annexation of the described territory shall become effective on the
16 28th day of February, 2003, and on that date the City will have the funds appropriated in sufficient
17 amount to finance the extension into the described territory of police protection, fire protection, street
18 maintenance, street sweeping, and street lighting maintenance.

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

23 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
24 accurate map or plat of the described territory and to record the map or plat, together with a certified
25 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which
26 recording shall be done prior to the 28th day of February, 2003.

27 SECTION 7: That portion of the described territory which previously has been zoned
28 R-A (County of Clark classification), is hereby classified as R-A (City of Las Vegas classification),

1 which is deemed to be the City equivalent of the County classification. That portion of the described
2 territory which previously has been zoned R-E (County of Clark classification), is hereby classified
3 as R-E (City of Las Vegas classification), which is deemed to be the City equivalent of the County
4 classification.

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

13 SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
14 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
15 1983 Edition, in conflict herewith are hereby repealed.

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

17 APPROVED:

18
19 By _____
20 OSCAR B. GOODMAN, Mayor

21 ATTEST:
22 _____
23 BARBARA JO RONEMUS, City Clerk

24 APPROVED AS TO FORM:
25 Val Steed 1-22-03
26 Date
27
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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; thereafter the said
4 committee reported favorably on said ordinance on the _____ day of _____, 2003,
5 which was a _____ meeting of said Council; that at said _____ meeting,
6 the proposed ordinance was read by title to the City Council as first introduced and adopted by the
7 following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

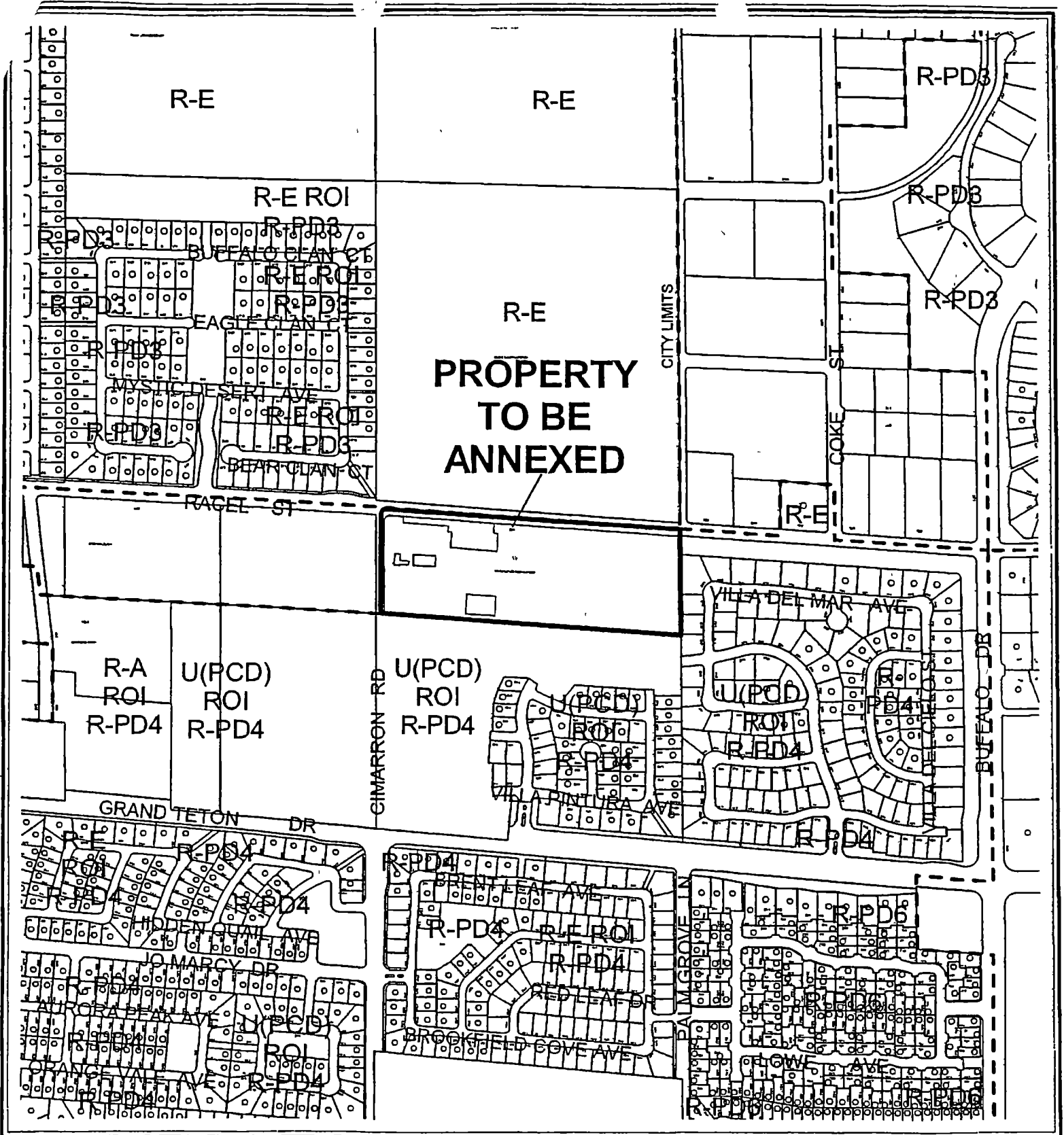
11 APPROVED:

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13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BARBARA JO RONEMUS, City Clerk

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CASE: A-0041-02(A)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-19 – Updates the description of the City’s ward boundaries. Proposed by: Barbara Jo Ronemus, City Clerk

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City Council recently adopted Ordinance No. 5556, which made adjustments to the City’s ward boundaries. One of the changes made by that ordinance was based on erroneous information. This bill will correct the error and make any additional changes that need to be made at the time of adoption.

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. 2003-19

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-19 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

CITY CLERK BARBARA JO (RONI) RONEMUS explained that this is a housekeeping measure to relocate a precinct, as reflected in the current ward maps.

AL GALLEG0, citizen of Las Vegas, noted that Ward 6 is growing very quickly, but the boundaries are only changed after a census. COUNCILMAN MACK clarified with CITY CLERK RONEMUS that the wards can be reconfigured more frequently. The Charter allows reconfiguration between censuses when there is discrepancy of five percent or more between the wards.

RECOMMENDING COMMITTEE MEETING OF FEBRUARY 18, 2003

City Attorney

Item 5 – Bill No. 2003-19

MINUTES – Continued:

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:14 – 4:17)

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BILL NO. 2003-19

ORDINANCE NO. _____

AN ORDINANCE TO UPDATE THE DESCRIPTION OF THE CITY'S WARD BOUNDARIES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Barbara Jo Ronemus, City Clerk Summary: Updates the description of the City ward boundaries.

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

SECTION 1: Title 1, Chapter 16, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, and Section 1 of Ordinance No. 5556 are hereby amended so that Section 1.16.020 reads as follows:

1.16.020: Ward No. 1 shall consist of that area of the City which is encompassed within election precinct numbers 3120, 3127, 3301, 3302, 3308, 3309, 3310, 3311, 3312, 3320, 3321, 3322, 3323, 3326, 3353, 3354, 3900, 3901, 4325, 4350, 4351, 4352, 4353, 4354, 4355, 4356, 4901, 5014, 6013, 6031, 6034, 6333, 6351, 6352, 6353, 6354, 6355, 6360, 6361, 6362, 6363, 6364, 6365, 6370, 6371, 6372, 6373, 6374, 6375, 6384, 6385, 6390, 6391, 6392, 6393, 6394, 6395, 6396, 6400, 6401, 6402 and 6403.

SECTION 2: Title 1, Chapter 16, Section 70, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, and Section 4 of Ordinance No. 5556 are hereby amended so that Section 1.16.070 reads as follows:

1.16.070: Ward No. 6 shall consist of that area of the City which is encompassed within election precinct numbers 2037, 2044, 2047, 2048, 2052, 2322, 2323, 2324, 2325, 2326, 2330, 2331, 2338, 2341, 2344, 2345, 2346, 2350, 2351, 2352, 2353, 2354, 2355, 2454, 2455, 2460, 2462, 2901, 2902, [3308,] 3453, 3463, 3464, 3465, 3466, 3470, 3471, 3472, 3475, 3476, 3481, 3482, 3483, 3485, 3486, 3490, 3491, 3494, 3495, 3500, 3501, 3502, 3505, 3510, 3514, 3520, 3524, 3525, 3526, 3527, 3530, 3956, 3961, 3965, 6305, 6310, 6341 and 6342.

SECTION 3: 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

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

7 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
8 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
9 1983 Edition, in conflict herewith are hereby repealed.

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

11 APPROVED:

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By _____
OSCAR B. GOODMAN, Mayor

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ATTEST:

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BARBARA JO RONEMUS, City Clerk

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APPROVED AS TO FORM:

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Val Steed 1-23-03
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: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-14 – Annexation No A-0034-02(A) – Property location: On the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive; Petitioned by. El Durango, LLC; Acreage 2.55 acres, Zoned R-E (County zoning), U (ML) (City equivalent). Sponsored by. Councilman Michael Mack

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (March 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 2003-14 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-14 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 the item was in order.

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

COUNCILMAN WEEKLY declared the Public Hearing closed

(4:17)

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BILL NO. 2003-14

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-0034-02(A))

Sponsored by: Councilman Michael Mack Summary: Annexes property described generally as located on the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive.

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:

The Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 18, Township 19 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, being LOT 1 of the LAND DIVISION, LD-21-90, recorded March 15, 1990 in Book 900315 as Instrument Number 00610 and the adjoining half-street rights-of-way of PARK STREET (30.00 feet wide as measured from centerline thereof) and DONALD NELSON AVENUE (30.00 feet wide as measured from centerline thereof) and the adjoining 15.00-foot radius corner fillet parcel.

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 City is eligible to annex the described territory since the landowners have signed a petition constituting one hundred percent (100%) of the owners of

1 record of individual lots or parcels of land within the annexation area.

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

18 SECTION 4: The annexation of the described territory shall become effective on the
19 14th day of March, 2003, and on that date the City will have the funds appropriated in sufficient
20 amount to finance the extension into the described territory of police protection, fire protection, street
21 maintenance, street sweeping, and street lighting maintenance.

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

26 SECTION 6: The City Engineer is hereby instructed to cause to be prepared an
27 accurate map or plat of the described territory and to record the map or plat, together with a certified
28 copy of this ordinance, in the office of the County Recorder of Clark County, Nevada, which

1 recording shall be done prior to the 14th day of March, 2003.

2 SECTION 7: The described territory, which previously has been zoned R-E (County
3 of Clark classification), is hereby classified as U (ML) (City of Las Vegas classification), which is
4 deemed to be the City equivalent of the County classification.

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

13 SECTION 9: All ordinances or parts of ordinances, sections, subsections, phrases,
14 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
15 1983 Edition, in conflict herewith are hereby repealed.

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

17 APPROVED:

18
19 By _____
20 OSCAR B. GOODMAN, Mayor

21 ATTEST:

22 BARBARA JO RONEMUS, City Clerk

23 APPROVED AS TO FORM:

24 Val Steed 1-22-03
25 Date

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27
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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; thereafter the said
4 committee reported favorably on said ordinance on the _____ day of _____, 2003,
5 which was a _____ meeting of said Council; that at said _____ meeting,
6 the proposed ordinance was read by title to the City Council as first introduced and adopted by the
7 following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

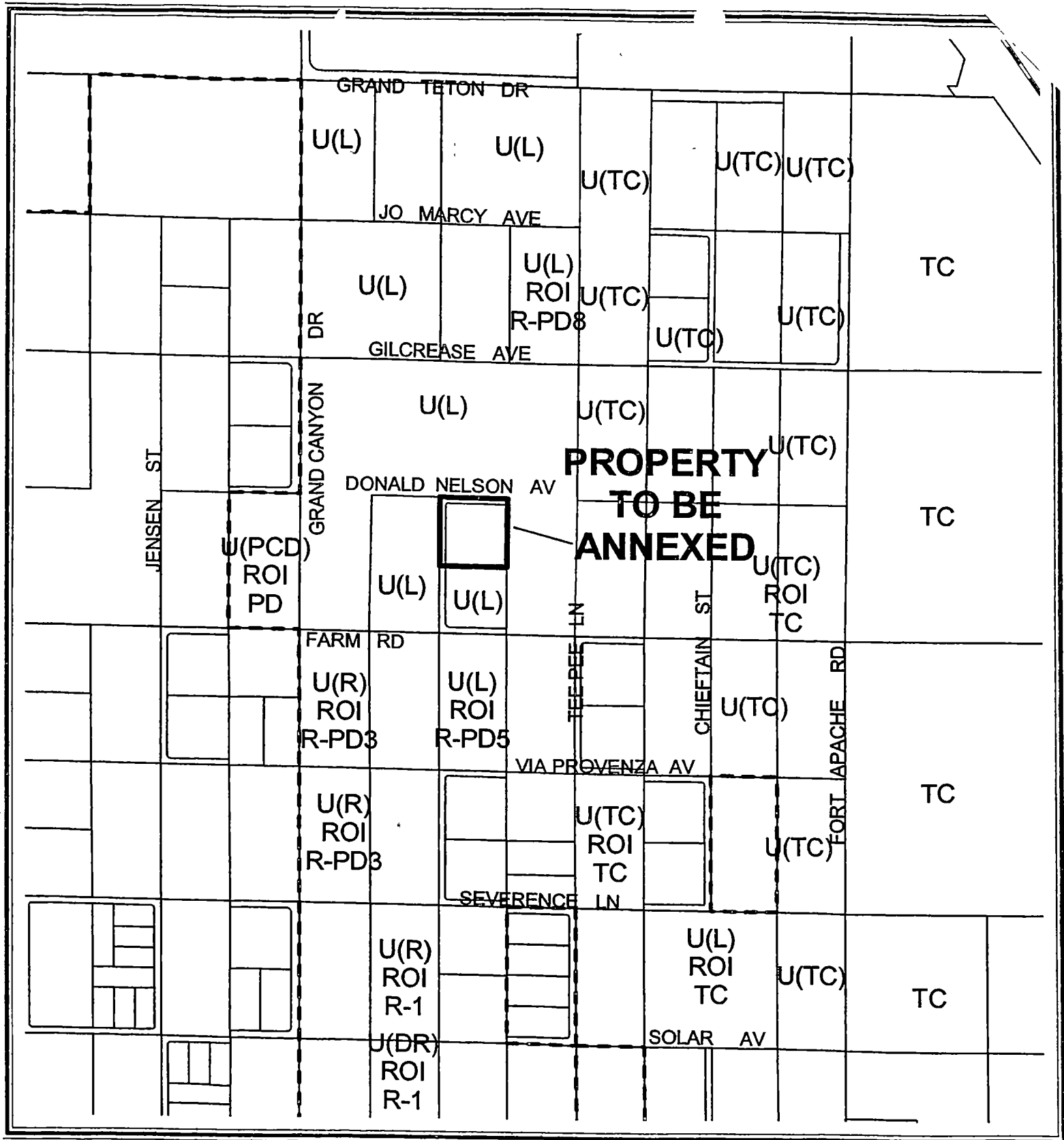
10 ABSENT: _____

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-0034-02(A)



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-17 – Authorizes the City to impose minimum landscaping requirements on multi-family developments that were approved before minimum requirements were established.

Sponsored by: Councilman Michael J. McDonald

Fiscal Impact

No Impact

Amount:

Budget Funds Available

Dept./Division:

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Generally, multi-family developments within the City are required to maintain landscaping in accordance with certain standards. However, older developments approved before minimum landscaping requirements were established currently do not have to meet such standards. This bill will authorize the City to require such developments that do not have adequate landscaping to submit a plan for approval and to maintain landscaping in accordance therewith.

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. 2003-17

Submitted after Final Agenda: Support letter from V. Arnold and Board

Submitted at meeting: photograph

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-17 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF FEBRUARY 18, 2003

City Attorney

Item 7 – Bill No. 2003-17

MINUTES – Continued:

COUNCILMAN McDONALD explained that this sets standards for buildings built back before the code included landscaping requirements or people who let their landscaping go. City research reflects that when complaints are received, there is no way to require these properties to comply. He submitted a photograph of a complex that is an example of the problem throughout many neighborhoods. This is a tool for the Rapid Response Team to force livable space. It does take into consideration the drought situation and is reasonable. The City has made quality of life a focus point.

TODD FARLOW, 240 North Nineteenth Street, indicated that he and his neighborhood organization object to this bill only applying to multi-family developments. It should be applied to all residential property. His neighborhood includes at least three properties that this would apply to.

AL GALLEGO questioned the zoning applicable to multi-family developments. He confirmed with ROBERT GENZER, Director of Planning & Development, that multi-family would include anything beyond one unit, such as a duplex. MR. GALLEGO concurred with the comments made by MR. FARLOW. The dirt in the air is going to force him from his home

COUNCILMAN McDONALD outlined the information obtained at a seminar regarding these types of standards adopted by other cities. Pasadena, California, has code requirements for front yard landscaping. It is important that a standard be set, but not create undue hardship for seniors or other challenged property owners.

TOM McGOWAN, Las Vegas resident, confirmed with COUNCILMAN WEEKLY and CHIEF DEPUTY CITY ATTORNEY STEED that this bill will apply Citywide and that there are no legal implications of imposing retroactive standards. Based on those assurances, he supported the passage of the bill with the use of xeriscape or water conservation measures. MR. GENZER explained that after a property is cited, they will be required to submit a landscape plan for approval. There are no specifics to govern the plan, but it would eventually be approved by the City. The plan would be reviewed, pursuant to the drought plan, on a case-by-case basis.

COUNCILMAN MACK supported the bill as drafted, but expressed a concern with issues that might come up if it were expanded to all residential property. COUNCILMAN McDONALD agreed with him that such issues would have to be resolved before any such expansion.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:04 – 4:12)

1 **BILL NO. 2003-17**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AUTHORIZE THE CITY TO IMPOSE MINIMUM LANDSCAPING
4 REQUIREMENTS ON MULTI-FAMILY DEVELOPMENTS THAT WERE APPROVED BEFORE
5 MINIMUM REQUIREMENTS WERE ESTABLISHED, AND TO PROVIDE FOR OTHER
6 RELATED MATTERS

6 Sponsored by: Councilman Michael J. McDonald Summary: Authorizes the City to impose
7 minimum landscaping requirements on multi-
8 family developments that were approved before
9 minimum requirements were established.

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

11 SECTION 1: Title 19, Chapter 12, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 90,
13 reading as follows.

14 **19.12.090:** (A) Multi-family developments that were approved before the minimum
15 landscaping requirements of this Chapter went into effect may be required to comply with those
16 requirements, within a reasonable time and to the extent reasonably possible. Upon notice from the
17 Department of Neighborhood Services, and within the time period specified in the notice, the owner
18 or manager of a development shall submit to the Planning and Development Department a proposed
19 landscaping plan. The submittal shall be subject to the approval of the Director. If a proposed
20 landscaping plan is denied, the owner or manager may appeal the denial to the Planning Commission.

21 (B) Upon approval of a landscaping plan, the owner and manager of the
22 development shall be jointly and severally responsible for maintaining the approved landscaping in
23 accordance with this Chapter.

24 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or
25 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
26 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
27 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
28 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,

1 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
2 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
3 invalid or ineffective.

4 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
5 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
6 1983 Edition, in conflict herewith are hereby repealed.

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

8 APPROVED:

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By _____
OSCAR B. GOODMAN, Mayor

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12 ATTEST:

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14 BARBARA JO RONEMUS, City Clerk

15 APPROVED AS TO FORM:

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Sal Steed 1-23-03
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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Charleston Neighborhood
Preservation

18 Feb 2003

RECEIVED
CITY CLERK
2003 FEB 18 P 2:07

Dear Recommending Committee,
Councilman Wehly & Mack —

This original notice is to inform you
and Councilman W.S. McDonald that we are

[for] Bill # 2003-17 (Item 7 on 18 Feb 03 agenda).

Directly needed is the support this bill
— if enforced will provide the livability,
physical & emotional health to the residents
of this city.

Ward One may be one of the first
neighborhoods to display the lack of such a
bill but other neighborhoods will fall
victim if this bill # 2003-17 is not
recommended & subsequently approved by
the full Council.

Sincerely,
J. Donald
Board



#7

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-18 – Ordinance Creating Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive) Sponsored by: Step Requirement

Fiscal Impact

No Impact

Amount: \$74,652.28

Budget Funds Available

Dept./Division: Public Works/SID

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

The construction and installation of pavement, “L” type curb and gutter, sidewalk, driveway approaches, water laterals and mains, sewer laterals and mains, and streetlights.

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. 2003-18

COMMITTEE RECOMMENDATION:

COUNCILMAN MACK recommended Bill 2003-18 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 the item was in order.

No one appeared in opposition and there was no further discussion

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4.18)

1-435

BILL NO. 2003-18

ORDINANCE NO. _____

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1499 – ALEXANDER ROAD (US-95 TO RANCHO DRIVE) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

Summary: Creation Ordinance

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark, State of Nevada, has determined and does hereby declare that the public convenience and necessity require, and the City Council deems it necessary to create, the Las Vegas, Nevada, Special Improvement District No. 1499 – Alexander Road (US-95 to Rancho Drive) (hereinafter the "District"), for the purpose of constructing and improving or acquiring and improving a Street Project, Sanitary Sewer Project, and a Water Project as defined in Chapter 271, Nevada Revised Statutes (hereinafter the "Project"), and to defray a portion of the entire cost and expense of such Project by special assessments, according to benefits, against the benefited lots, tracts and parcels of land within the District; and

WHEREAS, by a resolution heretofore passed and approved (the "Provisional Order Resolution"), the City Council declared its determination to create the District for the purpose of making the Project, stating therein the character and location of the Project, what portion of the entire expense thereof shall be paid by special assessments, and that the assessment is to be made according to benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made; and

WHEREAS, the City Council has heretofore determined that a portion of the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from in the Project; and

WHEREAS, among other documents, the City Engineer and the Engineering Integration Division (hereinafter the "Engineer", collectively) made out a preliminary assessment roll and an assessment plat for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed; the amount

of the estimated assessment to be levied thereon; and the amount of maximum special benefits (and corresponding market value increases); and the Engineer has reported the preliminary assessment roll and assessment plat to the City Council and has prepared and reported the "Engineer's Report to the City Council on Benefits," and has filed the assessment plat, preliminary assessment roll and the Engineer's Report with the City Clerk; and

WHEREAS, pursuant to the Provisional Order Resolution, the City Council gave notice (in the manner specified by NRS 271.305) of the filing of the preliminary plans, assessment plat, preliminary assessment roll, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits (and corresponding market value increases), and of the time and place of a hearing thereon; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, all owners of property to be assessed and interested persons so desiring were permitted to file a written protest or objection on or before Friday, January 17, 2003, and to appear before the City Council on Wednesday, January 22, 2003, to be heard as to the propriety and advisability of acquiring and improving the Project provisionally ordered, as to the estimated cost thereof, the manner of payment therefor, and as to the amount thereof to be assessed, the benefits estimated to be conferred against each tract, and the corresponding market value increases expected for each tract in the District; and

WHEREAS, the City Council has determined, and does hereby determine, that the City shall pay the costs of the Project in part with funds derived from the levy of assessments, and the City will pay one-half or more of the costs with monies derived from sources other than the levy of special assessments and that the exception provided by NRS 271.306(2)(a) does exist with respect to the Project; and

WHEREAS, the written and oral objections and protests received were duly considered, and the City Council has determined that it is in the best interests of the City, and the inhabitants thereof, to create the District as theretofore proposed; and

WHEREAS, every written protest and other objection was found to be without sufficient merit and was overruled by the City Council by the Special Improvement District No 1499 Protest Disposal Resolution, and

WHEREAS, any person filing a written complaint, protest or objection shall have the right, within 30 days after the City Council has finally passed on such complaint, protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination, and

WHEREAS, the City Council and the Engineer have done all things necessary and preliminary to the creation of the District, by filing with the City Clerk an accurate estimate of cost, full and detailed, final revised plans and specifications, revised assessment plat, revised final map, and a report on benefits by the Engineer The City Council desires now to authorize such improvements and work by this Ordinance

NOW, THEREFORE, THE CITY COUNCIL, OF THE CITY OF LAS VEGAS, DOES ORDAIN AS FOLLOWS

Section 1 That this Ordinance shall be known as, and may be cited by, the short title "Special Improvement District No 1499 Creation Ordinance" (the "Ordinance")

Section 2 That the City Council has heretofore determined and does hereby determine that each and every protest and objection made in connection with the District is without sufficient merit and the same be, and the same heretofore have been, by the Special Improvement District No 1499 Protest Disposal Resolution, overruled, and finally passed upon by the City Council

Section 3 That the City Council has also determined and does hereby declare as follows

- (a) The public convenience and necessity require the creation of the District
- (b) The creation of the District is economically sound and feasible
- (c) The market value of each of the benefited lots, tracts and parcels of land in the District will be increased by an amount directly attributable to the Project for which the assessment is made

Section 4 That there hereby is created in the City an improvement district designated as the "Las Vegas, Nevada, Special Improvement District No 1499 – Alexander Road (US-95 to Rancho Drive)" for the purpose of acquiring a Project as more particularly described below The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed,

shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) The streets to be improved by the improvements are:

Alexander Road (SOUTH SIDE) - from the centerline of Rancho Drive westerly along Alexander Road approximately 692-feet (100-foot of right-of-way)

Section 5 That the Project, which is hereby ordered to be acquired, shall be located within the boundaries of the District, and shall be as shown in the final plans and specifications heretofore filed in the City Clerk's office, without minor details being described. The character of the improvements shall be described more particularly as follows:

The improvements on Alexander Road will consist of the grading, regrading, graveling, and asphalt paving as necessary for at least four (4) travel lanes, a two-way center left turn lane with raised medians at the signalized or future signalized intersections, "L" type curb and gutter, sidewalks, commercial or residential driveway approach and streetlights. The streetlights will be installed at the back of the sidewalk at appropriate intervals. At the request of the owners of property in the District (filed with the office of the Special Improvement District prior to November 29, 2002) water and sewer laterals will be installed from the existing or proposed main lines in Alexander Road to such property. Sewer lines within the District are owned and maintained by the City. The City will require that properties connecting to the sewer line pay a connection fee and be annexed to the City at the time of hookup. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

The City Council has determined that the cost of the Project is of special benefit and shall be paid by special assessments against the lots, tracts and parcels of land so benefited.

Section 6 That the estimated total cost of the Project shall be apportioned and assessed as follows:

Total Cost	Estimated Amount of Special Assessments	Amount Available from Other Sources
\$ 3,019,038.00	\$ 74,652.28	\$ 2,944,385.72

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the

estimated benefits and corresponding market value increases), provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly shaped lots or lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are equal and uniform

The assessments will be levied on a front foot method for the installation of pavement, curb, gutter, sidewalk, residential driveways and street lights and on a square foot method for the installation of commercial driveways. Each property owner will be assessed for the cost of a pavement section, curb, gutter, sidewalks, driveway approaches and streetlights, where not already existing. The owners of property who elect to have water or sewer installed will be assessed on a per service or unit lot method for the installation of sewer laterals or water laterals. The potable water and sanitary sewer main extensions will be assessed on a front foot method.

Such basis of assessments has been designated by the City Council in the Special Improvement District No. 1499 Provisional Order Resolution.

Section 7 That the portion of the costs to be assessed against, and the maximum amount of benefits estimated (and corresponding market value increases) to be conferred upon, each piece or parcel of property in the District is stated in the assessment plat and addendum thereto, as designated preliminary assessment roll. In cases of wedge or "V" or any other irregularly-shaped tracts, the amount apportioned thereto shall be in proportion to the special benefits thereby derived.

Section 8 That the City Engineer, in cooperation with the City, is hereby authorized to advertise for performing the work and making the improvements in the Las Vegas Review-Journal, a daily newspaper published in Las Vegas, Nevada, and of general circulation in the City. Such notice shall be published at least once, not less than seven days before the opening of bids. The notice shall be in substantially the form provided by the plans, specifications and contract documents.

Section 9 That after the award of the contract, the City Council shall determine the total cost of the work performed, including incidentals, and assessments shall be levied in accordance with the laws of the State, and the City Council shall provide that the assessments may be payable without interest or demand at the election of the owner during a specified cash payment period, or in twenty (20) substantially equal semi-annual installments of principal and interest. The City Council shall provide the

time and terms of payment of such assessments and shall fix penalties (not to exceed two percent (2%) per month) to be collected upon delinquent payments. The City Council shall also provide the rate of interest on unpaid installments of assessments which will not exceed the current maximum rate of interest permitted under the Nevada Revised Statutes. If assessment bonds are issued, such rate will not exceed more than one percent (1%) of the highest rate of interest on any of the assessment bonds for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed more than three percent (3%) the "Index of Twenty Bonds", which shall have been most recently published at the time bids for the bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. If bonds are not issued for the District, the City Council shall by resolution establish the rate of interest on unpaid and deferred installments of assessments.

Section 10 That 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 performing of all prerequisites to the creation of the District, the acquisition of the improvements, the specially benefited property therein, the determination that the lots, tracts and parcels of land in the District will receive special benefits and market value increases, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved and confirmed.

Section 11 That 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 all necessary documents, legal proceedings, construction contracts, engineering specifications, contract addenda, and other items necessary or desirable for the completion of the levying of the assessments for the District and the issuance of the bonds.

Section 12 That in accordance with NRS 271.325 (6), upon the final adoption of this Ordinance, the City Clerk is hereby authorized and directed to immediately file in the office of the County Recorder a certified copy of the preliminary assessment roll (the list of the tracts to be assessed). The County Recorder is to record such assessment roll for the purpose of establishing the record of lien or

liens against the lots, tracts, and parcels of land and the amounts of maximum benefits estimated to be assessed against each tract in the assessment area as set forth in this Ordinance

Section 13 That 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 14 That in accordance with Section 2.110 of the Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request. Thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before March 5, 2003, such publication to be in substantially the following form:

(Form of Publication of Notice of Filing)

Notice of Filing Of

ORDINANCE NO _____

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO 1499 – ALEXANDER ROAD (US-95 TO RANCHO DRIVE) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 5th day of February, 2003, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 5th day of March, 2003

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication of Notice of Filing)

Section 15 That this Ordinance shall be in effect on the day after its publication, as hereinafter provided. After this Ordinance is signed by the Mayor and attested and sealed by the City Clerk, this Ordinance shall be published by title only, together with the names of the City Council voting for and against its passage, and with a statement that typewritten copies of the Ordinance are available for inspection by all interested parties at the office of the City Clerk, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having general circulation in the City, at least once, pursuant to Section 2 110 of the City of Las Vegas Charter and all laws thereunto enabling Such publication shall be in substantially the following form

(Form for Publication After Final Adoption of Ordinance)

ORDINANCE NO _____

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO 1499 – ALEXANDER ROAD (US-95 TO RANCHO DRIVE) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on February 5, 2003, and was passed at a regular meeting held on March 5, 2003, by the following vote of the City Council of the City of Las Vegas, Nevada

Those Voting Aye

Oscar B Goodman
Gary Reese
Michael J McDonald
Larry Brown
Lynette Boggs McDonald
Lawrence Weekly
Michael Mack

Those Voting Nay

Those Absent

This Ordinance shall be in full force and effect from and after _____, 2003, i e , the date of 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

This _____ day of _____, 2003

/s/ OSCAR B GOODMAN
Mayor
City of Las Vegas, Nevada

(SEAL)

Attest
/s/ BARBARA JO RONEMUS
City Clerk

Section 16. That 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

Introduced February 5, 2003, PASSED, ADOPTED AND APPROVED March 5, 2003

OSCAR B GOODMAN, Mayor

Attest.

BARBARA JO RONEMUS, City Clerk

Approved as to form

1-23-03
Date Madeline J. DiPietro DiCicco
Deputy City Attorney

5 All members of the City Council were given due and proper notice of the meetings held on February 5, and March 5, 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 (3) working days before the meetings at the principal office of the City 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 City Council, to wit

- (i) City Hall
City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (ii) Senior Citizens Center
Las Vegas, Nevada
- (iii) Clark County Government Center
500 South Grand Central Parkway
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 (3) working days before the meetings to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council

6 A copy of such notice so given of the meeting of the City Council on February 5, 2003, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on March 5, 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 March 5, 2003

BARBARA JO RONEMUS, City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of February 5, 2003 Meeting)

EXHIBIT B

(Attach Copy of Notice of March 5, 2003 Meeting)

EXHIBIT C

(Attach Affidavit of Publication of Notice of Filing of Creation Ordinance)

EXHIBIT D

(Attach Affidavit of Publication of Title of Creation Ordinance)

TM (RECOMMENDING CTTEE) - [4th FLOOR, 18 FEB., '03 (8th FLOOR) (CH. L. WALK)]
.. (1 MIN.) ..

- TOM MCGOWAN, LAS VEGAS RESIDENT AND CANDIDATE FOR ELECTION AS MAYOR OF THE CITY OF LAS VEGAS, NEVADA.

1) THE SECRET OF OFFICIAL POWER IS IN NOT HAVING TO USE IT. AND THE ABUSE OF OFFICIAL POWER FOR POLITICALLY EXPEDIENT DISCRIMINATORY PURPOSE IS PARTICULARLY REPUGNANT, UNREASONABLE, UNJUST AND COWARDLY, IN THE EXTREME.

THERE ARE MANY FORMS OF DISCRIMINATION, INCLUDING 'REVERSE' DISCRIMINATION, PERHAPS MOST EVIDENT ON THE PART OF THOSE WHO ERRONEOUSLY THINK THAT "EQUALITY", COUPLED WITH OFFICIAL EMPOWERMENT, EQUATES TO 'SUPERIOR ADVANTAGE'. AND THE WORST FORM OF DISCRIMINATION IS POLITICALLY EXPEDIENT DISCRIMINATION AGAINST ONE'S OWN KIND, WHICH SERVES INDICATIVE OF A DEEPLY-ROOTED SENSE OF 'GUILT'-BASED STATE OF DENIAL OF ONE'S INTRINSIC SELF-IDENTITY, WHICH EXTENDS TO IMPACT OTHER INTERESTED AND AFFECTED PEOPLE.

'HUMAN' MEANS: 'IMPERFECT', AND HUMAN GOVERNMENT INHERENTLY IS IMPERFECT. BUT THERE IS A HIGHER MORAL IMPERATIVE THAN THE 'LAWS' OF IMPERFECT HUMAN GOVERNMENT, AND AN INFINITELY HIGHER AUTHORITY VESTED IN A SUPREME BEING, THE CREATOR OF ALL THINGS. ~ WHICH IS 'WHY' THE FUNDAMENTAL CORE ISSUE SURROUNDING THE 'GOD IN ME MINISTRY' ON HASSELL AVE. IN WARD 5 IS OF PROFOUND SIGNIFICANCE AND ENDURING IMPACTIVE CONSEQUENCE IN TERMS OF THE POTENTIAL TO SET BACK THE CAUSE OF CIVIL RIGHTS BY MORE THAN FIVE HUNDRED (500) YEARS, BEFORE AN ENTIRE CITY, COUNTY, REGION, STATE, NATION AND ENTIRE WORLD (!) ~ THEREFORE, I RECOMMEND YOU RESOLVE THE ISSUE OF THE 'GOD IN ME MINISTRY' ON HASSELL AVE. IN A FAIR AND REASONABLE MANNER, -- NOT FOR MY SAKE, OR YOUR SAKE, OR THEIR SAKE, -- BUT FOR GOD'S SAKE (!).

27
04"
Thank you. / ~

cit. participation

City of Las Vegas

RECOMMENDING COMMITTEE AGENDA RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 18, 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 and mayoral candidate, submitted written comments outlining the secret of official power. Political expediency is the worse type of discrimination. Human means imperfection and human government is inherently imperfect. It is the spirituality of the God In Me Ministry which makes it such a profound issue. This profound issue should be resolved in a fair, reasonable and equitable manner, for God's sake.

TODD FARLOW, 240 North 19th Street, discussed the process of working through a Council person in order to incorporate all residential properties into a bill like 2003-17.

(4:18 – 4:21)

1-448

THE MEETING ADJOURNED AT 4:21 P.M.

Respectfully submitted:



GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK

March 6, 2003