

City of Las Vegas

Agenda Item No. 50

AGENDA SUMMARY PAGE**SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-148-2003 - Approval of a Resolution directing the City Treasurer to prepare the Third Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Granada At Summerlin - Unit 1.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-148-2003

MOTION:

REESE – APPROVED Items 3, 5-52, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 14 because it involves a request filed by Timbers Hospitality Group, which is primarily owned by his brother-in-law, **ANDREW DONNER**

Item 4: **APPROVED** under separate action (see individual item)

Item 53: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 – 9:31)

1-785

RESOLUTION NO. R-148-2003

A RESOLUTION DIRECTING THE CITY TREASURER OF THE CITY OF LAS VEGAS TO APPORTION THE UNCOLLECTED AMOUNT OF THE SPECIAL ASSESSMENT AGAINST ANY LOT OR PARCEL OF PROPERTY WITHIN CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 809 (SUMMERLIN AREA) THAT HAS BEEN DIVIDED SINCE SUCH SPECIAL ASSESSMENT WAS LEVIED THEREAGAINST AMONG THE SEVERAL PARTS INTO WHICH SUCH LOT OR PARCEL HAS BEEN DIVIDED AND TO PREPARE, SUBMIT AND FILE WITH THE CITY CLERK OF SAID CITY A REPORT OF SUCH APPORTIONMENT.

WHEREAS, the City of Las Vegas (hereinafter the "City"), in the County of Clark and State of Nevada, is organized and operating pursuant to the provisions of Chapter 517, Statutes of Nevada 1983, as the same have been amended to the date hereof, and the general laws of the State; and

WHEREAS, by Ordinance No. 5597 that was duly passed, adopted and approved by the City Council of the City (hereinafter the "City Council") on the 7th day of May, 2003, the City Council created "City of Las Vegas, Nevada, Special Improvement District No. 809 (Summerlin Area)" (hereinafter the "District") for the purposes of providing for the acquisition, construction and installation of street, road, sanitary sewer, storm sewer/drainage improvements, and water main projects (hereinafter the "Project"), by defraying the entire cost and expense of the Project by special assessments, against the assessable lots and parcels of property within the District according to the benefits that would be derived from the Project by the respective lots and parcels that were to be so assessed, all in accordance with the provisions of Chapter 271, et seq., of the Nevada Revised Statutes (hereinafter "NRS") that provide therefor; and

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1 WHEREAS, by Ordinance No. 5598 that was duly passed, adopted and approved
2 by the City Council on the 7th day of May, 2003, the City Council assessed all of the
3 costs and expenses of acquiring, constructing, and installing the Project against the
4 assessable lots and parcels of property within the District that were benefited by the
5 Project; and

6 WHEREAS, NRS 271.425 provides that, if any lot or parcel of property within a
7 special improvement district, that has been created by a municipality in the State, is
8 divided after a special assessment thereupon has been levied and divided into
9 installments and before the collection of all of the installments, the governing body of the
10 municipality may require the municipal treasurer to apportion the uncollected amount of
11 such special assessment among the several parts into which such lot or parcel has been
12 divided; and

13 WHEREAS, that certain lot or parcel of property, identified by the Clark County,
14 Nevada, County Assessor's parcel number as Parcel 137-34-410-002, and is situate
15 within the District, has been divided after the special assessments were levied and
16 divided into installments, and not all of those installments have been collected or
17 apportioned among other lots and parcels that may have been created out of said Parcel
18 after the assessments were levied; and

19 WHEREAS, the City Council desires, by this Resolution, to direct the City
20 Treasurer of the City (hereinafter the "City Treasurer") to apportion the uncollected and
21 heretofore unapportioned amounts of the special assessments that have been levied
22 upon the above-described Parcel among the several parts into which said Parcel has
23 been divided;

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1 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las
2 Vegas, Nevada, at this regular meeting thereof being held on this 29th day of October,
3 2003, as follows:

4 SECTION 1. That the City Treasurer be, and he hereby is, authorized,
5 empowered and directed to apportion, on an equitable basis, the uncollected and
6 unapportioned amounts of the special assessments that were, by virtue of the adoption
7 by the City Council of Ordinance No. 5598, levied upon that certain lot or parcel of
8 property that is situate within the District and is identified by the Clark County, Nevada,
9 County Assessor's parcel number as Parcel 137-34-410-002, among the several parts
10 into which said Parcel has been divided.

11 SECTION 2. That the City Treasurer be, and he hereby is, further
12 authorized, empowered and directed to prepare, submit and file with the City Clerk of the
13 City (hereinafter the "City Clerk") a report of the apportionment that is required by Section
14 1 of this Resolution.

15 SECTION 3. That the City Clerk be, and she hereby is, authorized,
16 empowered and directed to furnish a copy of this Resolution to the City Treasurer.

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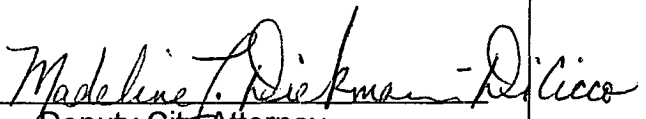
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1 SECTION 4. That all resolutions, or parts thereof, that are in conflict with
2 the provisions of this Resolution be, and they hereby are, repealed.

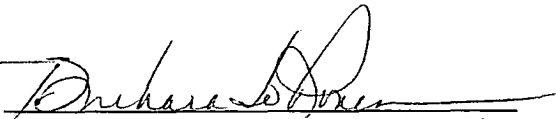
3 PASSED, ADOPTED AND APPROVED this 29th day of October, 2003.

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6 OSCAR B. GOODMAN, Mayor

7 Approved as to form:

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9 10-17-'03 
10 Date Deputy City Attorney

11 ATTEST:

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13 BARBARA JO RONEMUS, City Clerk
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City of Las Vegas

Agenda Item No. 51

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

RESOLUTIONS:

R-149-2003 - Approval of a Resolution approving the Third Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Granada At Summerlin - Unit 1.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-149-2003

MOTION:

REESE – APPROVED Items 3, 5-52, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 14 because it involves a request filed by Timbers Hospitality Group, which is primarily owned by his brother-in-law, **ANDREW DONNER**

Item 4: APPROVED under separate action (see individual item)

Item 53: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:28 – 9:31)

1-785

RESOLUTION NO. R-149-2003

A RESOLUTION RELATING TO CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 809 (SUMMERLIN AREA); APPROVING THE THIRD ASSESSMENT LIEN APPORTIONMENT REPORT WITH RESPECT TO CERTAIN LOTS AND PARCELS OF PROPERTY WITHIN SAID DISTRICT; AND DIRECTING THE RECORDATION OF SAID REPORT.

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and the "City", respectively), in the County of Clark and State of Nevada, has taken the requisite legal action that is preliminary to, and in the creation of, "City of Las Vegas, Nevada, Special Improvement District No. 809 (Summerlin Area)" (hereinafter the "District"), for the purposes of providing for the acquisition, construction and installation of street, road, sanitary sewer, storm sewer/drainage improvements, and water main projects (hereinafter the "Project"), and of defraying the entire costs and expenses of the Project, by special assessments, against the assessable lots and parcels of property within the District according to the benefits that would be derived from the Project by the respective lots and parcels that were to be so assessed, all in accordance with the provisions of Chapter 271, et seq., of the Nevada Revised Statutes (hereinafter "NRS") that provide therefor; and

WHEREAS, the City Council, pursuant to NRS 271.425, has directed the City Treasurer of the City (hereinafter the "City Treasurer") to apportion, on an equitable basis, the uncollected and heretofore unapportioned amounts of the special assessments that were levied upon that certain lot or parcel of property situate within the District and identified by the Clark County, Nevada, County Assessor's parcel number as Parcel 137-34-410-002, among the several parts into which said Parcel has been divided, and to

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1 prepare, submit and file with the City Clerk of the City (hereinafter the "City Clerk") a
2 report of such apportionment; and

3 WHEREAS, the City Treasurer, on the 29th day of October, 2003, filed with the
4 City Clerk a copy of his report of such apportionment that is entitled "Third Assessment
5 Lien Apportionment Report for City of Las Vegas, Nevada, Special Improvement District
6 No. 809 (Summerlin Area)"; and

7 WHEREAS, the City Council has reviewed that Report and has found the same, in
8 all respects, to be satisfactory;

9 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las
10 Vegas, Nevada, at this regular meeting thereof being held on this 29th day of October,
11 2003, as follows:

12 SECTION 1. That certain document entitled "Third Assessment Lien
13 Apportionment Report for City of Las Vegas, Nevada, Special Improvement District
14 No. 809 (Summerlin Area)", a copy of which is attached as Exhibit "A" hereto, is hereby
15 approved and adopted as and for the City's plan for the apportionment of the uncollected
16 and heretofore unapportioned amounts of the special assessments that were levied upon
17 that certain lot and parcel of property that is situate within the District and is identified by
18 the Clark County, Nevada, County Assessor's parcel number as Parcel 137-34-410-002,
19 among the several parts into which said Parcel, has been divided.

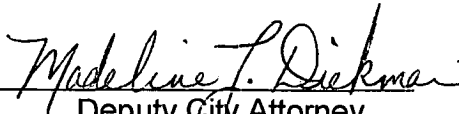
20 SECTION 2. That the City Clerk is hereby authorized, empowered and
21 directed to record in the Office of the County Recorder of Clark County, Nevada, a copy
22 of the above-referenced Report, together with a statement that the current payment
23 status of any of the assessments that are shown thereon may be obtained from the City
24 Treasurer.

1 SECTION 3. That all resolutions, or parts thereof, that are in conflict with
2 the provisions of this Resolution be, and they hereby are, repealed.

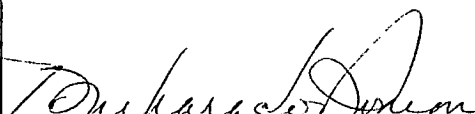
3 PASSED, ADOPTED AND APPROVED this 29th day of October, 2003.

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6 OSCAR B. GOODMAN, Mayor

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8 Approved as to form:

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10 10-17-03  DiCicco
Date Deputy City Attorney

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12 ATTEST:

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15 BARBARA JO RONEMUS, City Clerk
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APN: 137-34-410-002

City of Las Vegas, Nevada
Special Improvement District No. 809
(Summerlin Area)

THIRD ASSESSMENT LIEN APPORTIONMENT REPORT
(October 29, 2003)

RETURN TO:

City of Las Vegas
Special Improvement District - 4th Floor
400 Stewart Avenue
Las Vegas, Nevada 89101

THIRD ASSESSMENT LIEN APPORTIONMENT REPORT

The assessment that has heretofore been levied against that certain parcel of property that is identified by the Clark County, Nevada, County Assessor's parcel number as Parcel 137-34-410-002, in the amount of \$844,555.33, is hereby apportioned among the lots or parcels into which said parcel has been divided, as follows:

LEGAL DESCRIPTION		PER PARCEL
BLOCK	LOT	ASSESSMENT
1	1 ¹	\$ 5,864.97
1	2 ¹	\$ 5,864.97
1	3 ¹	\$ 5,864.97
1	4 ¹	\$ 5,864.97
1	5 ¹	\$ 5,864.97
1	6 ¹	\$ 5,864.97
1	39 ¹	\$ 5,864.97
1	40 ¹	\$ 5,864.97
1	41 ¹	\$ 5,864.97
1	42 ¹	\$ 5,864.97
1	43 ¹	\$ 5,864.97
1	44 ¹	\$ 5,864.97
1	45 ¹	\$ 5,864.97
1	46 ¹	\$ 5,864.97
1	47 ¹	\$ 5,864.97
1	48 ¹	\$ 5,864.97
1	49 ¹	\$ 5,864.97

LEGAL DESCRIPTION		PER PARCEL
BLOCK	LOT	ASSESSMENT
1	50 ¹	\$ 5,864.97
1	51 ¹	\$ 5,864.97
1	52 ¹	\$ 5,864.97
1	53 ¹	\$ 5,864.97
1	54 ¹	\$ 5,864.97
1	55 ¹	\$ 5,864.97
1	56 ¹	\$ 5,864.97
1	57 ¹	\$ 5,864.97
1	58 ¹	\$ 5,864.97
1	59 ¹	\$ 5,864.97
1	60 ¹	\$ 5,864.97
1	61 ¹	\$ 5,864.97
1	62 ¹	\$ 5,864.97
1	63 ¹	\$ 5,864.97
1	64 ¹	\$ 5,864.97
1	65 ¹	\$ 5,864.97
1	66 ¹	\$ 5,864.97
2	67 ¹	\$ 5,864.97
2	68 ¹	\$ 5,864.97
2	69 ¹	\$ 5,864.97
2	70 ¹	\$ 5,864.97
2	71 ¹	\$ 5,864.97
2	72 ¹	\$ 5,864.97
2	73 ¹	\$ 5,864.97
2	74 ¹	\$ 5,864.97
2	75 ¹	\$ 5,864.97

LEGAL DESCRIPTION		PER PARCEL
BLOCK	LOT	ASSESSMENT
2	111 ¹	\$ 5,864.97
2	112 ¹	\$ 5,864.97
2	113 ¹	\$ 5,864.97
2	114 ¹	\$ 5,864.97
2	115 ¹	\$ 5,864.97
2	116 ¹	\$ 5,864.97
2	117 ¹	\$ 5,864.97
2	118 ¹	\$ 5,864.97
2	119 ¹	\$ 5,864.97
2	120 ¹	\$ 5,864.97
2	121 ¹	\$ 5,864.97
2	122 ¹	\$ 5,864.97
2	123 ¹	\$ 5,864.97
2	124 ¹	\$ 5,864.97
2	125 ¹	\$ 5,864.97
2	126 ¹	\$ 5,864.97
2	127 ¹	\$ 5,864.97
2	128 ¹	\$ 5,864.97
2	129 ¹	\$ 5,864.97
2	130 ¹	\$ 5,864.97
2	131 ¹	\$ 5,864.97
2	132 ¹	\$ 5,864.97
2	133 ¹	\$ 5,864.97
2	134 ¹	\$ 5,864.97
2	135 ¹	\$ 5,864.97

LEGAL DESCRIPTION		PER PARCEL
BLOCK	LOT	ASSESSMENT
2	136 ¹	\$ 5,864.97
2	137 ¹	\$ 5,864.97
2	138 ¹	\$ 5,864.97
2	139 ¹	\$ 5,864.97
2	140 ¹	\$ 5,864.97
2	141 ¹	\$ 5,864.97
2	142 ¹	\$ 5,864.97
2	143 ¹	\$ 5,864.97
2	144 ¹	\$ 5,864.97
SUB-TOTAL		\$ 451,602.69
REMAINDER ²		\$ 392,952.64
TOTAL		\$ 844,555.33

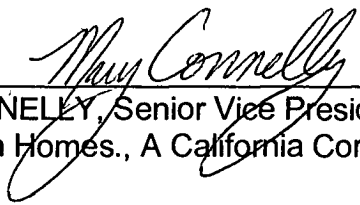
¹ of Granada At Summerlin - Unit 1 as recorded in Book 112 of Plats, Page 54 in the Office of the County Recorder, Clark County, Nevada

² Being all of Block A Lot 2 of Summerlin Village 23A – Unit 1 recorded in Book 108 of Plats, Page 29 in the Office of the County Recorder, Clark County, Nevada, excepting therefrom the following described parcel:

All of Granada At Summerlin - Unit 1 as recorded in Book 112 of Plats, Page 54 in the Office of the County Recorder, Clark County, Nevada

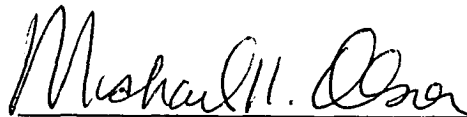
DATED this 29th day of October 2003.

I concur with the apportionments as stated above.



MARY CONNELLY, Senior Vice President
William Lyon Homes., A California Corporation

Respectfully submitted,



MICHAEL K. OLSON, City Treasurer

THE CURRENT PAYMENT STATUS OF ANY OF THE FOREGOING ASSESSMENTS MAY BE OBTAINED FROM THE OFFICE OF THE CITY TREASURER OF LAS VEGAS, NEVADA.

City of Las Vegas

Agenda Item No. 52

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ CONSENT ☐ DISCUSSION

SUBJECT:

RESOLUTIONS:

R-150-2003 - Approval of a Resolution directing the City Clerk to notify the Clark County Debt Management Commission (DMC) of a proposal to amend the use of proceeds and pledged funding source for the City of Las Vegas General Obligation \$25,000,000 Parking Bonds (Additionally Secured by Pledged Revenues) Series 2002A - Ward 3 (Reese)

Fiscal Impact

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Because the parking garage originally planned for this bond issue is now no longer feasible, the City is developing plans to change the use of the proceeds to the construction of a second tower for the City Hall campus. Additionally, the pledged source for repayment will be changed from the parking enterprise fund to consolidated tax. Bond counsel has been engaged to assist the City in our representation before the Clark County Debt Commission and ultimately to amend the bond ordinance with a consent from the insurer of the bonds.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Resolution No. R-150-2003

MOTION:

REESE – APPROVED Items 3, 5-52, and 54 – **UNANIMOUS** with **MACK** abstaining on Item 14 because it involves a request filed by Timbers Hospitality Group, which is primarily owned by his brother-in-law, **ANDREW DONNER**

Item 4: **APPROVED** under separate action (see individual item)

Item 53: **STRICKEN** under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that his brother-in-law ANDREW DONNER, has a contract with the Lady Luck and Item 52 could result in office space near City Hall; however, since it is a government office, he does not foresee a conflict with brother-in-law's contract. The property involved in Item 53 is located near property owned by his brother, STEVEN MACK, but he does not believe it will have any affect on his brother's property. His relatives have not discussed either of these items with him and he feels comfortable in voting on them.

City of Las Vegas

Agenda Item No. 52

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Consent – Resolutions

Item 52 – R-150-2003

MINUTES:

There was no further discussion.

(9:28 – 9:31)

1-785

RESOLUTION NO. R-150-2003

A RESOLUTION CONCERNING THE FINANCING OF A BUILDING PROJECT; DIRECTING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF AN AMENDMENT TO THE PROPOSAL TO ISSUE GENERAL OBLIGATION (LIMITED TAX) BONDS OF THE CITY OF LAS VEGAS, NEVADA (ADDITIONALLY SECURED BY PLEDGED REVENUES); PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, after receiving approval of the Clark County Debt Management Commission, the City of Las Vegas (the ACity@), Nevada issued the City of Las Vegas, Nevada, General Obligation (Limited Tax) Parking Bonds (Additionally Secured by Pledged Revenues, Series 2002A on December 4, 2002 (the "Bonds") pursuant to an ordinance adopted by the City Council on November 6, 2002 (the "Ordinance"); and

WHEREAS, as described in the following proposal, the City proposes (subject to the approval of the amendment to the proposal to issue general obligations by the Clark County Debt Management Commission) to amend the Ordinance to provide for pledged revenues comprised of 15% of the City's revenues received and allowed to be pledged pursuant to ' 377.080 of NRS as described below after publication of notices pursuant to NRS 350.020(3) and receipt of consent to the amendment to the Ordinance by the insurer of the Bonds:

GENERAL OBLIGATION (LIMITED TAX) PARKING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) PROPOSAL:

Shall the City of Las Vegas, Nevada, be authorized to incur a general obligation indebtedness by the issuance at one time, or from time to time, of the City's general obligation parking bonds (additionally secured by pledged revenues) in one series or more, in an aggregate principal amount of \$25,000,000 to defray wholly or in part the cost of acquiring, constructing, reconstructing, improving and equipping a building project in the City as defined in NRS 268.676, such bonds to mature serially commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, to be payable from general (ad valorem) taxes (except to the extent other revenues are available therefor, including 15% of the City's revenues

received and allowed to be pledged pursuant to ' 377.080 of NRS) and to be issued and sold at, above, or below par at an effective interest rate (including any sale discount) not exceeding the statutory maximum rate, if any, as shall be determined at the time of the sale thereof, and otherwise to be issued in such manner, upon such terms and conditions, with such covenants and agreements, and with such detail as the City may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

(the "Proposal"); and

WHEREAS, subsection 1 of NRS ' 350.014 provides, in relevant part, as follows:

"1. Before any proposal to incur a general obligation debt. . . may be submitted to the electors of a municipality. . . or, before any other formal action may be taken preliminary to the incurrence of any general obligation debt, the proposed incurrence or levy must receive the favorable vote of two-thirds of the members of the commission of each county in which the municipality is situated. . ." and

WHEREAS, subsection 1 of NRS ' 350.0145 provides, in relevant part, as follows:

"1. The governing body of the municipality proposing to incur general obligation debt, . . . shall notify the secretary of each appropriate commission, and shall submit a statement of its proposal in sufficient number of copies for each member of the commission. . . ."

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA:

Section 1. This resolution shall be designated by the short title "2003 Las Vegas Bond Amendment DMC Notice Resolution".

Section 2. All actions, proceedings, matters and things heretofore taken, had and done by the City, and the officers thereof (not inconsistent with the provisions of this

resolution) directed toward the issuance of the proposed Bonds, be and the same hereby are, ratified, approved and confirmed.

Section 3. The Clerk be, and she hereby is, authorized and directed to notify immediately the Secretary of the Clark County Debt Management Commission (the "Commission Secretary" and the "Commission", respectively) of the City's Proposal to amend the Ordinance relating to the Bonds, and to submit to said Commission Secretary a statement of the Proposal in sufficient number of copies for each member of the Commission.

Section 4. The City Finance Director is hereby authorized and directed, if necessary, to file or amend the City's statement of current and contemplated general obligation debt, debt management policy and capital improvement plan in accordance with the provisions of this resolution, and file such amended documents with the Commission and the State Department of Taxation.

Section 5. All resolutions, or parts thereof, in conflict with the provisions of this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 6. If any section, paragraph, clause or other provision of this Resolution 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 resolution.

Section 7. This Resolution shall become effective and be in force immediately upon its adoption.

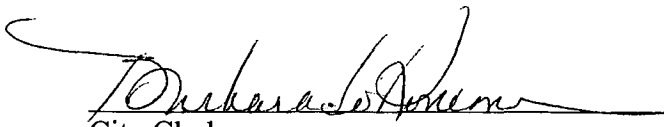
PASSED AND ADOPTED this October 29, 2003.

(SEAL)



Mayor

Attest:



City Clerk

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

I, Barbara Jo Ronemus, am the duly chosen and qualified City Clerk of the City of Las Vegas, and in the performance of my duties as City Clerk do hereby certify:

1. The foregoing pages are a true, correct, complete and compared copy of a resolution which was introduced, adopted and approved at the meeting of the City Council on October 29, 2003.

2. The following members of the City Council were present at the October 29, 2003 Council meeting and voted upon adoption of the Resolution as follows:

Those Voting Aye:	Mayor:	Oscar Goodman
	Councilmembers:	Gary Reese
		Larry Brown
		Lynette Boggs-McDonald
		Lawrence Weekly
		Michael Mack
		Janet Moncrief
Those Voting Nay:		NONE
Those Absent:		NONE

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

4. All members of the Council were given due and proper notice of the meeting held on October 29, 2003. Pursuant to ' 241.020, Nevada Revised Statutes, written notice of the meeting was given no later than 9:00 a.m. on the third working day before the meeting including the notice of time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice not later than 9:00 a.m. on the third working day before the meeting at the principal office of the Council, or if there is no principal

place, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada
- (ii) City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (iii) Senior Citizens Center
Las Vegas, Nevada
- (iv) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (v) Las Vegas Library
Las Vegas, Nevada

and

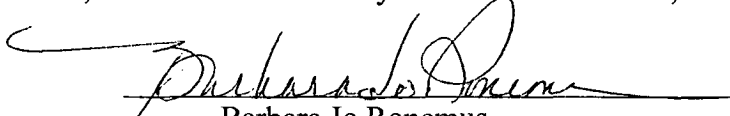
(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council. Such notice, if mailed, was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

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

6. A copy of the notice so given of the meeting of the Council held on October 29, 2003 is attached as Exhibit "A."

IN WITNESS WHEREOF, I have hereunto set my hand this October 29, 2003.

(SEAL)



Barbara Jo Ronemus
City Clerk

EXHIBIT "A"

(Attach copy of Posted Agenda)

City of Las Vegas

SPECIAL CITY COUNCIL AGENDA

OCTOBER 29, 2003
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SPECIAL CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.LasVegasNevada.gov>

OSCAR B. GOODMAN, MAYOR (At-Large) • COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

COUNCILMEMBERS: LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),

LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6), JANET MONCRIEF (Ward 1)

Facilities are provided throughout City Hall for the convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. 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. The City's TDD number is 386-9108.

OCTOBER 29, 2003

**Morning Session begins at 9:00 a.m.
Afternoon Session begins at 1:00 p.m.**

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR ACTION UNLESS SPECIFICALLY NOTED OTHERWISE.

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

DUPLICATE AUDIO TAPES MAY BE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES MAY BE AVAILABLE AT A COST OF \$5.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING.

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE EMPLOYEE OF THE MONTH
- RECOGNITION OF BRIAN KRAL AND THE RAINBOW COMPANY
- RECOGNITION OF THE PALO VERDE HIGH SCHOOL BASEBALL TEAM
- SPECIAL PRESENTATION BY THE CLARK COUNTY HEALTH DISTRICT
- RECOGNITION OF POLICE AND FIRE GAMES CHAMPION SWIMMER RYAN WYNN

BUSINESS ITEMS

1. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meeting of September 17, 2003

CONSENT AGENDA

MATTERS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED FOR APPROVAL BY THE SUBMITTING DEPARTMENTS. ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

ADMINISTRATIVE - CONSENT

3. Approval of professional services agreement with Kirchhoff & Associates for an organizational and management study (\$63,700 - General Fund)
4. Approval of the Production and Promotion Agreement between SFX Management, Inc. a subsidiary of Clear Channel Entertainment (CCE), and the Commission for the Las Vegas Centennial to provide development, creation, production and promotion of all aspects of the Las Vegas Centennial Celebration – All Wards

ADMINISTRATIVE SERVICES - CONSENT

5. Approval of the ratification of Lito Rayos in a Council support position to the Ward 1 office – Ward 1 (Moncrief)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

6. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
7. Approval of modification to the Parks in Progress listing to remove projects and to allocate \$50,000 to the Charleston Heights Community School Modular project (\$50,000 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (Moncrief)
8. Approval of a new Family Child Care Home License, Sandra Hansen, 3612 Crescent Canyon Street, Sandra Hansen, 100% - Ward 4 (Brown)
9. Approval of a new Family Child Care Home License, Rebecca Ann Mallet, 5704 Alta Drive, Rebecca A. Mallet, 100% - Ward 1 (Moncrief)
10. Approval of a new Family Child Care Home License, Rachael Painter, 3925 Prospect Street, Rachael Painter, 100% - Ward 6 (Mack)
11. Approval of a new Family Child Care Home License, Erika Thompson, 3680 Copper Cactus Drive, Erika Thompson, 100% - Ward 4 (Brown)
12. Approval of License Holder for a Child Care Center/Nursery License, Childtime Childcare, Inc., dba Childtime Children's Center, 555 Page Street, From: Taylor Ward, VP, License Holder, To: Susan Brisbane, Area Mgr, License Holder - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

13. Approval of License Holder for a Child Care Center/Preschool License, Solid Rock Learning Center, 2929 Cedar Avenue, From: Douglas Oliverius, Administrator, License Holder, To: Mark L. Lebsack, Pastor, License Holder - Ward 3 (Reese)
14. Approval of Liquor Caterer License, B & R, Inc., dba Timbers, 2200 North Rainbow Boulevard, Andrew B. Donner, Dir, Pres, Secy, Treas, Timbers Hospitality Group, Inc., 100%, Donner Investment Trust, 52.542%, Andrew B. Donner, Trustee, Gregory A. Bank, 11.017%, Jack L. Breslin, 8.475%, Robert O'Neil, 8.475%, Michael D. Donner, 4.237% - Ward 6 (Mack)
15. Approval of Change of LLC Name and Business Name for a Tavern License, From: L.V.B.L. Las Vegas Bar & Liquor, LLC, dba Las Vegas Bar & Liquor, To: My Cousin Vinny, LLC, dba My Cousin Vinny, 1600 East Sahara Avenue, Robert J. A. Ferranti, Sr., Mgr, Mmbr, 100% - Ward 3 (Reese)
16. Approval of a new Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Assahouri & Assahouri, dba S & A Mart, 8490 Westcliff Drive, Abdel K. Assahouri and Mona A. Assahouri, 100% jointly as husband and wife - Ward 2 (L.B. McDonald)
17. Approval of Change of Location for a Locksmith License subject to the provisions of the planning & fire codes, A & B Security Group, Inc., dba A & B Security Group, Inc., From: 3400 West Desert Inn Road, Suites 14 & 40, To: 3201 West Sahara Avenue, Gary W. Schaff, Dir, Pres, Secy, 100% - Ward 1 (Moncrief)
18. Approval of Contract No. 040060-LW, Water Pollution Control Facility information technologies planning - Department of Public Works - Award recommended to: MWH AMERICAS, INC. (\$566,950 - Sanitation Enterprise Fund)
19. Approval of award of Contract No. 040099-CW, Electronic Document Management Implementation Services - Department of Information Technologies - Award recommended to: IMERGE CONSULTING, INC. (\$521,104 - Internal Service Fund)
20. Approval of award of Bid Number 03.15341.01-CW, Charleston Heights Community School Modular Office Building and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: FEDERAL GENERAL, INC. (\$255,788 - Capital Projects Fund) - Ward 1 (Moncrief)
21. Preapproval of award of Bid Number 040069-LED, Demolition of Bishop Hall, First Baptist Church to the lowest responsive and responsible bidder and approve the construction conflicts and contingency reserve set by Finance and Business Services - Neighborhood Services (\$90,000 - Capital Projects Fund) - Ward 5 (Weekly)
22. Approval of revision number two to purchase order 214815 for Emergency Medical Services (EMS) Transport Claims Processing, Filing and Management - Department of Fire and Rescue - Award to: MEDICLAIMS, INC. (\$50,000 - General Fund)
23. Approval of issuance of a purchase order for an annual requirements contract for John Deere OEM parts and service - Department of Field Operations - Award recommended to: BLAINE EQUIPMENT CO., INC. (Estimated annual amount of \$50,000 - Internal Service Fund)
24. Approval of issuance of a purchase order for an annual requirements contract for International OEM parts and service - Department of Field Operations - Award recommended to: MCCANDLESS INTERNATIONAL TRUCKS, INC. (Estimated annual amount of \$50,000 - Internal Service Fund)
25. Approval of award of Contract No. 040074-LW for the development and implementation of a Maintenance Optimization Program - Department of Public Works - Award recommended to: COMPUTATIONAL SYSTEMS, INC. (\$35,294 - Enterprise Fund)
26. Approval of revision number two to purchase order 216081 for paging services - Department of Information Technologies - Award to: METROCALL, INCORPORATED (\$10,000 - General Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

27. Approval to contract with Lumenos as provider for Consumer Driven Health Care as a third option to the City Health Insurance Plan (CHIP) and Health Plan of Nevada (HPN)

LEISURE SERVICES DEPARTMENT - CONSENT

28. Approval of the expenditure of \$40,000 (General Fund) for artistic services to create a public sculpture for Mary Dutton Park - Ward 3 (Reese)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

29. Approval of an allocation of \$22,000 Community Development Block Grant funding to Clark County Legal Services Program, Inc for office expansion at 800 South Eighth Street - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - CONSENT

30. Approval of a Third Supplemental Interlocal Contract reducing funding for construction of Local Drainage Improvements in Crystal Water Way between Lake South Drive and Desert Inn Road (\$209,979 reduction - Clark County Regional Flood Control District) - Ward 2 (L.B. McDonald)
31. Approval of a Dedication from the City of Las Vegas, for portions of the Northwest Quarter of Section 28, Township 19 South, Range 60 East, Mount Diablo Meridian, for rights-of-way located on Durango Drive "S" Curve alignment from Tropical Parkway northwesterly to Centennial Parkway - Ward 6 (Mack)
32. Approval of Interlocal Agreement #108442 between the City of Las Vegas and Las Vegas Valley Water District for Special Improvement District No.1493 on Alexander Road and Hualapai Way between Cheyenne Avenue and Cimarron Road - Ward 4 (Brown)
33. Approval of a First Amendment to the Engineering Design Services Agreement with The Louis Berger Group for design of the CAM 10 Detention Basin (\$125,000 - Clark County Regional Flood Control District) - Wards 4 and 6 (Brown and Mack)
34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Stantec Consulting Inc. on behalf of White Horse Estates, LLC, owner (southeast corner of Torrey Pines Boulevard and Farm Road, APN 125-14-701-001) - County (near Ward 6 - Mack)
35. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - JPL Engineers, Inc. on behalf of Joseph D. Levin and James R. York and L'Donna York, owners (north of Helena Avenue, between Tomsik Street and Cimarron Road, APN 138-04-303-005 and 138-04-303-006) - County (near Ward 4 - Brown)
36. Approval of an Encroachment Request from Southwest Engineering on behalf of Southwest Homes, LLC, owner (northeast corner of Campbell Road and Elkhorn Road) - Ward 6 (Mack)
37. Approval of an Encroachment Request from Chad Vellinga, P.E., on behalf of Rancho Courtyard, LLC, owner (Rancho Drive south of Charleston Boulevard) - Ward 1 (Moncrief)
38. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Paul M. Christopher, owner (northwest corner of El Capitan Way and Helena Avenue, APN 138-05-301-049) - County (near Ward 4 - Brown)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Mary Irby, owner (northwest corner of Tropical Parkway and Bonita Vista Street, APN 125-29-610-001) - County (near Ward 6 - Mack)

PUBLIC WORKS DEPARTMENT - CONSENT

40. Approval of an Encroachment Request from PMK, LLC, on behalf of Mark James, LLC, owner (6th Street between Lewis Avenue and Clark Avenue) - Ward 1 (Moncrief)

RESOLUTIONS - CONSENT

41. R-138-2003 - Approval of a Resolution Amending Schedules 25-II, 35 MPH Speed Limits, and 25-IV, 45 MPH Speed Limits, to change the speed limit from 35 to 45 MPH on Ann Road from US 95 to the East City Limits - Ward 6 (Mack)
42. R-139-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to add a speed limit of 35 MPH on Elkhorn Road from Decatur Boulevard to Sky Pointe Drive - Ward 6 (Mack)
43. R-140-2003 - Approval of a Resolution concerning a proposed special improvement district for Cliffs Edge and approving the form of a deposit agreement - Ward 6 (Mack)
44. R-142-2003 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
45. R-143-2003 - Approval of a Resolution approving the Forty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
46. R-144-2003 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
47. R-145-2003 - Approval of a Resolution approving the Forty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
48. R-146-2003 - Approval of a Resolution directing the City Treasurer to prepare the Second Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
49. R-147-2003 - Approval of a Resolution approving the Second Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
50. R-148-2003 - Approval of a Resolution directing the City Treasurer to prepare the Third Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
51. R-149-2003 - Approval of a Resolution approving the Third Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
52. R-150-2003 - Approval of a Resolution directing the City Clerk to notify the Clark County Debt Management Commission (DMC) of a proposal to amend the use of proceeds and pledged funding source for the City of Las Vegas General Obligation \$25,000,000 Parking Bonds (Additionally Secured by Pledged Revenues) Series 2002A - Ward 3 (Reese)

REAL ESTATE COMMITTEE – CONSENT

53. Approval of a Lease Agreement with Lukegroup, LLC dba Jiffy Smog for approximately two thousand square feet of free-standing building space and approximately six parking spaces located at 1501 North Decatur Boulevard (\$2,000 revenue/month - Miscellaneous Rentals) - Ward 1 (Moncrief)
54. Approval of a Quitclaim Deed in favor of the United States of America from the City of Las Vegas pertaining to 10 acres of Bureau of Land Management land located in the vicinity of Rockmoss Street and Westcliff Drive, APN 138-28-801-002- Ward 2 (L.B. McDonald)

DISCUSSION / ACTION ITEMS

CITY ATTORNEY - DISCUSSION

55. Discussion and possible action on Appeal of Work Card Denial: Juliette Adriana Gil, 7785 Spanish Lake Drive, Las Vegas, NV 89113
56. Discussion and possible action regarding the Victims of Crime Act (VOCA) Sub-grant Award (\$138,000 3-year period - Multipurpose Special Revenue Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

57. Discussion and possible action on the expenditure of funds for emergency purchases of supplies and services for damage repairs resulting from the August 19, 2003 flood - Various Departments - Award recommended to: VARIOUS SUPPLIERS AND CONTRACTORS (\$459,676.04 - Various Funds)
58. Discussion and possible action regarding a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, Sierra Fondue, LLC, dba The Melting Pot, 8704 West Charleston Boulevard, Suite 102, Bret D. Burkinshaw, Mmbr, Mgr, 75.6%, Kirk G. Hansen, Mmbr, Mgr, 4% [NOTE: Item to be heard in the afternoon session in conjunction with Item #112 - SUP-2833] - Ward 2 (L.B. McDonald)
59. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale License subject to the provisions of the fire codes and Health Dept. regulations, From: Nevada Food Marts, Inc., dba Oasis Mini Mart, Eli Applebaum, Dir, Pres, 29.5%, Alan Sklar, Dir, VP, Secy, 29.5%, Dennis Harrison, Dir, Treas, 17.2%, Stuart Warren, Dir, 16.4%, Marshall Cohen, Dir, 7.4%, Robert B. Harrison, Mgr, To: Spickler-Olenak, LLC, dba Munchies, 6390 West Lake Mead Boulevard, Steven R. Spickler, Mmbr, Mgr, 25%, Paula G. Spickler, Mmbr, 25%, Jason W. Olenak, Mmbr, 25%, Kimberly A. Olenak, Mmbr, 25% - Ward 6 (Mack)
60. Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler On-sale License, Inno International, Inc., dba Tokyo Sushi & Roll Japanese Restaurant, 1000 South Rampart Boulevard, Suite 16, Do Y. Kim, Dir, Pres, Secy, Treas, 100% - Ward 2 (L.B. McDonald)
61. Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50% - Ward 5 (Weekly)
62. Discussion and possible action regarding an Appeal of Denial of Business License for an Ice Cream Truck, Cleofus Thergood, dba Mr. Freeze Ice Cream, 8924 Napoli Drive, Cleofus Thergood, 100% - Ward 2 (L.B. McDonald)

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

63. Discussion and possible action regarding a purchase order with Rocky Mountain Institute to conduct a two day charrette for the design of a sustainable community as part of the Kyle Canyon Gateway Master Plan project - Planning & Development (\$32,160 - General Fund) - Ward 6 (Mack)

RESOLUTIONS - DISCUSSION

64. R-151-2003 – Discussion and possible action regarding a Resolution to Give Notice and Set Public Hearing Date Regarding Proposed Sewer Connection and Service Fee Increases and Rights-of-Way Assessment Fee

BOARDS & COMMISSIONS - DISCUSSION

65. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – Cheryl S. Polk, Term Expiration 6-2005 (Resigned)
66. ABEYANCE ITEM - CIVIL SERVICE BOARD OF TRUSTEES – Theodore Parker, Term Expiration 9-20-2003

REAL ESTATE COMMITTEE - DISCUSSION

67. Discussion and possible action regarding a Purchase and Sale Agreement between the City of Las Vegas and On the Web Marketing, Inc., for the purchase of a 2.942-acre parcel located on Crimson Canyon Drive, South of Peak Drive, with Assessor's Parcel Number 138-15-310-013 (Gain \$1,089,131 - Industrial Revenue Fund) - Ward 4 (Brown)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

68. Bill No. 2003-76 – Ordinance Creating Special Improvement District No. 1501 – Downtown Street Rehabilitation Phase III Sponsored by: Step Requirement
69. Bill No. 2003-81 – Ordinance authorizing the issuance of City of Las Vegas General Obligation (Limited Tax) Medium-Term Recreation Bonds, Series 2003, not to exceed \$20,000,000 - Ward 4 (Brown)
70. Bill No. 2003-82 – Establishes a traffic signal impact fee program for the City pursuant to State law. Proposed by: Richard D. Goecke, Director of Public Works

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

71. Bill No. 2003-75 – Includes time-share projects, hotels, motels, bed and breakfast establishments, lodging houses, apartment hotels, apartment houses, recreational vehicle parks and campground establishments within the transient lodging room rent tax provisions and licensing requirements. Proposed by: Mark Vincent, Director of Finance and Business Services
72. Bill No. 2003-77 – Amends child care facility and personnel licensing provisions, and increases the membership of the City Child Care Licensing Board. Proposed by: Mark Vincent, Director of Finance and Business Services
73. Bill No. 2003-78 – Establishes locational restrictions for the uses "auto pawn," "auto title loan," and "specified financial institution." Proposed by: Robert S. Genzer, Director of Planning and Development

RECOMMENDING COMMITTEE REPORTS - DISCUSSION**BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING**

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

74. Bill No. 2003-79 – Establishes zoning requirements for facilities that provide testing, treatment, or counseling for drug or alcohol abuse or for sex offenses, and updates zoning provisions regarding similar and related uses. Proposed by: Robert S. Genzer, Director of Planning and Development
75. Bill No. 2003-80 – Updates enforcement measures and remedies regarding abandoned and inoperable vehicles that are left on private property under certain circumstances. Sponsored by: Councilwoman Janet Moncrief

NEW BILLS

THERE IS NO PUBLIC COMMENT ON THESE ITEMS. NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING. EXCEPTION: EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED.

76. Bill No. 2003-83 – Adopts the 2003 Editions of the International Building Code and the International Residential Code, together with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety
77. Bill No. 2003-84 – Amends the City's version of the Uniform Administrative Code to adapt it to the City's adoption of the International Building Code and International Residential Code as the City's Building Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
78. Bill No. 2003-85 – Adjusts the building height, lot coverage, and on-site parking requirements and limitations applicable to senior citizen apartments, and adjusts the lot coverage limitations applicable to certain mixed-use developments that include a residential component. Proposed by: Robert S. Genzer, Director of Planning and Development
79. Bill No. 2003-86 – Makes minor corrections to the maps that depict the boundaries of the downtown area as described in the Downtown Las Vegas Centennial Plan, the Las Vegas 2020 Master Plan, and the Downtown Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
80. Bill No. 2003-87 – Requires all massage therapists and independent massage therapists to have their business licenses on their persons while performing massages, and changes the qualifying criteria for such licensing. Proposed by Mark Vincent, Director of Finance and Business Services
81. Bill No. 2003-88 – Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement District No.1502 (Grand Montecito Parkway) not to exceed \$6,000,000 - Ward 6 (Mack)
82. EMERGENCY - Bill No. 2003-89 – Ordinance providing for the issuance by the City of Las Vegas, Nevada, of its General Obligation (Limited Tax) Medium-Term Housing Note, Series 2003 not to exceed \$2,000,000 - Ward 2 (Moncrief)
83. Bill No. 2003-90 – Amends Ordinance No. 5616, pertaining to drought conservation measures, to adjust the exemption provisions relating to the prohibition of fountains and water features. Proposed by: Douglas Selby, City Manager
84. Bill No. 2003-91 – Increases sewer connection and user service fees by forty percent over two years and institutes a new five percent assessment on sewer users for the City's use, improvement and maintenance of its rights-of-way utilized to provide sewer services. Proposed by Mark Vincent, Director of Finance and Business Services

1:00 P.M. - AFTERNOON SESSION

85. Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

HEARINGS - DISCUSSION

86. Public hearing on proposed local improvement district for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (\$968,158.54 - Capital Projects Fund - Special Assessments) - Ward 4 (Brown)

PLANNING & DEVELOPMENT DEPARTMENT

The items listed below, where appropriate, have been reviewed by the various City departments relative to requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and building and fire regulations. Their comments and/or recommendations and requirements have been incorporated into the action.

PLANNING & DEVELOPMENT DEPARTMENT - CONSENT

PM SESSION - ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED FOR APPROVAL. ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

87. EXTENSION OF TIME - EOT-2835 - PETER PIPER INCORPORATED ON BEHALF OF CENTENNIAL HOLDINGS, LIMITED LIABILITY COMPANY - Request for an Extension of Time for an approved Special Use Permit (U-0074-02) which allowed a restaurant service bar at 7981 West Tropical Parkway (APN: a portion of 125-28-713-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) land use designation, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

88. DIRECTOR'S BUSINESS - PUBLIC HEARING - DIR-2863 - G T V, LIMITED LIABILITY COMPANY ON BEHALF OF ANTELOPE, LIMITED LIABILITY COMPANY - Request for a Development Agreement for Grand Teton Village on approximately 160 acres generally located east of Hualapai Way and west of Grand Canyon Drive, between Farm Road and Grand Teton Drive (APN: multiple), Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
89. REVIEW OF CONDITION - PUBLIC HEARING - ROC-2872 - D.R. HORTON, INCORPORATED - Request for a Review of Condition No. 2 of an approved Site Development Plan Review (SDR-1836), which required conformance to a zero-lot line pattern of development; and Condition No. 3 of an approved Site Development Plan Review (SDR-1836), which required a side yard setback of five (5) feet for a 101-lot single-family residential development on 15.00 acres adjacent to the southeast corner of Elkhorn Road and Campbell Road (APN: 125-20-101-004, 005, and 006), T-C (Town Center) Zone [ML (Medium-Low Density Residential - Town Center) Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) recommends DENIAL. Staff recommends APPROVAL
90. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-2587 - GREEN HARRINGTON & HOWELL, LIMITED LIABILITY COMPANY ON BEHALF OF SHERRY SOBEL HARRIS - Request for a Site Development Plan Review for a proposed 9,955 square foot Family Dollar Retail Store and a reduction in the amount of perimeter and parking lot landscaping on 0.99 acres adjacent to the west side of Martin L. King Boulevard, approximately 400 feet south of Washington Avenue (APN: 139-28-304-002), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

91. MAJOR MODIFICATION TO THE LONE MOUNTAIN MASTER DEVELOPMENT PLAN - PUBLIC HEARING - MOD-2851 - GREAT AMERICAN CAPITAL ON BEHALF OF HUALAPAI HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Major Modification to the Lone Mountain Master Development Plan to change the land use designation FROM: Neighborhood Commercial TO: Medium-Low Attached Density Residential on 6.26 acres adjacent to the southeast corner of Hualapai Way and Shiloh School Lane (APN: portions of 138-07-401-003 and 004), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend DENIAL
92. VARIANCE RELATED TO MOD-2851 - PUBLIC HEARING - VAR-2864 - GREAT AMERICAN CAPITAL ON BEHALF OF HUALAPAI HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow 4,244 square feet of open space where 23,430 square feet is the minimum required on 6.26 acres adjacent to the southeast corner of Hualapai Way and Shiloh School Lane (APN: portions of 138-07-401-003 and 004), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend DENIAL
93. SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-2851 AND VAR-2864 - PUBLIC HEARING - SDR-2853 - GREAT AMERICAN CAPITAL ON BEHALF OF HUALAPAI HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review for a proposed 71-lot single-family residential development on 6.26 acres adjacent to the southeast corner of Hualapai Way and Shiloh School Lane (APN: portions of 138-07-401-003 and 004), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend DENIAL
94. MASTER SIGN PLAN - PUBLIC HEARING - MSP-2840 - CVS/PHARMACY ON BEHALF OF JOHNSON FAMILY TRUST, ET AL - Request for a Modification to an existing Master Sign Plan (MSP-0004-02) for an existing retail complex on 2.11 acres adjacent to the southeast corner of Martin Luther King Boulevard and Lake Mead Boulevard (APN: 139-21-701-009 and 010), R-E (Residence Estates) and C-1 (Limited Commercial) Zones under Resolution of Intent to C-1 (Limited Commercial) Zone; and C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
95. MASTER SIGN PLAN - PUBLIC HEARING - MSP-2841 - CVS 3172 LAS VEGAS, LIMITED LIABILITY COMPANY - Request for a Modification to an existing Master Sign Plan (MSP-0005-01) for an existing retail store on 1.94 acres located at 4391 East Washington Avenue (APN: 140-30-701-003), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
96. MASTER SIGN PLAN - PUBLIC HEARING - MSP-2842 - CVS/PHARMACY ON BEHALF OF S C P 2002E-40, LIMITED LIABILITY COMPANY - Request for a Modification to an existing Master Sign Plan (MSP-0003-01) for an existing retail store on 1.84 acres located at 3290 South Fort Apache Road (APN: 163-08-421-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (4-1-1 vote) and staff recommend APPROVAL
97. MASTER SIGN PLAN - PUBLIC HEARING - MSP-2856 - COURTESY PONTIAC ON BEHALF OF JOSEPH SCALA - Request for a Master Sign Plan for an existing auto dealership on 4.43 acres at 7100 West Sahara Avenue (APN: 163-03-806-002), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
98. MASTER SIGN PLAN - PUBLIC HEARING - MSP-2858 - GREENSTREET PROPERTIES ON BEHALF OF MICAH 6:8 HOLDING, LIMITED PARTNERSHIP - Request for a Master Sign Plan for an approved retail center on 8.26 acres adjacent to the southeast corner of Charleston Boulevard and Odette Lane (APN: 163-05-502-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

99. VACATION - PUBLIC HEARING - VAC-2836 - PN II INC. - Petition to Vacate public sewer and drainage easements located in Antibes Street and Nige Street, north and south of Monte Viso Drive; and south of Monte Viso Drive, west of Rainbow Boulevard, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
100. VACATION - PUBLIC HEARING - VAC-2847 - GREYSTONE NEVADA, LIMITED LIABILITY COMPANY ON BEHALF OF SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY AND CS 4015, LIMITED LIABILITY COMPANY - Petition to Vacate U.S. Government Patent Reservations generally located south of Lone Mountain Road, west of Cliff Shadows Parkway, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
101. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-2538 - SHOW MEDIA ON BEHALF OF VALLEY BANK CORPORATION - Appeal filed by Show Media from the Denial by the Planning Commission on a request for a Variance TO ALLOW A 50-FOOT TALL, 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 40 FEET IS THE MAXIMUM HEIGHT PERMITTED at 3500 West Sahara Avenue (APN: 162-05-402-007), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend DENIAL
102. ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO VAR-2538 - PUBLIC HEARING - SUP-2537 - SHOW MEDIA ON BEHALF OF VALLEY BANK CORPORATION - Appeal filed by Show Media from the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED 50-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3500 West Sahara Avenue (APN: 162-05-402-007), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0 vote) and staff recommend DENIAL
103. VARIANCE - PUBLIC HEARING - VAR-2839 - A T & T WIRELESS ON BEHALF OF GARTH LAMB - Appeal filed by JMK Development from the Denial by the Planning Commission of a request for a Variance to allow a 53-foot setback from a residential property where the residential adjacency standards require a 180-foot setback for a proposed 60-foot tall wireless communications facility, non-stealth design at 5000 North Jones Boulevard (APN: 125-36-302-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL
104. SPECIAL USE PERMIT RELATED TO VAR-2839 - PUBLIC HEARING - SUP-2664 - A T & T WIRELESS ON BEHALF OF GARTH LAMB - Appeal filed by JMK Development from the Denial by the Planning Commission of a request for a Special Use Permit for a proposed 60-foot tall wireless communication facility, non-stealth design on property located at 5000 North Jones Boulevard (APN: 125-36-302-004), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL
105. ABEYANCE ITEM - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-2792 - SENSATION SPA OF NEVADA ON BEHALF OF HOWARD JOHNSON - Required One Year Review of an approved Special Use Permit (U-0052-02) WHICH ALLOWED AN OPEN AIR VENDING/ TRANSIENT SALES LOT at 3200 North Rancho Drive (APN: 138-12-810-005), C-2 (General Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
106. REQUIRED TWO YEAR REVIEW - PUBLIC HEARING - RQR-3094 - LAS VEGAS RESCUE MISSION - Required Two-Year Review of an approved Special Use Permit (U-0081-99) FOR A PROPOSED 8,000 SQUARE FOOT DORMITORY IN CONJUNCTION WITH THE EXISTING LAS VEGAS RESCUE MISSION at 480 West Bonanza Road (APN: 139-27-310-080 and 081), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends APPROVAL
107. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2759 - REAGAN NATIONAL ADVERTISING ON BEHALF OF WILLIAM P MIGUEL, ET AL - Appeal filed by Singer & Brown from the Denial by the Planning Commission on a request for a Special Use Permit for a proposed 40-foot tall, 14-foot by 48-foot off-premise advertising (billboard) sign at 789 North Nellis Boulevard (APN: 140-29-802-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 108.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2760 - REAGAN NATIONAL ADVERTISING ON BEHALF OF WILLIAM P MIGUEL, ET AL - Appeal filed by Singer & Brown from the Denial by the Planning Commission on a request for a Special Use Permit for a 14 foot by 48 foot off-premise advertising (billboard) sign to be 50 feet tall where 40 feet is the maximum allowed unless the display surface is obscured from view at 745 North Nellis Boulevard (APN: 140-29-802-005), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend DENIAL
- 109.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2767 - VEGAS TREASURES, INCORPORATED ON BEHALF OF GREAT AMERICAN PLAZA, LIMITED LIABILITY COMPANY - Request for a Special Use Permit for a proposed supper club on a portion of 8.51 acres located at 8380 West Sahara Avenue, Suite 160 (APN: 163-04-416-003), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
- 110.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2801 - STEPHEN E. TURNER ON BEHALF OF RAYMOND PISTOL - Appeal filed by Crosby & Turner from the Denial by the Planning Commission of a request for a Special Use Permit for a proposed tavern and a Waiver of the 1,500-foot distance separation requirement from other Taverns at 1236 Las Vegas Boulevard South (APN: 162-03-112-012), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (3-2-1 vote) recommends DENIAL. Staff recommends APPROVAL
- 111.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2802 - LIZBETH JOSEFINA CASTILLO ON BEHALF OF RINGSIDE LIQUORS INCORPORATED - Request for a Special Use Permit for a proposed restaurant service bar at 1510 Las Vegas Boulevard South (APN:162-03-210-062), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
- 112.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2833 - SIERRA FONDUE, LIMITED LIABILITY COMPANY ON BEHALF OF BOCA PARK PARCELS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit for a proposed supper club on a portion of 0.90 acres located at 8704 West Charleston Boulevard, Suite 102 (APN: 138-32-818-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). (NOTE: This item to be heard in conjunction with Morning Session Item #58). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
- 113.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2844 - MARCUS RITZ ON BEHALF OF WAGEMA, LIMITED LIABILITY COMPANY - Request for a Special Use Permit for a gaming establishment, general business related in conjunction with an existing supper club at 7290 West Lake Mead Boulevard, Suite 1 (APN: 138-22-601-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
- 114.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2845 - USA CASH SERVICES, LIMITED LIABILITY COMPANY ON BEHALF OF SAHARA RAINBOW, LIMITED LIABILITY COMPANY - Request for a Special Use Permit for a proposed financial institution, specified (payday loans) on a portion of 5.44 acres adjacent to the northeast corner of Sahara Avenue and Rainbow Boulevard (APN: 163-02-415-015), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
- 115.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-2848 - REAGAN NATIONAL ADVERTISING ON BEHALF OF C O G III, LIMITED - Appeal filed by Singer & Brown from the Denial by the Planning Commission on a request for a Special Use Permit for a proposed off-premise advertising (billboard) SIGN on a portion of 3.03 acres located at 1110 South Rainbow Boulevard (APN: 163-02-101-002), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend DENIAL
- 116.REZONING - PUBLIC HEARING - ZON-2735 - BRONCO/CORBETT, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] TO: R-PD3 (Residential Planned Development - 3 Units Per Acre) on 4.56 acres adjacent to the southwest and southeast corners of Corbett Street and Bronco Street (APN: 125-26-707-001 and 125-26-706-003), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

117. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-2735 - PUBLIC HEARING - SDR-2736 - BRONCO/CORBETT, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review for a proposed 13-lot single-family residential development on 4.56 acres adjacent to the southwest and southeast corners of Corbett Street and Bronco Street (APN: 125-26-707-001 and 125-26-706-003), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] [PROPOSED: R-PD3 (Residential Planned Development - 3 Units Per Acre), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend DENIAL

ADDENDUM

CITIZENS PARTICIPATION

Items raised under this portion of the Special City Council 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 step up to the podium and 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

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

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

City of Las Vegas

Agenda Item No. 53

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Lease Agreement with Lukegroup, LLC dba Jiffy Smog for approximately two thousand square feet of free-standing building space and approximately six parking spaces located at 1501 North Decatur Boulevard (\$2,000 revenue/month - Miscellaneous Rentals) - Ward 1 (Moncrief)

Fiscal Impact

☐

No Impact

Amount: \$2,000 revenue/month

☐

Budget Funds Available

Dept./Division: Real Estate & Assets

☐

Augmentation Required

Funding Source: Miscellaneous Rentals

PURPOSE/BACKGROUND:

This Lease Agreement will allow the continued operation of the Jiffy Smog business on a month-to-month basis. The Premises shall be used for off-street motor vehicle parking for the Tenant and its customers to provide smog testing (auto emission testing) only and for no other purpose.

RECOMMENDATION:

The 10/13/2003 Real Estate Committee struck this item. Staff recommends approval

BACKUP DOCUMENTATION:

Lease Agreement

MOTION:

REESE – APPROVED Items 3, 5-52, and 54 – UNANIMOUS with MACK abstaining on Item 14 because it involves a request filed by Timbers Hospitality Group, which is primarily owned by his brother-in-law, ANDREW DONNER

Item 4: APPROVED under separate action (see individual item)

Item 53: STRICKEN under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that his brother-in-law ANDREW DONNER, has a contract with the Lady Luck and Item 52 could result in office space near City Hall; however, since it is a government office, he does not foresee a conflict with his brother-in-law's contract. The property involved in Item 53 is located near property owned by his brother, STEVEN MACK, but he does not believe it will have any affect on his brother's property. His relatives have not discussed either of these items with him and he feels comfortable in voting on them.

City of Las Vegas

Agenda Item No. 53

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Consent – Real Estate

Item 53 - Approval of a Lease Agreement with Lukegroup, LLC dba Jiffy Smog for approximately two thousand square feet of free-standing building space and approximately six parking spaces located at 1501 North Decatur Boulevard (\$2,000 revenue/month - Miscellaneous Rentals)

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that Item 54 be approved by the City Council. Item 53 is recommended to be stricken.

There was no further discussion.

(9:28 – 9:31)

1-785

ACTION TAKEN
not signed as
of 11/30/04
Date ... MPB

LEASE AGREEMENT

THIS LEASE AGREEMENT (hereinafter referred to as "Lease") is entered into this _____ day of _____, 2003, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter referred to as "Landlord"), and LUKEGROUP, LLC, a Nevada limited liability company (hereinafter referred to as "Tenant").

Landlord and Tenant hereby agree to the following terms and conditions:

1. **LEASE OF PREMISES:** On the terms and conditions set forth below, Landlord hereby leases to Tenant, and Tenant leases from Landlord, approximately 2,000 square feet of free-standing building space and approximately six (6) parking spaces situated on the real property depicted on Exhibit "A" (Site Map), which is attached hereto and made a part of this Lease Agreement (hereinafter referred to as "Lease"). The leased building and parking spaces are hereinafter referred to as the "Premises".

2. **LEASE PROVISIONS:**

2.1 **TERM:** The term of this Lease shall be on a month-to-month basis commencing on the date first set forth above and continuing until either party provides thirty (30) calendar days written notification of termination in accordance with Section 5.3, unless Landlord exercises its right to terminate in the event of default as provided in Section 3.

2.2 **PERMITTED USE:** The Premises shall be used for off-street motor vehicle parking for the Tenant and its customers to provide smog testing (auto emission testing) only and for no other purpose without the written consent of Landlord.

2.3 **COMPENSATION:** Tenant agrees to pay Landlord the amount of Two Thousand Dollars and No/100ths (\$2,000.00) per month as rent for the Premises during the term of the Lease. Tenant agrees to pay Landlord the rent monthly in advance on the first (1st) day of each and every calendar month during the term of this Lease. If payment is not received by the fifteenth (15th) of each month, the rent is considered late and subject to a ten percent (10%) penalty payment.

2.4 **INSURANCE:** During the existence of this Lease, the Tenant shall procure and maintain general comprehensive liability insurance for bodily injury and property damage in the amount of One Million and No/100ths Dollars (\$1,000,000.00) combined single limit. The Tenant shall provide the Landlord with the proper certificates of insurance or endorsements evidencing the coverage required herein. The Landlord, the City of Las Vegas, its officers, employees, agents, consultants and volunteers must be expressly covered as additional insured parties under the insurance coverage required herein.

The Tenant shall provide renewal certificates for insurance coverage required herein that expires during the existence of this Agreement within thirty (30) calendar days prior to the expiration date of said insurance.

The insurance coverage required herein must provide for a 30-day written notice to the Landlord before any amendments, modifications, suspension, cancellations, reductions or non-renewal of coverage. This notice requirement does not waive the insurance requirements contained herein.

In the event that the Tenant fails to obtain or maintain the insurance coverage required herein, the Landlord shall have the right to terminate this Lease.

2.5 MAINTENANCE AND UTILITIES: Tenant shall maintain the Premises in good order; shall make all necessary repairs on a timely basis and shall perform cleaning duties on a regular basis.

2.6 COMPLIANCE LAWS: During the term of this Lease, Tenant shall not use or knowingly permit any person to use all or any portion of the Premises, including any improvement in the Premises, in any manner which violates any laws, ordinances or regulations of the United States; the State of Nevada; Clark County, Nevada; or the City of Las Vegas, Nevada; or any other governmental authority having jurisdiction over the Premises.

2.7 HAZARDOUS WASTE: Tenant shall not cause or permit any hazardous waste or substances to be used, stored, generated or deposited on or in the Premises by Tenant, its agents, employees, contractors, invitees or customers without the Landlord's consent.

2.8 SURRENDER OF PREMISES: Upon the expiration or termination of this Lease, Tenant shall return the Premises to Landlord in a reasonably clean condition and in good order, except normal wear and tear. Any damage to the Premises resulting from Tenant's use or removal of Tenant's fixtures, furnishings and equipment shall be repaired by Tenant at Tenant's expense.

2.9 ACCESS TO PREMISES: Landlord shall deliver to Tenant the right to use, possession and occupancy of the Premises. Tenant acknowledges that Landlord will have unrestricted access to the Premises throughout the term of this Lease, unless Landlord deems it necessary under certain situations or conditions to not allow access to the Premises. Landlord agrees to provide reasonable timely notice to Tenant in the event access is not allowed to the Premises.

3. **DEFAULT:**

3.1 The following events of any one or more of them shall be events of default under this Lease:

- a. If Tenant abandons or vacates the Premises; or
- b. If Tenant fails to pay any compensation to be paid by Tenant under this Lease, and such failure continues for thirty (30) days after written notification is issued that payment is delinquent.
- c. If Tenant fails to promptly and fully perform any other covenant, condition or agreement contained in this Lease for thirty (30) days after written notice from Landlord to Tenant.

3.2 If there is an event of default under this Lease, Landlord may terminate this Lease by a notice in writing to Tenant on a date (Termination Date) specified in the notice (which may be the date the notice is given), without any right by the Tenant to reinstate its rights by paying any compensation or other sum which is due or otherwise curing the situation which constituted an event of default. On the Termination Date, the term of this Lease shall terminate as fully and with the same effect as if that were the date of termination specified in Section 2.1.

4. **INDEMNIFICATION:** Tenant shall defend, indemnify and hold Landlord harmless against and from loss, liability and claims of any kind for loss or damage to property, or for any injury to or death of any person arising out of Tenant's use and occupancy of the Premises, or any work or activity allowed or suffered by Tenant on or about the Premise.

5. **MISCELLANEOUS:**

5.1 **ASSIGNMENT AND SUBLETTING:** Tenant shall not transfer, assign, delegate, mortgage or hypothecate this Lease, in whole or in part, or permit the use of the Premises by any person or persons other than Tenant, or sublet the Premises, or any part thereof, without the prior written consent of Landlord in each instance. Any assignment, encumbrance or sublease contrary to the provisions of this Section 5.1 shall be null and void and constitute a breach of this Lease.

Except as provided above, Tenant shall not assign, sublease or encumber its interest in this Lease or in the Premises.

5.2 **PRIOR AGREEMENTS AND AMENDMENTS:** This Lease contains all of the agreements and understanding of the parties with respect to any matter covered or mentioned in this Lease, and no other agreements or understandings shall be effective for any

purpose. No provision of this Lease may be amended or added except by a written amendment signed by both Landlord and Tenant.

5.3 NOTICES: Any notice or other communication required or permitted to be given under this Lease (herein the "Notices") shall be in writing and shall be (i) personally delivered, or (ii) delivered by certified mail, return receipt requested, and deposited in the U.S. Mail, postage prepaid. The Notices shall be deemed received upon actual receipt. The Notices shall be directed to the parties at their respective addresses shown below, or such other address as either party may, from time to time, specify in writing to the other party in the manner described above:

TO LANDLORD:

City of Las Vegas
Attn: Real Estate Manager
400 Stewart Avenue, 4th Floor
Las Vegas, Nevada 89101

TO TENANT:

Lukegroup, LLC.
Attn: Lawrence Lucas, General Manager
9101 W. Sahara Avenue, Suite 105-E1
Las Vegas, NV 89117

5.4 TIME OF THE ESSENCE: Time is of the essence of this Lease and each and every term, condition and provision hereof.

5.5 NO WAIVER: No waiver of any of the provisions of this Lease shall be deemed, or shall constitute, a waiver of any other provision, whether or not similar, nor shall any waiver constitute a continuing waiver. No waiver shall be binding unless executed in writing by the party making the waiver.

5.6 COUNTERPARTS: This Lease may be executed in three (3) counterparts, each of which shall be deemed to be an original.

5.7 ENTIRE AGREEMENT: This Lease constitutes the entire agreement between the parties hereto with respect to the subject matter hereof, and supersedes all prior understandings or agreements between the parties.

5.8 HEADINGS AND INTERPRETATION: Headings used in this Lease are for convenience or reference only and are not intended to govern, limit or aid in the construction of any term or provision hereof. Any reference to a Section in this Lease shall include all sections and subsections related thereto.

5.9 CHOICE OF LAW: This Lease and each and every related document are to be governed by, and construed in accordance with, the laws of the State of Nevada.

5.10 SEVERABILITY: If any term, covenant, condition or provision of this Lease, or the application thereof to any person or circumstance, shall to any extent be held by a court of competent jurisdiction, or rendered by the adoption of a statute invalid, void or unenforceable, the remainder of the terms, covenants, conditions or provisions of this Lease, or the application thereof to any person or circumstance, shall remain in full force and effect and shall in no way be affected, impaired or invalidated thereby.

5.11 RELATIONSHIP OF THE PARTIES: The parties agree that their relationship is that of Tenant and Landlord, and that nothing contained herein shall constitute either party as being the agent or legal representative of the other for any purpose whatsoever, nor shall this Lease be deemed to create any form or business organization between the parties hereto, nor is either party granted the right or authority to assume or create any obligation or responsibility on behalf of the other party, nor shall either party be in any way liable for any debt of the other.

5.12 FORCE MAJEURE: Lessor and Lessee shall each be excused for the period of any delay in the performance of any obligation hereunder when prevented from doing so by cause or causes beyond that party's control, including labor disputes, civil commotion, war, governmental regulations or controls, fire or other casualty, inability to obtain any material or services, or acts of God.

5.13 ATTORNEYS' FEES: In the event that any party hereto institutes an action or proceeding relating to or arising out of this Lease, or the transactions contemplated hereby, or in the event any party is in default of its obligations pursuant thereto, whether or not suit is filed or prosecuted to final judgment, the prevailing party shall be entitled to its reasonable attorneys' fees and to all court costs incurred, in addition to any other damages or relief awarded.

5.14 DISCLOSURE OF PRINCIPALS: Pursuant to Resolution R-105-99 adopted by the City of Las Vegas City Council effective October 1, 1999, Tenant warrants that is has disclosed on the form attached as Exhibit "B", all principals and partners of LUCASGROUP, LLC, as well as all persons and entities holding more than a one percent (1%) interest in LUCASGROUP, LLC, or any principal of LUCASGROUP, LLC. Throughout the term hereof, LUCASGROUP, LLC, shall notify Landlord in writing of any material change in the above disclosure within 15 days of any such change.

5.15 MODIFICATIONS OR AMENDMENTS: Upon approval of this initial agreement by the City Council and after it has been fully executed by signature of all parties, staff of the Real Estate & Asset Management Division of the City's Department of Public Works shall have the authority to complete and execute any additional documents necessary for the completion of the intent of this contractual obligation during the original term of this agreement. As an example, this may include amendments, changes of address, adjustments to monetary revenue or expenditure not to exceed ten thousand (\$10,000.00) dollars, filing and

recording of appropriate documents with the County Recorders Office or the County Tax Assessors Office, and recordings and filing with the City Clerk's Office. No amendment, change or modification of this Agreement shall be valid unless in writing and signed by all parties hereto.

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

"Landlord"
CITY OF LAS VEGAS

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

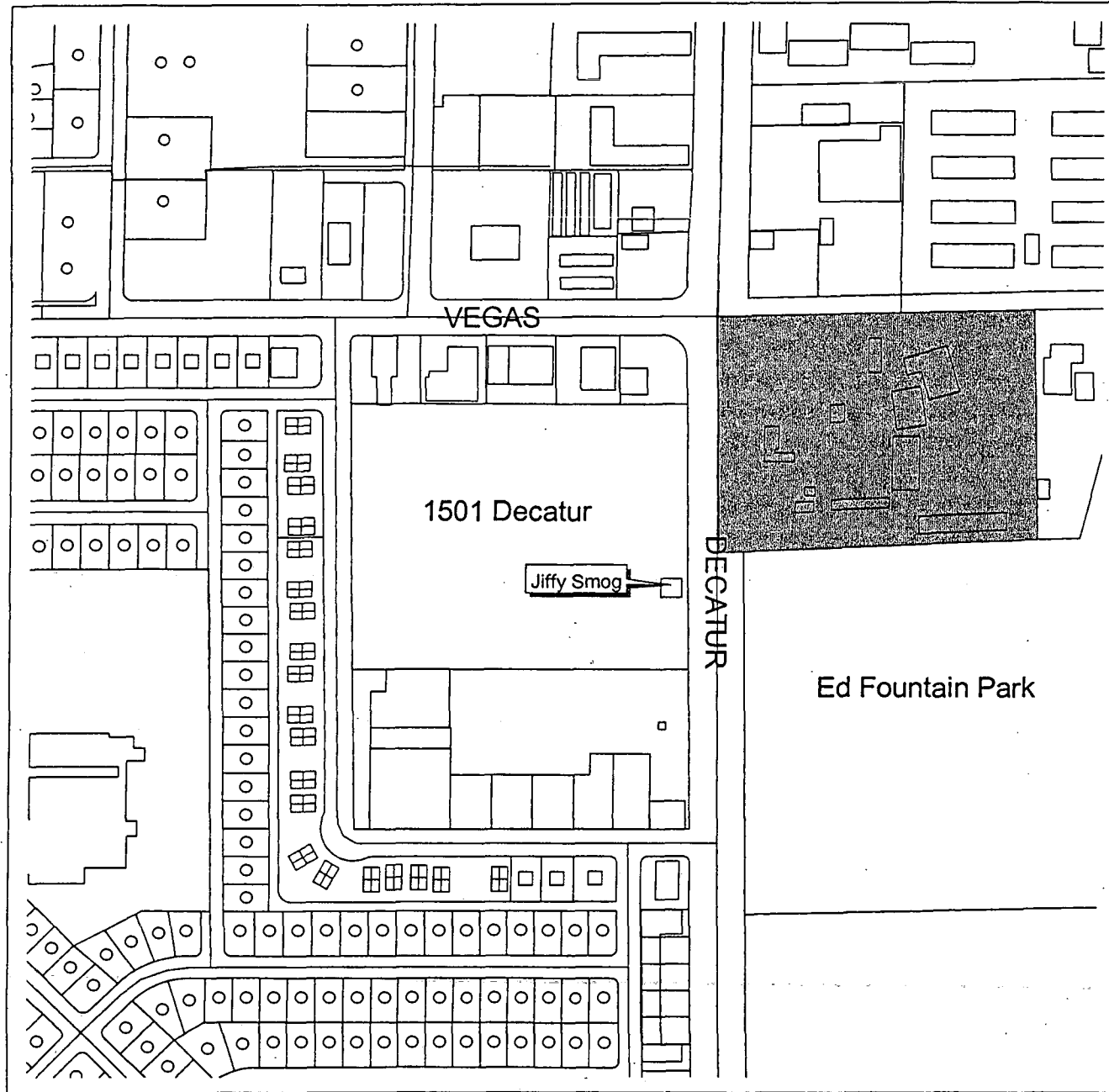
"Tenant"
LUCASGROUP, LLC.

APPROVED AS TO FORM:

By: _____
Lawrence R. Lucas, General Manager

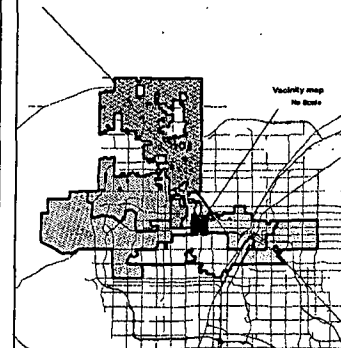
Thomas R. Green 9/19/03
City Attorney Date

EXHIBIT "A"



Site Map

-  Street Centerline
-  Building Footprints
-  City of Las Vegas
-  USA
-  Parcels



Real Estate & Asset Management



Date of Data: 2003/09/18

EXHIBIT "B"

CERTIFICATE - DISCLOSURE OF OWNERSHIP/PRINCIPALS (CONTINUED)

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003 PG 387

Block 1	Contracting Entity (Name)	Block 2	Description
LUKEGROUP, LLC		Subject Matter of LEASE AGREEMENT	
Name 9101 West Sahara Ave #105-E1		Contract/Agreement FOR TENANCY AT	
Address Las Vegas, NV 89117		1501. NORTH DECATUR	
EIN or Social Security #		LAS VEGAS	

Block 3	Type of Business
☐ Individual	☐ Partnership
☒ Limited Liability Company	☐ Corporation

Block 4	Disclosure of Ownership and Principals		
In the space below, the Contracting Entity must disclose all principals (including partners) of the Contracting Entity, as well as persons or entities holding more than one-percent (1%) ownership interest in the Contracting Entity.			
	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	LAWRENCE R. LUCAS	9101 West Sahara Ave #105-E1	702 326 2445
2.	GENERAL MANAGER	Las Vegas, NV 89117	
3.	JEANNE B. LUCAS	Same as above	same as above
4.	MANAGER		
5.			
6.			
7.			
8.			
9.			
10.			

The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals - Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: _____

EXHIBIT "B"

Block 5 Disclosure of Ownership and Principals - Alternate

If the Contracting Entity, or its principals or partners, are required to provide disclosure (of persons or entities holding an ownership interest) under federal law (such as disclosure required by the Securities and Exchange Commission or the Employee Retirement Income Act), a copy of such disclosure may be attached to this Certificate in lieu of providing the information set forth in Block 4 above. A description of such disclosure documents must be included below.

Name of Attached Document: _____

Date of Attached Document: _____

Number of Pages: _____

I certify, under penalty of perjury, that all the information provided in this Certificate is current, complete, and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity.

Laurence A. Lucas

Name

9/15/03

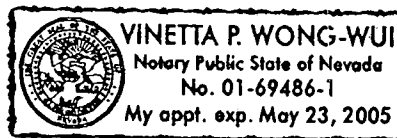
Date

Subscribed and sworn to before me this 15th day of

September

, 2003.

Vinetta P. Wong-Wui
Notary Public



City of Las Vegas

Agenda Item No. 54

AGENDA SUMMARY PAGE
SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Approval of a Quitclaim Deed in favor of the United States of America from the City of Las Vegas pertaining to 10 acres of Bureau of Land Management land located in the vicinity of Rockmoss Street and Westcliff Drive, APN 138-28-801-002- Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

On April 1, 2003, the United States of America patented 10 acres of Bureau of Land Management Land to the City of Las Vegas to be used for Assisted Affordable Housing. During the patent process it was discovered that Bureau of Land Management had incorrectly allocated 10 acres located east of the desired site. New legislation will allow Bureau of Land Management to patent the correct parcel to the City. At the time the new patent is issued, the City will quitclaim the incorrect parcel back to the United States of America.

RECOMMENDATION:

The 10/13/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Quitclaim Deed
2. Site Map

MOTION:

REESE – APPROVED Items 3, 5-52, and 54 – UNANIMOUS with MACK abstaining on Item 14 because it involves a request filed by Timbers Hospitality Group, which is primarily owned by his brother-in-law, ANDREW DONNER

Item 4: APPROVED under separate action (see individual item)

Item 53: STRICKEN under separate action (see individual item)

MINUTES:

COUNCILMAN WEEKLY reported that the Real Estate Committee met to review all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that Item 54 be approved by the City Council. Item 53 is recommended to be stricken.

City of Las Vegas

Agenda Item No. 54

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Consent – Real Estate

Item 54 - Approval of a Quitclaim Deed in favor of the United States of America from the City of Las Vegas pertaining to 10 acres of Bureau of Land Management land located in the vicinity of Rockmoss Street and Westcliff Drive, APN 138-28-801-002

MINUTES – Continued:

There was no further discussion.

(9:28 – 9:31)

1-785

A.P.N. 138-28-801-002

ACTION TAKEN

not signed as of

1/30/04

Date

QUITCLAIM DEED

THIS INDENTURE WITNESSETH: That the City of Las Vegas, a municipal corporation of the State of Nevada, in consideration of \$1.00, the receipt of which is hereby acknowledged, do hereby remise, release and forever quitclaim to the United States of America, all that real property situated in Clark County, State of Nevada, bounded and described as follows:

Mount Diablo Meridian, Nevada, T.20 S., R. 60 E., sec. 28, NE1/4SW1/4SE1/4 (Tract D).
Containing 10 acres, more or less

Executed this ____ day of _____,

STATE OF NEVADA)

)s.s.

2003

COUNTY OF CLARK)

By: _____

Oscar B. Goodman, Mayor

On the ____ day of _____ before me, the undersigned, a Notary Public in and for the said County and State, personally appeared known to me to be the person whose name(s) subscribed to the within instrument, and acknowledged to that he executed the same.

WITNESS my hand and Official Seal,

TITLE ORDER NO.: N/A

NOTARY PUBLIC Commissioned
for said County and State

ESCROW NO.: NA

RECORDING REQUESTED BY:
AFTER RECORDING MAIL TO:

Public Works/Real Estate
City of Las Vegas
Public Works/Real Estate
400 Stewart Avenue, 4th Floor
Las Vegas, NV 89101

APPROVED AS TO FORM:

Thomas R. Green
DEP. CITY ATTY Date

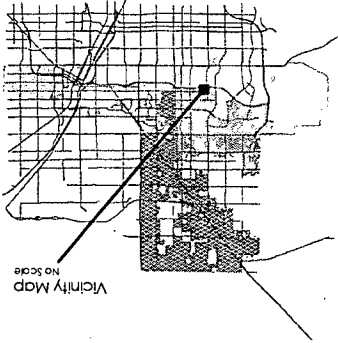
9/29/03



Date of Draft: 2003/09/29



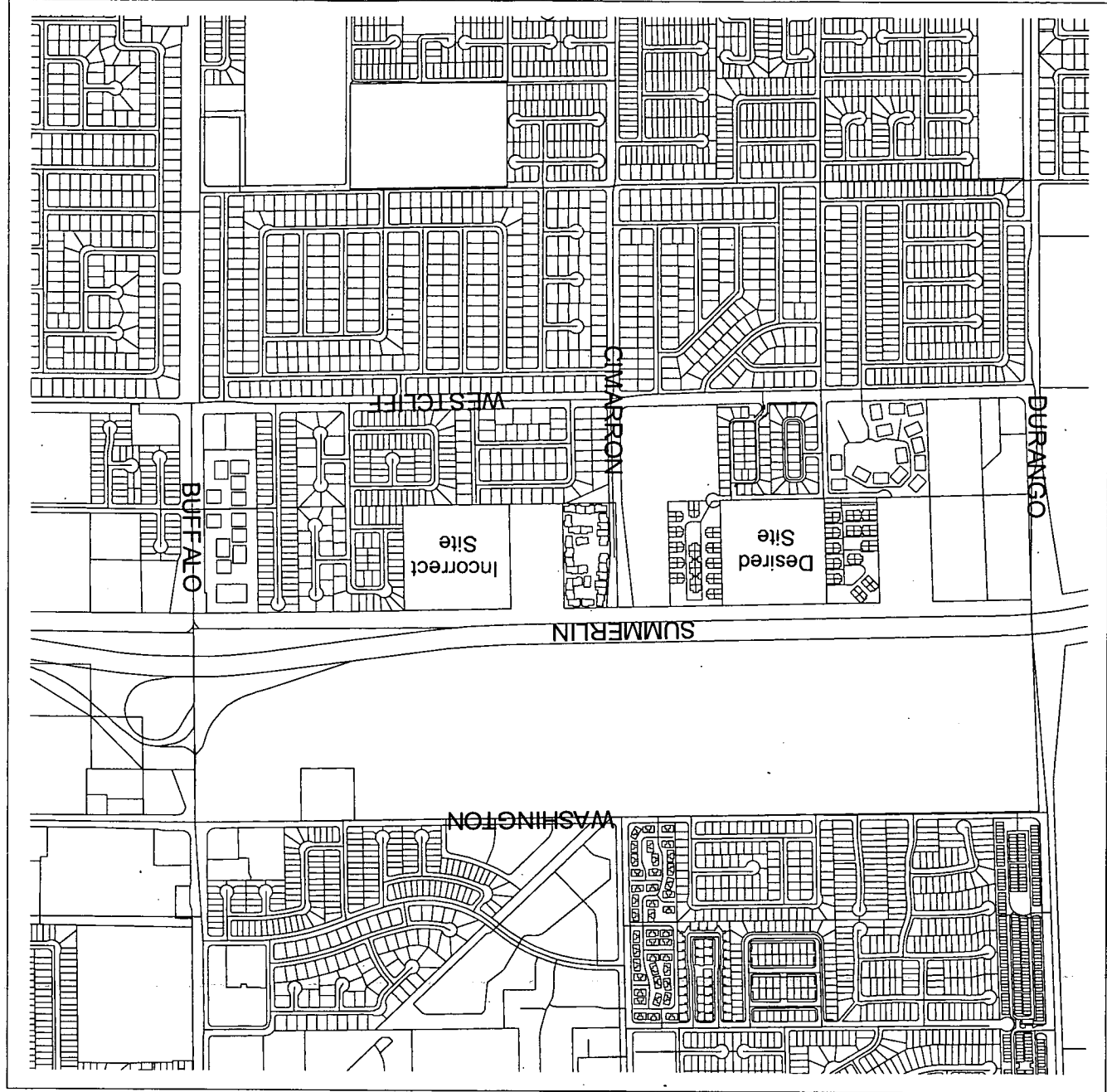
Real Estate & Asset Management



Vicinity Map
No Scale

- ☐ Site to be Patented
- ☐ Patented Site
- ☐ Street Centerline
- ☐ Parcels

Site Map



City of Las Vegas

Agenda Item No. 55

AGENDA SUMMARY PAGE**SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Juliette Adriana Gil, 7785 Spanish Lake Drive, Las Vegas, NV 89113

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:****RECOMMENDATION:****BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE – Motion to bring forward and STRIKE Items 53, 55, 68, 70, 71, and 73 – UNANIMOUS

MINUTES:

There was no related discussion.

(9:24 – 9:28)

1-657

RECEIVED
CITY CLERK

2003 SEP 25 P 1:18

September 25, 2003

City Clerk
City of Las Vegas
400 Stewart Avenue
Las Vegas, Nevada 89101

To Whom It May Concern:

I wish to appeal to the City Council the denial by the Metropolitan Police Department of my Work Card application.

Sincerely,



Juliette Adriana Gil
7785 Spanish Lake Drive
Las Vegas, NV 89113



September 25, 2003

Juliette Adriana Gil
7785 Spanish Lake Drive
Las Vegas, NV 89113

Re: **WORK CARD APPEAL**

Dear Ms. Gil:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. This matter will be heard by the City Council at their regularly scheduled meeting of October 15, 2003.

Your appeal is scheduled to be heard during the morning session of the meeting, which commences at 9:00 a.m. We would advise that you be in attendance to present your appeal and answer any questions which may arise.

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

If a letter is submitted to the Council, **it must be from the licensee or principal who must be approved for suitability under Las Vegas Municipal Code Chapter 6.06 (the owner of the business, other principal or key employee)** for the establishment in which you are seeking employment. Also, you should bring to the hearing all other materials which may assist you in your appeal.

Sincerely,

DIANA DAVIS
DEPUTY CITY CLERK I

/epc

cc: City Attorney-Civil
Las Vegas Metropolitan Police Department - SIB

MAYOR
OSCAR B. GOODMAN

CITY COUNCIL
GARY REESE
(MAYOR PRO-TEM)
LARRY BROWN
LYNETTE B. McDONALD
LAWRENCE WEEKLY
MICHAEL MACK
JANET MONCRIEF

CITY MANAGER
DOUGLAS A. SELBY

CITY OF LAS VEGAS
400 STEWART AVENUE
LAS VEGAS, NEVADA 89101

VOICE 702.229.6011
TTY 702.386.9108
www.ci.las-vegas.nv.us

City of Las Vegas

Agenda Item No. 56

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding the Victims of Crime Act (VOCA) Sub-grant Award (\$138,000 3-year period - Multipurpose Special Revenue Fund)

Fiscal Impact

☐

No Impact

Amount: \$138,000 over 3 years

☒

Budget Funds Available

Dept./Division: City Attorney/Criminal

☐

Augmentation Required

Funding Source: Multipurpose SRF

PURPOSE/BACKGROUND:

The Office of the City Attorney has been a VOCA grant recipientt for five years. This grant award will fund a full-time, bi-lingual Victim Witness Advocate. The State of Nevada has chosen to award \$46,000 annually for a period of three years. Federal guidelines require a minimum of a 25% match. The in-kind match (\$34,500 for the three year period) will be provided by a City funded advocate assisting the VOCA funded advocate. The project total is \$172,500.

RECOMMENDATION:

It is the recommendation of the Office of the City Attorney that the City Council approve this grant application.

BACKUP DOCUMENTATION:

Victims of Crime Act (VOCA) Notice of Sub-grant Award

MOTION:

REESE – APPROVED as recommended – UNANIMOUS

MINUTES:

CITY ATTORNEY JERBIC commented that his office applied for a VOCA grant for its Victim Advocate Unit and received a grant in the amount of \$46,000 annually for a period of three years to fully fund a Spanish-speaking advocate. The item is in order. He recommended approval.

There was no further discussion.

(9:36)

1-1029

BA #		3145	Category #	20
Fed award #		VOCA-VA-GX-0033		CFDA # 16.575
Program: VICTIM OF CRIME ACT (VOCA)			State Sub-Grant # - 04-30-VOCA	
State of Nevada Department of Human Resources Division of Child and Family Services				

NOTICE OF SUB-GRANT AWARD

Type of Action: NEW	Project Address: 400 Steward Ave., Fiscal Address: 9 th Floor Las Vegas, NV 89101		
Project Name: Victim Witness Advocates – Hispanic Outreach	Phone: 702-229-6201 Fax: 702-386-1749 Email:		
Sub-grantee Legal/Corporate Name: Las Vegas City Attorney's Office – Victim Witness Program	Sub-grantee Mailing Address: Same as above		
PROJECT PERIOD FROM October 1, 2003 THROUGH September 30, 2006			
YEAR ONE October 1, 2003 – September 30, 2004			
YEAR TWO October 1, 2004 – September 30 2005			
YEAR THREE October 1, 2005 – September 30 2006			
APPROVED ANNUAL COST CATEGORIES:			
1. Personnel	\$	46,000	
2. Total Cost	\$	46,000	
SOURCE OF FUNDS:			
		Year 1	
State Share:	\$	46,000	\$ 46,000
Match	\$	11,500	\$ 11,500
TOTAL	\$	57,500	\$ 57,500
In accepting these sub-grant funds, it is understood that: 1. Expenditures must comply with appropriate State and/or Federal regulations. 2. This award is subject to the availability of appropriate funds. 3. Recipients of these funds agree to stipulations on page 2. 4. Sub-grantees are directed to spend the allocation and report match, for each of the indicated years of this award.			
Sub-grantee: Las Vegas City Attorney's Office	Signature 		Date
Family Programs Office Chris Graham, Rh.D.	Signature		Date
DCFS Contract Monitor	Signature		Date

ADDITIONAL REQUIREMENTS AGREED TO BY GRANTEE IN RECEIVING FUNDS PURSUANT TO THIS AWARD OR IN APPLICATION FOR SAME:

1. Subgrantee agrees to abide by all appropriate provisions and procedures of the Division of Child & Family Services.
2. Subgrantee agrees to comply with arrangements for review of accounting procedures as initiated by the Division of Child and Family Services
3. Subgrantee agrees to comply with the attached Basic Accounting Requirements for grant funds per Attachment A
4. Subgrantee agrees to comply with the Scope of Services (Attachment B)
5. Subgrantee agrees to comply with general financial requirements and submit monthly financial status reports as per Attachment C. Payment for services rendered under this grant will only be made after receipt of a signed financial status report.
6. Subgrantee agrees to submit quarterly program performance reports as per Attachment D.
7. Certifies that the proposal upon which these funds are based was authorized by the governing body of the applicant.
8. Subgrantee has provided to Division of Child and Family Services, the certification regarding Lobbying, certification regarding Drug Free Work Place and certification regarding Debasement, Suspension, Ineligibility and Voluntary Exclusion.
9. Subgrantee acknowledges that this grant award may be terminated by either party with 30 days notice.
10. Subgrantee has supplied to DCFS a certification indicating that the grantee is covered by Worker's Compensation Insurance, commercial General Liability Insurance, business Auto Insurance (agency owned vehicles) and Professional Liability Insurance (as applicable).
11. Subgrantee agrees to comply with public law 103227, Part C, Environmental Tobacco Smoke (Pro Children Act of 1994). Requires that smoking not be permitted in any portion of any indoor routinely owned or leased or contracted for by an entity and used routinely or regularly for provision of health, day care, education, or library services to children under the age of 18, if the services are funded by federal programs either directly or through state or local governments, by Federal grant, contract, loan, or loan guarantee. The law does not apply to children's services provided in private residences, facilities funded solely by Medicare or Medicaid funds, and portions of facilities used for inpatient drug or alcohol treatment. Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to \$1000 per day and/or the imposition of an administrative compliance order on the responsible entity. By signing and submitting this application the applicant/grantee certifies that it will comply with the requirements of the Act.
12. The subgrantee will cooperate with the Division of Child and Family Services and any contractor hired by the Division, in establishing a professional program evaluation system to include outcome measures and measuring of consumer impact.

All identified attachments to this Notice of Grant Award are considered part of the conditions under which this grant is offered and will be adhered to by the grantee.

VOCA ATTACHMENT A

ACCOUNTING FOR GRANT FUNDS – BASIC REQUIREMENTS

SUBGRANTEE: Las Vegas City Attorney's Office – Victim Witness Program

AWARD AMOUNT: \$46,000

Accounting for grant funds will be in accordance with generally accepted (consistently applies) accounting principles, insofar as practicable, regardless of the source of funds. The Division of Child and Family Services reserves the right, however, to prescribe the method of accountability in any particular case.

SUPPORTING RECORDS OF GRANT EXPENDITURES MUST BE IN SUFFICIENT DETAIL TO SHOW THE EXACT NATURE OF EXPENDITURES. WHERE COSTS APPLY TO TWO OR MORE PROJECTS, SUCH COSTS WILL BE PRORATED TO EACH GRANT.

1. Establish a system of FUND ACCOUNTING approved by the Division of Child and Family Services or establish a separate bank account for each grant award.
2. Establish a filing system by State grant identification number. For example:
 - A. One folder for each grant's transactions should suffice where transactions are few.
 - B. Where transactions are many, originate a folder for each cost category described in the grant.
3. Spend only within categories allocated in the grant award.
4. Expenditures accumulated prior to the beginning date of the grant cannot be paid from grant money.
5. Obligations incurred during the grant period may be paid from grant funds after the ending date. All such obligations must be liquidated within 45 days after the end of the project period. Any obligations made after the ending date of the grant cannot be paid from grant money.
6. Any changes to the amounts, periods, and other terms and conditions listed in the notice of grant award must be requested and approved in writing.
7. Budget Category changes: All changes must be approved in writing in advance by the granting agency.

NOTE: Expenditures must not be made outside of the approved categories or in excess of approved limits in the expectation of subsequent approval.

8. The Board of Directors for the Subgrantee should establish a written travel policy prior to the start of the grant. Approval of this policy should be available in the minutes of the board meeting and the written policy available for audit review. The Grantee will submit request for travel reimbursement on the form included in Attachment C and will adopt travel reimbursement rates equal to or less than current state rates.

VOCA ATTACHMENT B

SCOPE OF SERVICES

SUBGRANTEE: Las Vegas City Attorney's Office – Victim Witness Program

1. The funds must be used only to provide direct services to victims of a crime.
2. Activities that may not be supported by these funds include:
 - (a) Community education: General public awareness campaigns designed to raise the public's consciousness of victims and are ineligible. Community education activities eligible to receive funds are limited to efforts describing direct services available and to obtain a program's assistance. E.g., publication of brochures, pamphlets, etc.
 - (b) Crime prevention: Also ineligible for funding are those programs in which crime victims are not the sole or primary beneficiaries of funded activities. The crime prevention activities eligible to receive VOCA funds are limited to those prevention efforts specifically included in providing emergency assistance after a victimization incident such as services to prevent the immediate reburgularization of a home or an apartment, e.g. boarding up of windows, replacement or repair of security locks, etc. Other more generalized crime prevention efforts are not allowable.
 - (c) Lobbying, legislative administrative advocacy: Lobbying for particular victim legislation or administrative reform, whether conducted directly or indirectly, is another activity that is ineligible for funding.
 - (d) Perpetrator Services: Perpetrator services are not direct services to a victim of crime as intended by VOCA and is therefore, not an eligible service or activity to be supported by victim assistance grant funds. However, funds may be used to support family treatment programs that provide direct services to crime victims and rehabilitation or treatment of perpetrators. It is the intention of the Office of Victims of Crime to support such programs, which seek to reunite the family through treatment of victim of family violence along with perpetrator rehabilitation. It is not our intention to provide VOCA victim perpetrator/offender treatment programs. Services to victims and perpetrators must remain separate and identifiable.
 - (e) Needs assessments: Surveys, Manuals, Protocols: The Office for Victims of Crime has further taken the position that the use of VOCA funds to conduct needs assessments, surveys, develop manuals and protocol, or to perform general administrative tasks does not fall within the intent of the Act and is outside the scope of the Program Guidelines.
 - (f) Fundraising: Costs of organized fundraising, including financial campaigns, endowment drives, solicitation of gifts and bequests, and similar expenses incurred solely to raise capital or obtain contribution, may not be charged either as direct or indirect cost against the grant. Neither the salary of persons engaged in such activities nor indirect costs associated with those salaries can be charged to the grant, except insofar as such persons perform other grant-related activities.

- (g) Equipment Purchases/Capital Expenditures: Grant Funds may only be used to provide services to victims of crime. Services to victims of crime means those activities that directly benefit individual crime victims, including the required coordination of such activities, i.e., coordination of volunteers and/or coordination of public and private efforts to aid crime victims. However, equipment that is necessary and essential to the delivery of direct service is deemed by the Office for Victims of Crime as an allowable cost.
 - (h) Professional Services of Doctors and Lawyers: The payment of fees for professional services rendered by lawyers and doctors are ineligible for VOCA victim assistance funding, except for the purposes of providing reimbursement for forensic medical examinations. Victims treated for crime related injuries are encouraged to seek reimbursement for medical services rendered by doctors from their State crime victims compensation program. This provision, however, does not prohibit direct service programs from hiring as staff salaried medical/mental health professionals to provide services on site to clients. This differs significantly from a case-by-case fee-for-service type arrangement.
 - (i) Witness management and Notification Programs: Projects whose primary objectives are to improve the prosecutorial efficiency of a prosecutor's office and whose goals are primarily witness management and notification are identified as administrative in nature and are, therefore, ineligible for support. However, victim/witness programs in prosecutors' offices, which provide both victim services such as escort and support during trials and other types of services, can receive VOCA funding support only for that portion of the program that provides direct services to crime victims.
 - (j) Criminal Justice Improvements: General criminal justice agency improvements or programs where crime victims are not the sole or primary beneficiaries are not eligible.
 - (k) Indirect costs which are often imposed by Indian Tribes on Federal Tribes on Federal grants are not permissible in VOCA funded grant programs.
3. Federal funds awarded under this grant will be used only for the project set forth in the scope of services and this contract. Both parties agree to renegotiate this contract/scope of services if any application laws, regulators or guidelines change.
 4. Services that are allowable under this contract are:
 - Crisis intervention to include a 24-hour hotline;
 - Emergency services to include temporary shelter;
 - Repair of structures to prevent reburgularization;
 - Follow-up including supervision of Out of Home placements;
 - Assessment for needs and services;
 - Counseling and guidance including group, individual services, parenting skills, and in home treatment;
 - Referral and advocacy for additional services such as job training and employment
 - Property return efforts;
 - Intervention with landlords and employers;
 - Court related services such as preparation, transportation, child care and escort;
 - Payment for forensic medical examination;
 - Assistance in filing compensation request;
 - Preparing child abuse petitions, police reports, elder abuse petitions, and straining orders;
 - Hospital accompaniment;
 - Providing food, clothing and transportation;
 - Law enforcement accompaniment.

VOCA ATTACHMENT C

General financial requirement:

GRANTEE: Las Vegas City Attorney's Office – Victim Witness Program

1. Non-federal matching funds equal to 20% are necessary (\$11,500). The subgrantee must document and maintain all records relating to this match.
2. Indirect costs which are often imposed by Indian Tribes on Federal grants are not permissible in VOCA funded programs.
3. Federal funds awarded pursuant to this VOCA grant application will not be used to supplant federal, state, local or tribal funds in any manner. These funds will be used only to supplement current efforts. Positions or existing salaries will not be charged to this grant.
4. The use of VOCA funds for training is limited. VOCA guidelines provide that training can be supported by Victim Assistance funds. However, it is intended that such funds for training be used for direct service providers in individual programs to enhance skills directly relating to the service they provide to crime victims. Allowable training cost are the necessary and reasonable expenses (registration, travel, transportation) related to staff participation. Travel is permitted for national and on regional conferences when comparable training is unavailable with the State.

VOCA funds cannot be used to train related professional such as law enforcement officers, prosecutors, and medical personnel, etc.
5. Significant changes in program personnel or other areas expected to impact on the budget of the program are to be reported to the Division of Child and Family Services immediately.
6. The Division of Child and Family Services ability to disburse funds under the service contract is contingent upon the availability of VOCA funds.
7. Grants funds will be disbursed on a direct cost reimbursement basis in accordance with procedures set forth by the Department of Administration, State of Nevada. Payments may be adjusted to correct for over payments, under payments disallowance's or advances.
8. Subgrantees are allowed to submit requested for reimbursement for no less and no more than thirty days. Requests must arrive at the Division of Child and Family Services by the fifteenth working day of the month after the services are performed. A copy of the required reimbursement request form is attached.
9. Reimbursement request must reflect the proposed budget as well as actual VOCA expenses. The Subgrantee must retain all documentation of expenditures according to the budget and present documentation for an audit if requested.
10. Payments will be received from the State of Nevada only after approval of a complete and accurate reimbursement voucher.
11. No funds under this award may be obligated by the Grantee after the end of the contract period and all obligated funds must be expended by the end of the contract period.
12. The accounting system for all Subgrantees must ensure that VOCA funds are not co-mingled with funds from other sources. A separate subsidiary journal should be maintained with recognizes VOCA income and expenses.

13. All Subgrantees are required to establish and maintain accounting systems and financial records in compliance with Generally Accepted Accounting Principles (GAAP) to accurately account for funds awarded to them. These records shall include both Federal funds all matching (in-kind and/or cash from state, local and private sources (if applicable)).

The Subgrantee must account for its federal grant funds, make financial reports on prescribed forms, and meet reasonable fiscal and administrative requirements. The Subgrantee must also establish fiscal control and fund accounting procedures, which assure proper disbursement of, and account for, grant funds. The Subgrantee must document, and have in place, procedures which describe the manner in which, and by whom, all financial transactions are executed. Such account procedures must provide for an accurate and timely recording of receipt of funds by source, or expenditures made from such funds, and of unexpended balances. The independent contractor must also agree to make all financial reports available to the Division of Child and Family Services in order to meet reasonable monitoring and evaluation requirements.

It is the responsibility of the Subgrantee to return all unexpended funds after completion of a grant. Failure to comply with this condition will result in the withholding of VOCA funds from active subgrants of the agency until the final report and all unexpended funds are received. If the Subgrantee has no active subgrants, the Division of Child and Family Services will initiate legal action to recover the unexpended funds.

14. Accounts and records of all Subgrantees, which utilize grant funds, must be accessible to authorized officials for the purpose of audit and examination. These records are to be maintained at the site where the business of the organization is normally carried out. All required records shall be maintained for six (6) years, the records shall be retained until resolution of the audit.

Annual audits by an independent certified public account in accordance with generally accepted government auditing standards covering financial compliance audits is required of all Subgrantees.

The following documents may be used as guidelines for audit issues (obtain from appropriate federal agency or U.S. Government Printing Office).

U.S. General Accounting Office, Standards for Audit for Government Organizations, Programs, Activities and functions;

U.S. General Accounting Office, Guidelines for Financial and compliance Audits of Federally Assisted programs;

Office of Management and Budget (OMB). Circular A-110, Grants and Agreements with Institutions of Higher Education, Hospitals, and other Non-Profit Organizations;

Financial Accounting Standards Board – Generally Accepted Accounting Principles (GAAP); and

Any future mandates and publications from the U.S. Department of Justice.

It is advisable for Subgrantee to procure CPA audit services early in the grant period so that adequate plans are made and pitfalls avoided. Early planning for an audit can assist agencies in organization and operational planning.

15. Eligible Costs

- a. Direct Service costs, It is crucial to keep in mind that the fundamental intention of the Federal legislation is to enhance and expand the services that are provided directly to victims of crime.

It is the priority of the Division of Child and Family Services to fund primarily those costs associated with direct services (i.e., salary fringe benefits). Non-direct service costs exceeding 15% of the grant amount are not eligible for VOCA funding under VOCA regulations.

- b. Administrative and Indirect Costs. While some administrative costs may be necessary for the delivery of victim's services, it is important that funds are not used for more generally administrative functions.

Administrative costs must be specifically identified and justified. Each administrative cost must be line-itemized in the budget. A fix percentage for administrative overhead or an "indirect cost rate" for administrative expenses will not be allowed.

Non-direct service costs exceeding 15% of the grant amount are not eligible for VOCA funding.

- c. Any allowable equipment purchased with VOCA Grants Manager upon termination of the grant for a victim services program.
16. The Subgrantee will supply the Division of Child and Family Services with a certificate from an insurer certifying that the contractor is covered by Worker's Compensation Insurance, Business Auto Liability (if operating agency owned/leased vehicles), Commercial General Liability Insurance and Professional Liability Insurance (if Grantee provides therapy or counseling with professional staff.)
 17. If the Subgrantee has an approved travel budget reflected on the Notice of Grant Award, all claims for travel reimbursement must be submitted on a DCFS claim form and must reflect current State of Nevada travel reimbursement rates.

INSTRUCTIONS

Victim of Crime Act

Financial Status and Request for Funds Report

Subgrantee: Present the legal corporate name for a non-profit service provider or the departmental designation of a government entity.

Address: Indicate the mailing address. This should be an address where mail is delivered/picked up regularly.

Telephone: Provide the most accessible phone number for the person who prepares this report. Provide a Fax number. Provide an E-Mail address if available.

Prepared by: Type name of the person who is directly responsible for the data in this report. Person must sign the form on this line.

Report Period: Identify the period in days, which is represented by the data in this report. Reports are to be prepared and presented to the Division of Child and Family Services, Family Programs Office, in Carson City by the 15th of each calendar month. Indicate if this is the final report for the grant period.

Section A: Expenditures

Indicate by category how the money was expended for direct services to victims of crime. Note: It is the grantees responsibility to maintain all records documenting these expenses. Include any matching amounts to be accounted for during this period. Provide a figure for expenditures to date in each category.

Note: Do not overmatch! Refer to your Grants Manual or your Notice of Grant award for a description on figuring the proper match.

Note: Match must be reported! A monthly account of matching sources and amounts is preferred. Failure to report match will delay reimbursement. Remember that your organization is responsible for appropriate use of matching amounts as well as maintaining documentation for an audit.

Section B: Cash flow

- A. Enter the total of all direct expenses reimbursements you have received prior to this request.
- B. Enter the amount of this request from Section A. Total A and B for a subtotal.
- C. Enter the amount of your contract award.
- D. Subtract the subtotal of A and B from the contract award in C.

Note: This is the remaining amount of your grant. Under no circumstances will this amount be exceeded during a grant period (October through September). It is up to the grantee to manage cash flow and reimbursements so that the grant award supports the program scope of services during the entire grant period. Services must continue regardless of the balance in your grant amount.

Section C: Certification

1. The designated financial officer for the grantee must sign and date the form.

Victim of Crime Act Monthly Financial Reports must arrive at the following address by the 15th of each calendar month.

Division of Child and Family Services
711 East Fifth Street
Carson City, NV 89701
Attention: Chris Graham, Rh.D.

Note: Late financial reports may result in reimbursement being held until the next month! No reimbursement will be made until this form is received and deemed to be complete to include identification of matching services and amounts.

BA #	3145	Category # 20
Fed Award #	VOCA-VA-GX-0033	CFDA # 16.575
Program: VICTIMS OF CRIME ACT		State Sub-Grant # 04-30-VOCA
State of Nevada		
Department of Human Resources		
Division of Child and Family Services		

FINANCIAL STATUS AND REQUEST FOR FUNDS REPORT

Sub-grantee: Las Vegas City Attorney's Office – Victim Witness Program

Address: 400 Stewart Ave., 9th Floor, Las Vegas, NV 89101

E-Mail: _____ Telephone: 702-229-6201 Fax: 702-386-1749

State Sub-grant Number: 04-30-VOCA Project Period: October 1, 2003 – September 30, 2006

Report Prepared By: _____ Tax ID number: _____

Report Period From: _____ To: _____ Final Report: _____ Yes _____ No

SECTION A. EXPENDITURES:

1	2	3
Categories	Period Expenditures	Expenditures to Date
Personnel	\$	\$
Total Cost	\$	\$

SECTION B. CASH FLOW:

A. Award	\$
B. Prior Receipts	\$
C. Funds Remaining	\$
D. Period Expenditures	\$
E. Still Available	\$

SECTION C. CERTIFICATION:

I hereby certify that, to the best of my knowledge, the data reported represents actual receipts and actual expenditures which have been incurred in accordance with the approved sub-grant documents, and are based on official accounting records and supporting documents which will be maintained for purposes of audit. The subgrantee certifies that it is supported by community funding. This amount is equal to at least 20% of the agencies total revenue budget. This amount cannot include any federal, state, local government, or public body funding.

Signed: _____ Date: _____
Financial Officer

SECTION D. FAMILY PROGRAMS OFFICE

Report is accepted as presented _____ Yes _____ No Report is accepted with the following conditions:

Request for funds is approved in the amount of \$ _____ Budget _____ Category _____

Signed _____ Date: _____
Family Programs Office

ATTACHMENT D

SUBGRANTEE: Las Vegas City Attorney's Office – Victim Witness Program

1. The subgrantee will cooperate with the division of Child and Family Services in monitoring the project. Monitoring activities include, but are not limited to site visits by division staff. Progress reports, special reports, submission of financial reports, as well as statistical performance reports.
2. The subgrantee must agree to collect and maintain information on victim services and to provide this information to the Division of Child and Family Services on a quarterly basis using the attached reporting format. An annual statistical report will be required at the end of the grant period.

INSTRUCTIONS: Victim of Crime Act Quarterly Statistical Report

- Organization:** Present the legal corporate name for a non-profit service provider or the departmental designation of a government entity.
- Address:** Indicate the mailing address. This should be an address where mail is delivered/picked up regularly.
- Telephone:** Provide the most accessible phone number for the person who prepares this report. Also provide a FAX number and E-Mail address if available.
- Prepared by:** Name of the person who is directly responsible for the data in this report.
- Report for the Quarter of:** Identify the quarter, which is represented by the data in this Report. Reports are to be prepared and presented to the Division of Child and Family Services in Carson City by the 15th day of the month following the end of a quarter.

1. Volunteer Hours Associated with Direct Services to Victims of Crime

Calculate the number of direct service hours provided to primary and secondary victims by volunteers.

Example: One full time crisis intervention volunteer
 21 working days @ 8 hours per day = 168 hours
 Overtime reported @ 6 hours = 6 hours
 Total = 174 hours

Be sure and deduct for vacations, sick leave, etc.

2. Number of Primary victims by Race

Indicate the number of victims served during the period of this report according to their race.

3. Type of Victimization

Indicate the number of primary and secondary victims served during the period of this report according to the specific type of victimization.

Primary Victim – Actual victim of the crime. In case of survivor of Homicide Victims the survivor(s) become the primary victim.

Secondary Victim- Significant others or family members other than the direct victim.

4. Number of Primary Victims by type of Service Provided

Specific number of individuals receiving each type of service directly from your organization only, during the period of this report. Some individuals will receive more than one service. Indicate other services your organization provides and how many individuals received those services. Counseling implies a face-to-face encounter. There are two types of information and referral (phone and in-person).

5. Number Referrals Received by Source

Provide the number of victims served during the period of this report according to their sexual identification.

6. Number of Primary Victims by Sex

Indicate number of victims served during the period of this report according to their sexual identification.

7. Number of Referrals to Other Agencies

Document how many referrals were made to outside agencies on behalf of crime victims being served your program.

8. Number of Primary Victims by Age

Indicate Number of individuals served during the period of this report according to the age ranges presented.

Victims of Crime Act quarterly statistical reports must arrive at the following address by the 15th of the appropriate month following the end of each quarter.

Division of Child and Family Services
511 E. 5th Street
Carson City, NV 89701
Attn: Linda Titus

STATE OF NEVADA
DEPARTMENT OF HUMAN RESOURCES
DIVISION OF CHILD AND FAMILY SERVICES
VICTIM OF CRIME ACT MONTHLY STATISTICAL REPORT

ORGANIZATION: _____

ADDRESS: _____

TELEPHONE: _____ FAX: _____ E-MAIL _____

PREPARED BY: _____

REPORT FOR QUARTER OF: _____

☐

VOCA

☐

VOCA Indian County

1. Volunteer Hours Associated with VOCA Funded Program.	
Volunteers	

2. Number of Primary victims by Origin	
White	
African American	
Hispanic	
American Indian/Alaska Native	
Unknown	
Mixed Race	
Total	

3. TYPE OF VICTIMIZATION	Number of Primary Victims	Number of Secondary Victims	TOTAL
Child Victim of Physical Abuse			
Child Victim of Sexual Abuse/ Incest/Molestation			
Victim of DUI/DWI			
Victim of Domestic Violence			
Adult Victim of Sexual Assault			
Adult Survivors of Incest of Child Sexual Abuse. Child Abuse			
Survivors of Homicide Victims			
Assault/Battery/Deadly Weapon			
Attempted Murder			
Elder Abuse/Fraud			
Victim of Gang Violence			
Kidnapping			
Robbery			
Victim of Hate Violence			
Burglary/Theft			
Child Neglect/Abandonment			
Victim of AIDS			
Victim of Drug/Alcohol Related Violence or Abuse			
Survivor of Suicide Victims			
Adult Survivor of Physical Abuse			
Child Victim of Emotional Abuse			
Stalking			
Criminal Neglect			
Other Victims of a Crime (Identify)			
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

4. Number of Primary Victims by Type of Service Provided	
Counseling	
Follow-up Contact	
Therapy	
Group Treatment	
Crisis Hotline	
Shelter/Safe House/Motel Room	
Information/Referral (telephone contact)	
Information/Referral (in person)	
Criminal Justice Information/Advocacy	
Emergency Financial Assistance	
Emergency Legal Advocacy	
Assistance in Filing Compensation Claims	
Personnel Advocacy	
Child Abuse Petitions	
Court Preparation/Accompaniment	
Elder Abuse Petitions	
Emergency Child Care	
Victim Impact Statement, Police Report or TRO	
Prevention of Reburglarization	
Pre/post Conviction Notification	
Property Return	
Transportation	
Parent Training/Family Education	
Social Skills Training	
Hospital Accompaniment/Advocacy	
Job Training/employment Services	
Other (Specify)	
_____	_____
_____	_____
_____	_____

5. Number of Referrals Received by Source	
Criminal Justice Agencies/Courts	
State or County Social Services/Welfare/CPS	
Adult Mental health	
Medical Source	
Self	
Relative/Friend/Neighbor	
District Attorney/City Attorney	
Religious Source/Clergy	
Police/Law Enforcement	
School	
Military	
Other Human Service Organizations	
Drug/Alcohol Program	
Unknown/Anonymous	
Division of Child and Family Services	
Hotline	
Other Domestic Violence Programs	
Other (specify)	
_____	_____
_____	_____
_____	_____

6. Number of Primary Victims by Sex	
Female	
Male	
Unknown	
Total	

7. Number of Referrals to Other Agencies	
State or County Social Services/Welfare/CPS	
Adult Mental Health	
Medical Service (Medical/forensic examination as well as primary health care)	
Legal Services/Courts	
Police/Law enforcement	
Other Domestic Violence Organization	
District Attorney/City Attorney	
Housing Authority	
Child Care/Day Care	
Drug/Alcohol Program	
Religious Service/Clergy	
School/Tutoring	
Entitlement Program	
Vocational Rehabilitation	
State Victim Compensation	
Other Domestic Violence Programs	
Other (specify)	
_____	_____
_____	_____
_____	_____

8. Number of Primary Victims by Age	
0 - 12 Years	
13 - 17 Years	
18 - 29 Years	
30 - 44 Years	
45 - 64 Years	
65 + Years	
Unknown	
Total	

City of Las Vegas

Agenda Item No. 57

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE & BUSINESS

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on the expenditure of funds for emergency purchases of supplies and services for damage repairs resulting from the August 19, 2003 flood - Various Departments - Award recommended to: VARIOUS SUPPLIERS AND CONTRACTORS (\$459,676.04 - Various Funds)

Fiscal Impact

☐

No Impact

Amount: \$459,676.04

☒

Budget Funds Available

Dept./Division: Various

☐

Augmentation Required

Funding Source: Various

PURPOSE/BACKGROUND:

On August 19, 2003 a flood occurred in the Northwest section of the City which resulted in the declaration of a local emergency by the Mayor. This request will provide for the ratification of the expenditure of funds for emergency purchases of supplies and services to make necessary repairs.

This item is exempt from the competitive bidding procedures pursuant to NRS 332.055, Emergency contracts: Competitive bidding not required.

PCC: D. Rawski

RECOMMENDATION:

That the City Council ratify the expenditure of funds for emergency purchases of supplies and services for damage repairs resulting from the August 19, 2003 flood to various suppliers and contractors in the amount of \$459,676.04 and approve adjustments to Blanket Purchase Orders that were utilized.

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

REESE – APPROVED as recommended – UNANIMOUS

MINUTES:

MARK VINCENT, Director, Finance and Business Services, advised that when the flood emergency was declared, the competitive bidding rules were suspended so that the City could respond appropriately. The total cost of almost \$500,000 includes over 100 labor hours to make repairs and provide assistance.



Agenda Item No. 57

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Finance and Business Services

Item 57 - Discussion and possible action on the expenditure of funds for emergency purchases of supplies and services for damage repairs resulting from the August 19, 2003 flood - Various Departments - Award recommended to: VARIOUS SUPPLIERS AND CONTRACTORS (\$459,676.04 - Various Funds)

MINUTES – Continued:

MAYOR GOODMAN thanked staff for its remarkable job. He was so relieved that no one suffered loss of life or physical injuries. His heart went out to those that suffered material damages.

COUNCILMAN MACK commended staff, and the private sector for responding with donations. Just that week he received another \$10,000 to help the flood victims.

There was no further discussion.

(9:36 – 9:39)

1-1056

City of Las Vegas

AGENDA MEMO

SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

ITEM DESCRIPTION: DISCUSSION AND POSSIBLE ACTION ON THE EXPENDITURE OF FUNDS FOR EMERGENCY PURCHASES OF SUPPLIES AND SERVICES FOR DAMAGE REPAIRS RESULTING FROM THE AUGUST 19, 2003 FLOOD

The following expenditures were incurred as the result of flooding on August 19, 2003. These expenditures are over \$10,000 and must be ratified in accordance with NRS 332.055, "Emergency contracts: Competitive bidding not required; "emergency" defined.

1. For the purposes of this section, an "emergency" is one which:
 - a. Results from the occurrence of a disaster including, but not limited to, fire, flood, hurricane, riot, power outage or disease; or
 - b. May lead to impairment of the health, safety or welfare of the public if not immediately attended to.
2. If the authorized representative, chief administrative officer or governing body of the local government determines that an emergency exists affecting the public health, safety or welfare, a contract or contracts necessary to contend with the emergency may be let without complying with the requirements of this chapter. If such emergency action was taken by the authorized representative or chief administrative officer, he shall report it to the governing body at its next regularly scheduled meeting."

\$ 19,082.31	Mikon Construction (Rainbow & Cheyenne and Cheyenne & Durango resurfaced)
\$ 97,701.00	Southern Nevada Paving (paving streets, driveways & parking lots)
\$ 42,100.00	H2O Environmental (culvert cleaning)
115,000.00	RK Rick Construction (detention basin clean up)
\$151,388.00	Durango Hills, LLC (reimbursement for damages at golf course – BPO 215501 used)

Subtotal: \$425,271.31

The following Blanket Purchase Orders were also utilized for emergency purchase of supplies and services and will need to be adjusted through the term of the contract periods.

PO #	AMOUNT	VENDOR
217437	\$ 193.84	Las Vegas Freightliner (fire truck repair parts)
217377	\$ 2,856.68	Williams Detroit Diesel Allison (fire truck repair services)
217162	\$ 731.00	Tri State Petroleum (lubricants)
216975	\$ 1,140.00	LN Curtis & Sons (paratech equipment)

City of Las Vegas

CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

ITEM DESCRIPTION: DISCUSSION AND POSSIBLE ACTION ON THE EXPENDITURE OF FUNDS FOR EMERGENCY PURCHASES OF SUPPLIES AND SERVICES FOR DAMAGE REPAIRS RESULTING FROM THE AUGUST 19, 2003 FLOOD

PAGE 2

215885	\$ 59.31	Clark County Wholesale (automotive filters)
215884	\$ 478.87	Charleston Auto Parts (service type items)
215681	\$ 4,574.25	Traffic Control Service (traffic cones)
215551	\$ 1,346.10	Las Vegas Winlectric (electrical motor control)
215550	\$ 8,153.68	Standard Wholesale Supply (misc. wire, conduit and circuit breakers)
215543	\$ 638.79	Wells Cargo Inc. (misc. base aggregates)
215480	\$ 228.50	Quality Towing (vehicle towing)
215119	\$ 1,477.50	United Rentals (traffic equipment rental)
Subtotal		\$ 21,878.52

In addition, there were miscellaneous purchases totaling **\$12,526.21**, which, in the aggregate were below the \$10,000 threshold for any single vendor.

Resulting in a grand total of **\$459,676.04** in emergency expenditures occurring as the result of the flood.

City of Las Vegas

Agenda Item No. 58

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Discussion and possible action regarding a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, Sierra Fondue, LLC, dba The Melting Pot, 8704 West Charleston Boulevard, Suite 102, Bret D. Burkinshaw, Mmbr, Mgr, 75.6%, Kirk G. Hansen, Mmbr, Mgr, 4% [NOTE: Item to be heard in the afternoon session in conjunction with Item #112 - SUP-2833] - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Supper Club License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations

BACKUP DOCUMENTATION:

None

MOTION:

L.B. McDONALD - APPROVED subject to conditions - UNANIMOUS with MACK abstaining because the subject supper club would be leased from Triple Five, a client of MK², and he works for MK² as a subcontractor and GOODMAN excused

MINUTES:

ATTORNEY RUSSELL ROWE, 3800 Howard Hughes Parkway, appeared on behalf of the applicant.

NOTE: All discussion related to Item 58 [New Supper Club License, Sierra Fondue, LLC, dba The Melting Pot] was held under Item 112 [SUP-2833].

(2:15 - 2:17)

2-2457

City of Las Vegas

Agenda Item No. 59

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale License subject to the provisions of the fire codes and Health Dept. regulations, From: Nevada Food Marts, Inc., dba Oasis Mini Mart, Eli Applebaum, Dir, Pres, 29.5%, Alan Sklar, Dir, VP, Secy, 29.5%, Dennis Harrison, Dir, Treas, 17.2%, Stuart Warren, Dir, 16.4%, Marshall Cohen, Dir, 7.4%, Robert B. Harrison, Mgr, To: Spickler-Olenak, LLC, dba Munchies, 6390 West Lake Mead Boulevard, Steven R. Spickler, Mmbr, Mgr, 25%, Paula G. Spickler, Mmbr, 25%, Jason W. Olenak, Mmbr, 25%, Kimberly A. Olenak, Mmbr, 25% - Ward 6 (Mack)

Fiscal Impact

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No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Steven Spickler

MOTION:

MACK – APPROVED the temporary license, subject to provisions as recommended, with the manager of Business Services granted the authority to approve the permanent license after completion of appropriate process – UNANIMOUS

MINUTES:

STEVEN R. SPICKLER, 10249 Wisteria, requested approval.

JIM DiFIORE, Manager, Business Services, indicated that the applicant met the requirements for a temporary license. He recommended approval.

There was no further discussion.

(9:39 – 9:40)

1-1158

City of Las Vegas

AGENDA MEMO

SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

ITEM DESCRIPTION: Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale License, To: Spickler-Olenak, LLC, dba Munchies, 6390 West Lake Mead Boulevard

The applicant is requesting approval of a temporary license as provided by LVMC 6.06.051, which reads as follows:

(A) City Council may grant a temporary license pending its decision regarding a license application in order to determine:

- (1) The applicant's fitness for a license; and
- (2) The appropriateness of the applicant's business location.

(B) A temporary license shall not be granted under this Section unless:

- (1) All principals required to be approved for suitability have submitted a complete investigation packet for determination of suitability and paid all applicable fees;
- (2) The Director makes a preliminary finding that all of the principals of the business are suitable; and
- (3) The applicant has submitted a completed and accurate license application and has paid all required application fees.

The attached letter dated September 15, 2003 from the applicant outlines the request for temporary license.

The applicant submitted all of the required documentation and paid all applicable fees for investigation on September 16, 2003. Based on a review of the SCOPE printouts furnished to this Department and the applicants' licensing history, we have determined that the applicant is preliminarily suitable to hold a temporary alcoholic beverage license until the investigation is complete.

In the event the Special Investigations Section, Las Vegas Metropolitan Police Department, should develop an area of concern with this applicant this item will be brought back before the Council for appropriate action.

September 15th, 2003

Honorable Mayor & Town Counsel Members:

Re: Temporary Licensing of C Store. (For SPickler-Olenak, L.L.C.)

I wish to ask the Mayor & Counsel to grant the temporary licenses necessary to open a new convenience store at the earliest possible meeting in which you have a chance to read this request. The address of the new store is 6390 West Lake Mead.

My family and myself now operate (2) convenience stores in the City Of Las Vegas. We run model stores and have never had any issues with metro or the cities governing body. We feel we bring a clean, honest, well managed business to any neighborhood we open a store in. We have been here about (3) years now and are proud to be part of the Las Vegas business community.

Let me thank you in advance for all you have granted us previously and for what is to come.

Regards,

Steven R Spickler, Member, Manager L.L.C.Steven R Spickler, L.L.C.

City of Las Vegas

Agenda Item No. 60

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler On-sale License, Inno International, Inc., dba Tokyoto Sushi & Roll Japanese Restaurant, 1000 South Rampart Boulevard, Suite 16, Do Y. Kim, Dir, Pres, Secy, Treas, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

L.B. McDONALD – APPROVED as recommended – UNANIMOUS with MACK abstaining because Triple Five is a client of MK², with which he is affiliated, and this item could affect whether or not the business continues to lease space from Triple Five

MINUTES:

The applicant was present, accompanied by an interpreter.

JIM DiFIORE, Manager, Business Services, reported that in taking over his brother's business, MR. KIM had to undergo investigation in order to obtain the Council's approval. However, he failed to do that in a timely manner and was issued a citation on 10/23/2002 for selling alcohol without a license. Subsequently, MR. KIM pled nolo contendere and paid a \$280 fine. Since MR. KIM has paid penance for violation of the Business Licensing Code and an inspection revealed he is in compliance, MR. DiFIORE recommended approval with no further review.

There was no further discussion.

(9:40 – 9:42)

1-1203

*City of Las Vegas***AGENDA MEMO****SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003****DEPARTMENT: FINANCE AND BUSINESS SERVICES****ITEM DESCRIPTION: Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler On-sale License, Inno International, Inc., dba Tokyo Sushi & Roll Japanese Restaurant, 1000 South Rampart Boulevard, Suite 16**

On April 16, 2003 the City Council approved this license subject to a six-month review at the request of this Department.

A report from the Special Investigations Section, Las Vegas Metropolitan Police Department, will be furnished to the City Council prior to the meeting.

City of Las Vegas

Agenda Item No. 61

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

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CONSENT

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DISCUSSION

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50% - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Restricted Gaming License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

WEEKLY – APPROVED subject to a six-month (4/21/2004) review – UNANIMOUS

NOTE: COUNCILWOMAN McDONALD disclosed that she is an outside director for Station Casinos, which holds a privileged license for gaming, as does this applicant. But this application will have no material impact on Station Casinos.

MINUTES:

The applicants were present.

JIM DiFIORE, Manager, Business Services, deferred to DETECTIVE STACY RODD, Las Vegas Metropolitan Police Department (Metro), to make a report. DETECTIVE RODD indicated that Metro previously had some concerns regarding gaming at this location, the condition of the exterior of the property, and calls for service. A six-month review was placed on the applicants, during which time Metro monitored the business closely and found that the conditions imposed by the Council were met. There were some issues with calls for service, some of a serious nature. However, a report later revealed that the calls are being made from a pay phone located in front of the adjacent business, which is not their responsibility. The applicants were very cooperative in removing a pay phone that was located inside their place of business. Metro has no objection to proceeding without additional conditions.

City of Las Vegas

Agenda Item No. 61

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Finance and Business Services

Item 61 – Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50%

MINUTES – Continued:

MR. DiFIORE indicated that he met with the applicants and discussed the pay phone adjacent to their business. They derive no income from it and the process for removing that phone has been initiated. If the owner of the phone cannot be contacted, Code Enforcement will remove it according to City Code.

MR. JARJEES interjected that the adjacent pay phone is causing all kinds of problems for his business. He offered to cooperate in any way to have it removed.

COUNCILMAN MACK questioned the time involved in having pay phones removed, noting that there are a lot of ongoing problems throughout the Valley with unidentifiable phones. MR. DiFIORE answered that a payphone that is identifiable and determined to be a nuisance can be given 14 days notice to have it removed, and sometimes as soon as 7 days.

COUNCILMAN WEEKLY indicated that he still has concerns about this store, especially regarding the sale of beer and wine. He opted to impose another six-month review.

There was no further discussion.

(9:42 – 9:47)

1-1271

*City of Las Vegas***AGENDA MEMO****SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003****DEPARTMENT: FINANCE AND BUSINESS SERVICES****ITEM DESCRIPTION: Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots, Shoshani and Jarjees, dba Family Food II, 1602 H Street**

On April 16, 2003 the City Council approved this license subject to a six-month review at the request of Councilman Weekly.

A report from the Special Investigations Section, Las Vegas Metropolitan Police Department, will be furnished to the City Council prior to the meeting.

City of Las Vegas

Agenda Item No. 62

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding an Appeal of Denial of Business License for an Ice Cream Truck, Cleofus Thergood, dba Mr. Freeze Ice Cream, 8924 Napoli Drive, Cleofus Thergood, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding an Appeal of Denial of Business License for an Ice Cream Truck License

RECOMMENDATION:

Recommend Council uphold denial

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Cleofus Thergood

MOTION:

L.B. McDONALD – DENIED the appeal, thereby DENYING the license as recommended by the Las Vegas Metropolitan Police Department – UNANIMOUS

MINUTES:

The applicant was not present.

JIM DiFIORE, Manager, Business Services, asserted that the applicant was properly notified of this matter via certified mail and by telephone. He recommended the Council go forward with consideration of this matter.

TODD FARLOW, 240 N. 19th Street, indicated that there are a lot of problems with ice cream truck vendors. The vendors park their trucks at the end of 19th Street. There are not enough Business License staff members to monitor the trucks.

COUNCILWOMAN McDONALD commented that she reviewed the information contained in the confidential report and concurred with Metro's recommendation for denial. MAYOR GOODMAN interjected that the decision was based on the information contained in the confidential report.

City of Las Vegas

Agenda Item No. 62

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Finance and Business Services

Item 62 - Discussion and possible action regarding an Appeal of Denial of Business License for an Ice Cream Truck, Cleofus Thergood, dba Mr. Freeze Ice Cream, 8924 Napoli Drive, Cleofus Thergood, 100%

MINUTES – Continued:

There was no further discussion.

(9:47 – 9:50)

1-1480

City of Las Vegas

AGENDA MEMO

SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

ITEM DESCRIPTION: Discussion and possible action regarding an Appeal of Denial of Business License for an Ice Cream Truck

On June 18, 2003, Mr. Cleofus Thergood submitted an application for an ice cream truck license. Mr. Thergood was referred to the Las Vegas Metropolitan Police Department for investigation pursuant to LVMC 6.47.030 on June 19, 2003. This Department issued a temporary license on June 27, 2003 pending receipt of a favorable police report.

On August 15, 2003, the Special Investigations Section submitted a police report with an area of concern. The Police Report reflected that Mr. Thergood failed to report a January 13, 2002 arrest and conviction in North Las Vegas for possession of an Unregistered Firearm and Contributing to the Delinquency of a Minor.

Based on this report, the Department denied this license on August 27, 2003, as provided in Las Vegas Municipal Code 6.02.090, which states, in pertinent part:

“...The Director may:

(A) Deny an applicant a license if:...

(1) The application is incomplete or contains false, misleading or fraudulent statements with respect to any information that is required in the application...”

Las Vegas Municipal Code provides an applicant the right to appeal a decision of the Director within thirty days to the City Council. Attached is a letter from Mr. Thergood requesting an appeal of the denial of the license.

I Cleofus THERgood dba Mr. Freeze
Ice cream. would like to appeal
the denial of my Ice Cream Truck
License

Cleofus Theyood
9-25-03

2003 SEP 25 A 10:48
RECEIVED
FINANCE AND
BUSINESS SERVICES

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a revision to a purchase order with Rocky Mountain Institute to generate a follow-up report of the 2-day charrette for the Kyle Canyon Gateway Master Plan project - Planning & Development (\$8,000 - General Fund) - Ward 6 (Mack)

Fiscal Impact☐**No Impact****Amount:** \$8,000☒**Budget Funds Available****Dept./Division:** Planning & Development☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

On October 20, 2003 a purchase order was issued to RMI to conduct a 2-day charrette for \$24,160. This \$8,000 action increases the cost to over \$25,000. The charrette will determine site plan & design principles to achieve sustainability in the 1600 acre project. This effort has broad-based support from government agencies, local utilities, developers, transportation and land planners, and architects. Nevada Power and the Las Vegas Valley Water District have each committed \$10,000 to help with funding. The City's net contribution will not exceed \$12,160. Other agencies that are contributing expertise or other resources include: Southwest Gas, Southern Nevada Water Authority, Bureau of Land Management, Urban Land Institute, Lied Institute for Real Estate Studies, Regional Transportation Commission, National Park Service, Clark County School District, and Southern Nevada Homebuilders.

RECOMMENDATION:

Approval of revision to the purchase order for a follow-up report to Rocky Mountain Institute in the amount of \$8,000.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Purchase Order Agreement with Disclosure of Principals

MOTION:

MACK – APPROVED as recommended – UNANIMOUS

MINUTES:

ROBERT GENZER, Director, and TOM PERRIGO, Comprehensive Planning Manager, of Planning and Development were present. MR. GENZER pointed out that the total cost for this project is \$32,160; however, the City will pay only about \$10,000 of that total. Nevada Power Company and the Las Vegas Valley Water District are donating the remaining balance.

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Planning and Development

Item 63 - Discussion and possible action regarding a revision to a purchase order with Rocky Mountain Institute to generate a follow-up report of the 2-day charrette for the Kyle Canyon Gateway Master Plan project - Planning & Development (\$8,000 - General Fund)

MINUTES – Continued:

The City is contracting with Rocky Mountain Institute (RMI) out of Colorado. They are recognized internationally as a leader in sustainability and charrette facilitation. The Charrette is planned for November 6 and 7 at the Howard Leburn Senior Center in Ward 1. Participation in the charrette will be by invitation only. He went over the extensive list of company names of participants. They are all members of the community who have a great deal of interest in the development of a sustainable community. RMI will bring a number of experts, including people involved in the fields of energy and water conservation, engineering, real estate development, architecture, community economics, and transportation.

In addition to the two major sponsors, interest has been expressed by a number of other entities and organizations in the Valley. Those are listed under the Purpose/Background section of the Agenda Summary Page.

MAYOR GOODMAN questioned the definition of a charrette. MR. PERRIGO answered that it is a very intense workshop that brings expertise from different backgrounds to undertake a certain problem and come up with a solution for that problem. Staff hopes that this charrette results in a plan, architectural drawings, and development guidelines to help the City implement a sustainable community. MAYOR GOODMAN then questioned if the word sustainable is synonymous with green. MR. PERRIGO replied that it could mean many things. City staff's goal is a new kind of community where the neighborhoods are linked to commercial opportunities and the homes are designed with water and energy conservation in mind. There are many issues that will be addressed.

TODD FARLOW, 240 N. 19th Street, said that he has not missed a Planning Commission meeting in five years. He felt that the public should be allowed to attend the charrette. MAYOR GOODMAN agreed that the public should be allowed to attend. He asked why this event is by invitation only. MR. GENZER responded that if the facility is capacious enough, he could accommodate the public. The individuals that were invited to participate have certain areas of expertise in what the City is trying to accomplish. MAYOR GOODMAN assured MR. FARLOW that he could attend.

COUNCILMAN MACK indicated that he is very excited about this project. He hopes the Mayor can also participate. Any other individuals that would like to attend can contact his or MR. GENZER'S office, and they can make accommodations.

There was no further discussion.

(9:50 – 9:57)

1-1599

City of Las Vegas

AGENDA MEMO

CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT

ITEM DESCRIPTION: KYLE CANYON GATEWAY PLANNING CHARRETTE

On October 20, 2003 a purchase order was issued to RMI to conduct a two-day charrette. The purpose of this item is to add an additional \$8000 to enable the option of purchasing follow-up services upon completion of the charrette. The purpose of the charrette is to determine the site plan and design principles that will achieve sustainability in the 1,600 acre master planned Kyle Canyon Gateway area. The two day charrette will bring together experts in green building design and architecture, energy and water conservation, office/tech park development, transportation and mass transit, communications technologies, land use planning, open space, trails, recreation, and sustainable development. The Rocky Mountain Institute is recognized internationally as a leader in sustainability and charrette facilitation. At the end of the two day charrette the results will be provided to the City in the form of a report and maps. This information will be incorporated into the Kyle Canyon Gateway land use plan and design principles.

1. PURCHASE ORDER AGREEMENT INFORMATION

Contractor: Rocky Mountain Institute (RMI), a Colorado nonprofit corporation

1739 Snowmass Creek Road

Snowmass, CO 81654-9199 USA

Telephone: 970.927.3851

Project Representative: Alexis Karolides

Phone: 970.927.7316/direct; 970.927.4510/fax

Tax I.D. Number: 74-2244146

Email: alexis@rmi.org

Client : City of Las Vegas

2. SCOPE

Rocky Mountain Institute will provide a two-day integrated planning charrette for the City of Las Vegas Kyle Canyon Gateway Master Plan. The purpose of the charrette will be to establish the principles for green development standards for this Master Plan and to design a basic schematic plan for the site that incorporates sustainability principles. Issues that will be addressed during the charrette include (but are not limited to): interface with the larger Las Vegas community, water conservation/efficiency strategies, energy efficiency strategies, site planning, solar orientation, heating/cooling/daylighting strategies, hydrology and landscape design, ecosystem protection and office/technology park. RMI will provide a summary report of recommendations following the charrette.

The specific tasks for the consulting work are outlined below:

A. Assembly of appropriate design consultant team: RMI's team will work along with Client's architects, engineers, vendors and managers to accomplish the goals of the charrette. As necessary, RMI will also bring appropriate experts in green design fields from our network of colleagues and the charrette budget will be adjusted accordingly.

City of Las Vegas

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Planning & Development

Kyle Canyon Planning Charrette

B. Charrette: Members of the consultant group will tour the site the previous day, and an informal dinner will be held to begin the process of introducing all the participants. A series of focused presentations by some of the RMI team will provide principles and examples of specific green design principles along with discussion of design integration. The required charrette outcomes will be spelled out and topic area teams will be assembled. The teams will begin with guided brain storming and will progressively refine ideas and discuss/integrate them in plenary sessions during the course of the charrette. Each team will finish with a final report of ideas and a final presentation. The report will be developed from this material.

C. Report: Following the charrette, the RMI team will generate a report documenting the ideas and recommendations generated during the charrette. Rates and time allotments to complete the report are included in the fee calculated in Exhibit B, attached. A first draft of the report is to be distributed to Client within 15 business days after the charrette. After Client review, a final draft of the report will be delivered in a timely manner, not to exceed 10 business days.

Exhibit B: Fee & Expense Calculations

10/3/2003

Rate (US\$) Per units FEES Travel Expenses (including airfare, hotel, meals, and other transportation)

Charrette

Workshop facilitation	\$200	hr	16	\$3,200	(Green
Development Principal)					
Workshop facilitation	\$200	hr	16	\$3,200	(Green
Development Principal)					
Workshop facilitation (Energy Principal)	\$200	hr	16	\$3,200	
Workshop facilitation (Water Principal)	\$200	hr	16	\$3,200	
Prep and travel time (8 hours per Principal)	\$200	hr	32	\$6,400	
Report of recommendations (basic*)	\$200	hr	40	\$8,000	
Administrative assistance		\$45	hr	8	\$360

Travel	\$600	ea RT	4	\$2,400	
Travel time (not spent doing project prep)--COMPED	\$0	ea RT	4	\$0	
Hotel	\$140	day	8	\$1,120	
Per Diem (ground transportation, meals)	\$60	day	8	\$480	

SUBTOTALS				\$27,560	
Overhead		15%		\$0	
SUBTOTALS	27,560		4,600		

Fees	\$27,560
Travel expenses	\$4,600
Total: fees + expenses	\$32,160



Purchase Order Agreement Between
City of Las Vegas
 and
Rocky Mountain Institute

1. AGREEMENT INFORMATION

Contractor: Rocky Mountain Institute (RMI), a Colorado nonprofit corporation
 1739 Snowmass Creek Road
 Snowmass, CO 81654-9199 USA
 Telephone: 970.927.3851
Project Representative: Alexis Karolides
 Phone: 970.927.7316/direct; 970.927.4510/fax
 Tax I.D. Number: 74-2244146
 Email: alexis@rmi.org

Client: City of Las Vegas
 400 Stewart Ave.
 Las Vegas, NV 89101
Project Representative: Tom Perrigo
 Telephone: 702.229.2073
 Fax: 702.474.7463
 Email: tperrigo@ci.las-vegas.nv.us

2. AGREEMENT SCOPE

Rocky Mountain Institute will provide a two-day integrated planning charrette for the City of Las Vegas Kyle Canyon Gateway Masterplan. The purposes of the charrette will be to establish the principles for green development standards for this masterplan and to design a basic schematic plan for the site that incorporates sustainability principles. Issues that will be addressed during the charrette will include (but are not limited to): interface with the larger Las Vegas community, water conservation/efficiency strategies, energy efficiency strategies, site planning, solar orientation, heating/cooling/daylighting strategies, hydrology and landscape design, ecosystem protection and office technology park. RMI will provide a summary report of recommendations following the charrette.

The specific tasks for the consulting work are outlined below:

- A. **Assembly of appropriate design consultant team:** RMI's team will work along with Client's architects, engineers, vendors and managers to accomplish the goals of the charrette. As necessary, RMI will also bring appropriate experts in green design fields from our network of colleagues.
- B. **Charrette:** Members of the consultant group will tour the site the previous day, and an informal dinner will be held to begin the process of introducing all the participants. A series of focused presentations by some of the RMI team will provide principles and examples of specific green design principles along with discussion of design integration. The required charrette outcomes will be spelled out and topic area teams will be assembled. The teams will begin with guided brain storming and will progressively refine ideas and discuss/integrate them in plenary sessions during the course of the charrette. Each team will finish with a final report of ideas and a final presentation. The report will be developed from this material.
- C. **Basic Follow-up Report:** Following the charrette, the RMI team will generate a report documenting the ideas and recommendations generated during the charrette. Rates and time allotments to complete the basic follow-up report are included in the fee calculated in Exhibit B, attached. A first draft of the report is to be distributed to Client within 15 business days after the charrette. After Client review and input, a final draft of the report will be delivered in a timely manner, not to exceed 10 business days.

3. **COSTS**

Costs for the 2-Day Charrette, prep work and *basic* follow-up report as defined in section 2(C), above, of recommendations will be as shown on Exhibit A, attached.

4. **ADDITIONAL CONSULTATION**

RMI team Charrette participants will be available for additional work as needed and requested in writing by Client at their regular hourly rates as listed on Exhibit A, attached. Additional work may include conference calls, plan reviews, research, site visits, or other requests by Client. A *presentation quality* report can also be produced as an additional service, as requested by the Client. No work shall be authorized by the Client, nor performed by RMI without prior written approval from Client.

5. **CONFIDENTIALITY**

The RMI Team will treat the project as confidential until completed and the final design is accepted by Client's Committee of Managing Directors. At that point, based on the results, communication with third parties will be permissible on conditions agreed to in writing by Client. This restriction does not apply to RMI's use of the City's name in a general list of clients.

6. **INDEMNITY**

RMI does not carry professional liability insurance since it is not a design firm. RMI does from time to time utilize the services of independent professionals including design firms, who are independently responsible for those services. RMI has no control over the ways and means of services provided to it by independent licensed professionals. It is RMI's policy not to indemnify the client for damages that may arise from implementation of recommendations provided by RMI because RMI's services and scope of work are limited to design recommendations only. Whether, how, and to what extent the recommendations are properly or fully implemented is at the discretion of the client or the project designer whose work is likely covered by professional liability insurance.

7. **CLIENT PROJECT TEAM RESPONSIBILITIES**

Client shall be responsible for its project team's professional fees and associated expenses related to RMI's work. Client shall also be responsible for any meeting rooms, AV equipment and food expenses or other charges for all team meetings including the Charrette.

Client shall invite its own design team members, including such stakeholders as: planners, architects, engineers, interior designers, landscape architects, maintenance staff, and end-users. RMI especially recommends that financial decision-makers attend to learn about the economic return of green development.

Client acknowledges that RMI is providing services in an advisory role only, that all final decisions to incorporate RMI recommended measures and technologies, and the design thereof, are the responsibility of Client's Project Design Team, and that Client must rely solely on Client's Project Design Team for warranties and liabilities.

8. PAYMENT

Client shall pay all invoices from RMI in full within 30 days of receipt. Checks should be made payable to Rocky Mountain Institute. If you have any questions, please contact Patsy Hernandez, RMI Accounting Department, 970-927-7357/direct or email phernandez@rmi.org..

9. CANCELLATION CLAUSE

Charrettes require significant effort to assemble the correct team and working agenda. Due to the high demand for the expertise of the team members, their time must be scheduled significantly in advance. Cancellation or rescheduling of a charrette close to the predetermined date leads to lost revenue and significant time to reschedule and re-plan the event. If the client wishes to reschedule or cancel the event within a 30 calendar days of the predetermined dates, then the client will be responsible for 25% of the contract amount plus any reimbursable expenses, such as flight cancellation fees. If the client wishes to reschedule or cancel the event within fourteen calendar days or fewer of the predetermined dates, then the client will be responsible for 50% of the contract amount plus any reimbursable expenses, such as flight cancellation fees.

10. CONTRACT AMENDMENTS

This agreement may be amended in writing by mutual consent of both parties.

11. DISPUTE SETTLEMENT

All disputes arising out of this Agreement shall be resolved as follows. The parties shall first attempt to settle all disputes arising under this Agreement through mediation at the Denver offices of Judicial Arbiter Group, Inc. ("JAG"). The complaining party shall (i) give notice to the other party of the alleged breach within 90 days of discovery of such alleged breach, and (ii) contact JAG to schedule a settlement conference within 30 days of giving such notice to the other party. All disputes arising under this Agreement, which are not resolved through mediation, as provided above, shall be submitted to JAG for binding arbitration to be resolved by written findings of fact and conclusions of law. **A PARTY'S FAILURE TO PROVIDE A NOTICE OF CLAIM WITHIN 90 DAYS OF DISCOVERY OR TO CONTACT JAG WITHIN THE PERIOD PRESCRIBED ABOVE CONSTITUTES AN ABSOLUTE BAR TO THE INSTITUTION OF ANY JUDICIAL OR NON-JUDICIAL PROCEEDINGS UPON THE CLAIMED BREACH.**

Rocky Mountain Institute

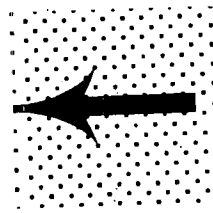
By: *Martha C. Pickett*
Martha C. Pickett
Executive Director

Date: 3 Oct 2003

City of Las Vegas

By: _____
Kathleen C. Rainey, Manager
Purchasing and Contracts

Date: _____



CERTIFICATE DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

"City Council" means the governing body of the City of Las Vegas.

"Contracting Entity," means the individual, partnership, or corporation seeking to enter into a contract or agreement with the City of Las Vegas.

"Principal" means, for each type of business organization, the following: (a) sole proprietorship – the owner of the business; (b) corporation – the directors and officers of the corporation; but not any branch managers of offices which are a part of the corporation; (c) partnership – the general partner and limited partners; (d) limited liability company – the managing member as well as all the other members; (e) trust – the trustee and beneficiaries.

2. Policy

In accordance with Resolution 79-99 and 105-99 adopted by the City Council, Contracting Entities seeking to enter into certain contracts or agreements with the City of Las Vegas must disclose information regarding ownership interests and principals. Such disclosure generally is required in conjunction with a Request for Proposals (RFP). In other cases, such disclosure must be made prior to the execution of a contract or agreement.

3. Instructions

The disclosure required by the Resolutions referenced above shall be made through the completion and execution of this Certificate. The Contracting Entity shall complete Block 1, Block 2, and Block 3. The Contracting entity shall complete either Block 4 or its alternate in Block 5. Specific information, which must be provided, is highlighted. An Officer or other official authorized to contractually bind the Contracting Entity shall sign and date the Certificate, and such signing shall be notarized.

4. Incorporation

This Certificate shall be incorporated into the resulting contract or agreement, if any, between the City and the Contracting entity. Upon execution of such contract or agreement, the Contracting Entity is under a continuing obligation to notify the City in writing of any material changes to the information in this Certificate. This notification shall be made within fifteen (15) days of the change. Failure to notify the City of any material change may result, at the option of the City, in a default termination (in whole or in part) of the contract or agreement, and/or a withholding of payments due the Contracting Entity.

Block 1	Contracting Entity
Name	Rocky Mtn. Institute
Address	1739 Snowmass/Lk Rd.
Telephone	970-927-3851
EIN or DUNS	74-2244146

Block 2	Description
Subject Matter of Contract/Agreement	
Charrette/Consulting Services	
Agreement No. 040107	

Block 3	Type of Business
☐ Individual ☐ Partnership ☐ Limited Liability Company ☒ Corporation ☐ Trust ☐ Other:	

501(c)(3)
(no ownership interests)

Attachment 1

CERTIFICATE – DISCLOSURE OF OWNERSHIP/PRINCIPALS (CONTINUED)

Block 4 Disclosure of Ownership and Principals

In the space below, the Contracting Entity must disclose all principals (including partners) of the Contracting Entity, as well as persons or entities holding more than one-percent (1%) ownership interest in the Contracting Entity.

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	Amory Lovins, CEO	1739 Snowmass Creek Rd	970-927-3851
2.		Snowmass CO 81654	
3.	Marty Pickett, Ex Dir	"	"
4.	Steve Swanson,	"	"
5.	Finance Director		
6.			
7.			
8.			
9.			
10.			

The Contracting Entity shall continue the above list on a sheet of paper entitled "disclosure of Principals – Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: ____.

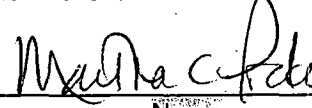
Block 5 DISCLOSURE OF OWNERSHIP AND PRINCIPALS – ALTERNATE

If the Contracting Entity, or its principals or partners, are required to provide disclosure (of persons or entities holding an ownership interest) under federal law (such as disclosure required by the Securities and Exchange Commission or the Employee Retirement Income Act), a copy of such disclosure may be attached to this Certificate in lieu of providing the information set forth in Block 4 above. A description of such disclosure documents must be included below.

Name of Attached Document: _____

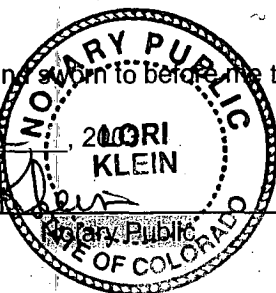
Date of Attached Document: _____ Number of Pages: _____

I certify under penalty of perjury, that all the information provided in this Certificate is current, complete and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity


 Name _____
 Director
 3 Oct 2003
 Date _____

Subscribed and sworn to before me this 3rd day of

October





Attachment 1

CERTIFICATE – DISCLOSURE OF OWNERSHIP/PRINCIPALS (CONTINUED)

Block 4 Disclosure of Ownership and Principals

In the space below, the Contracting Entity must disclose all principals (including partners) of the Contracting Entity, as well as persons or entities holding more than one-percent (1%) ownership interest in the Contracting Entity.

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
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2.		Snowmass Co 81654	
3.	Marty Pickett, Ex Dir	"	"
4.	Steve Swanson,	"	"
5.	Finance Director		
6.			
7.			
8.			
9.			
10.			

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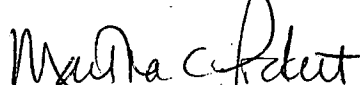
Block 5 DISCLOSURE OF OWNERSHIP AND PRINCIPALS – ALTERNATE

If the Contracting Entity, or its principals or partners, are required to provide disclosure (of persons or entities holding an ownership interest) under federal law (such as disclosure required by the Securities and Exchange Commission or the Employee Retirement Income Act), a copy of such disclosure may be attached to this Certificate in lieu of providing the information set forth in Block 4 above. A description of such disclosure documents must be included below.

Name of Attached Document: _____

Date of Attached Document: _____ Number of Pages: _____

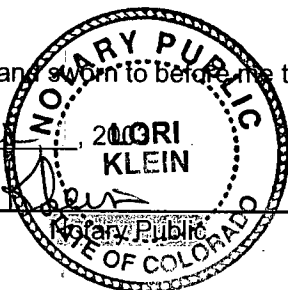
I certify under penalty of perjury, that all the information provided in this Certificate is current, complete and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity


 Name Marty Pickett, Executive Director
 Date 3 Oct 2003

Subscribed and sworn to before me this 3rd day of

October, 2003

Jori Klein



City of Las Vegas

Agenda Item No. 64

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-151-2003 – Discussion and possible action regarding a Resolution to Give Notice and Set Public Hearing Date Regarding Proposed Sewer Connection and Service Fee Increases and Rights-of-Way Assessment Fee

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This resolution directs the City Clerk to give a public notice by publication in the Las Vegas Review Journal newspaper of City staff's recommended increase in sewer connection and rate fees and to include in such notice a date, time and place when the City Council will conduct a public hearing to receive public input and comment regarding the proposed increase in fees.

RECOMMENDATION:

It is recommended that the City Council approve this Resolution and authorize its execution on behalf of the City.

BACKUP DOCUMENTATION:

Resolution No. R-151-2003

MOTION:

REESE – APPROVED the Resolution, setting the public hearing for 11/19/2003 – UNANIMOUS

MINUTES:

MARK VINCENT, Director, Finance and Business Services, recommended approval. This sets the public hearing for 11/19/2003 for the sewer service increases.

There was no further discussion.

(9:57 – 9:58)

1-1876

R-151-2003

**RESOLUTION TO GIVE NOTICE AND SET PUBLIC HEARING DATE REGARDING
PROPOSED SEWER CONNECTION AND SERVICE FEE INCREASES AND
RIGHTS-OF-WAY ASSESSMENT FEE**

WHEREAS, the CITY of LAS VEGAS (CITY), provides, maintains and operates a sanitary and storm sewer collection system and treatment facilities; and,

WHEREAS, it has been more than ten years since the CITY last increased sewer rates; and

WHEREAS, during this ten-year period the CITY has made more than One Hundred and Seventy Million dollars in capital improvements to the main Water Pollution Control Facility plant to increase capacity, comply with new regulatory standards, and improve operational efficiency; and

WHEREAS, such expenditure has severely impacted reserve balances, with it being projected that such reserve balances of the municipal sewer system will be completely depleted by the end of fiscal year 2005; and

WHEREAS, additional capital improvement projects are scheduled to commence during fiscal year 2005 for a twenty million-gallons-per-day sewer solids handling expansion; and

WHEREAS, the CITY, as a member of the Clean Water Coalition, has recently assumed a forty percent cost sharing responsibility with other local governments in the County to address alternative ways to minimize the phosphorous discharge from the CITY's wastewater treatment facilities into Lake Mead; and

WHEREAS, the CITY'S sanitary and storm sewer collection system and treatment facilities are situated in CITY rights-of-way; and

WHEREAS, sewer rates are based on "equivalent residential units" (ERU), which means the average amount of wastewater discharged by a single-family dwelling, which has been determined to be ninety thousand gallons per year.

NOW, THEREFORE, pursuant to the requirements of Section 2.300 of the Las Vegas Charter, IT IS HEREBY ACKNOWLEDGED, DETERMINED AND RESOLVED, by the City Council of the City of Las Vegas, Nevada, as follows:

1. That in view of the foregoing financial demands and requirements on the CITY's

sanitary and storm sewer collection system and treatment facilities, CITY staff has recommended the following sewer rate increases per ERU:

User	Annual charge per ERU through Nov. 30, 2003	Annual charge per ERU commencing December 1, 2003	Annual charge per ERU commencing December 1, 2004
Domestic Strength	138.80	<u>174.88</u>	<u>204.04</u>
High strength users:			
Bottlers	196.20	<u>247.21</u>	<u>288.41</u>
Dairies	181.92	<u>229.21</u>	<u>267.41</u>
Restaurants with garbage grinders	261.60	<u>329.61</u>	<u>384.55</u>
Laundries	183.48	<u>231.17</u>	<u>269.71</u>

2. That the ERU rate charges proposed by CITY staff to commence December 1, 2003, and December 1, 2004, include a five percent assessment for the use, improvement and maintenance of the CITY owned rights-of-way and easements being used by the CITY'S sanitary and storm sewer collection system and treatment facilities.

3. That CITY staff proposes to increase sewer connection fees to \$1,440.00 as of December 1, 2003, and to \$1,680.00 as of December 1, 2004.

4. That CITY staff proposes that the ERU rate charges commencing December 1, 2004, as set forth in Paragraph 1, and the sewer connection fees set forth in Paragraph 3, be adjusted annually thereafter based upon the percentage of change in the Consumer Price Index for Urban Consumers published by the United States Department of Labor.

5. That a public hearing be, and it hereby is, set for Wednesday, the 19th of November 2003, in the City Council Chambers, City Hall Complex, 400 Stewart Avenue, Las Vegas, Nevada, at the hour of 9:00 a.m., for the purposes of hearing any objections or protests made by any person to the increasing of sewer rates and sewer connection fees within the City of Las Vegas, Nevada, as set forth above in Paragraphs 1, 2, 3 and 4.

6. That all interested persons shall have, and they are hereby given, the right to appear and be heard on the question of the advisability of increasing the sewer rates and sewer connection

1 fees as set forth above in Paragraphs 1, 2, 3 and 4 at the time and place, date and hour specified for
2 the public hearing in Paragraph 5 of this Resolution and Notice, or at any subsequent time to which
3 said public hearing may be adjourned.

4 7. That the information contained in this Resolution and Notice is reasonably calculated
5 to inform each interested person of his or her opportunity to appear and be heard on the question of
6 increasing the sewer rates, sewer connection fees, and other fees in the CITY, and that the City Clerk
7 therefore, be and she hereby is, authorized, empowered and directed to cause the information
8 contained in this Resolution and Notice to be published in a Notice of Intent to Hold Public Hearing,
9 to be published in three issues of the Las Vegas Review Journal prior to the November 19, 2003,
10 public hearing date, with the first publication to be no later than the 19th of October, 2003.

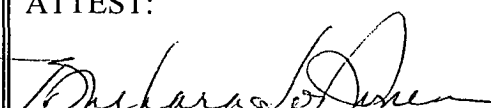
11 8. That any action concerning publication taken by the City Clerk pursuant to Paragraph
12 7 before the adoption date of this resolution is hereby ratified and approved.

13 PASSED, ADOPTED and APPROVED this 29th day of October, 2003.

14
15 CITY OF LAS VEGAS

16 By 
17 OSCAR B. GOODMAN, Mayor

18
19 ATTEST:

20 
21 BARBARA JO RONEMUS, City Clerk

22 APPROVED AS TO FORM:

23  10-16-03
24 Date

City of Las Vegas

Agenda Item No. 65

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

BOARDS & COMMISSIONS:

ABEYANCE ITEM - CHILD CARE LICENSING BOARD – Cheryl S. Polk, Term Expiration 6-2005 (Resigned)

Fiscal Impact

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Child Care Licensing Board consists of five members appointed by the City Council. Currently, Las Vegas Municipal Code (LVMC) 6.24 governing this Board is being reviewed for expansion to seven members. However, at the present time, membership remains at five and appointments are coterminous with the Council member making the appointment. Ms. Polk is the coterminous appointment of Councilwoman Lynette Boggs McDonald, and, with her resignation, Councilwoman McDonald is eligible to make this appointment. This member must be a city resident, may not be a licensed operator of a child care facility, and there is no limit to the number of terms that may be served. At the Council Meeting of October 1, 2003, this item was abeyed to October 15, 2003 and was rescheduled to the Special Council Meeting of October 29, 2003.

RECOMMENDATION:

It will be necessary for Councilwoman Lynette Boggs McDonald to appoint a new representative as her coterminous appointment. This member must be a city resident and may not be a licensed operator of a child care facility. The appointee will fill the unexpired term, which ends June 2005.

BACKUP DOCUMENTATION:

1. Resignation letter from Cheryl S. Polk
2. Current Listing and Authority – Child Care Licensing Board
3. Memorandum and attachments from Councilwoman McDonald recommending appointment of Steven J. Greco

MOTION:

L.B. McDONALD – Motion to APPOINT STEVEN J. GRECO, 1212 Enderly Lane, Las Vegas, Nevada 89144 – UNANIMOUS

Clerk to notify



Agenda Item No. 65

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Boards & Commissions

Item 65 – Child Care Licensing Board

MINUTES:

COUNCILWOMAN McDONALD indicated that MR. GRECO is very active in the community.

MAYOR GOODMAN stated that the ultimate decision on appointments is up to the Council.

There was no further discussion.

(9:58 – 10:00)

1-1913

August 18, 2003

RECEIVED
CITY CLERK

2003 AUG 25 A 11: 26

2003 AUG 25 A 8: 59

City Of Las Vegas
Department of Finance & Business Services
400 E. Stewart Avenue- 3rd floor
Las Vegas, Nevada 89101

RECEIVED
FINANCE AND
BUSINESS SERVICES

Attention:
Child Care Licensing - 3rd floor

This letter is a follow up to my conversation with Trina during or around the third week of July, regarding my decision to resign my seat on the Childcare Licensing board. I would like to thank Mrs. Hayes for her recommendation and the City staff that granted the appointment.

As I explained to both Trina and Mrs. Hayes I will be embarking on a new job adventure that can involve a lot of traveling and much more, although I'm excited about my new job I'm disappointed that I'm not able fulfill my obligation to the childcare Licensing board at this time.

Please consider my services during the next appointment August 18, 2003

If you have any questions, please feel free to call or write

702-562-9892
Cheryl Polk
9041 Baysinger Dr.
Las Vegas NV

Sincerely
Cheryl S. Polk

Cheryl S. Polk

7-3-2003

NO FINANCIAL DISCLOSURE REQUIRED PER BILL 2001-70, ORDINANCE 5346, OF 8-1-2001

CHILD CARE LICENSING BOARD

<u>MEMBERS</u>	<u>ADDRESS</u>	<u>ZIP CODE</u>	<u>ORIGINAL APPT.</u>	<u>TERM EXPIRES</u>
1) HAYES, MARY JANE * (Brown appointment) (Replaced Diane Simon-Jessen)	2612 Ashby Avenue (Ward 4) Licensed Operator of Child Care Facility	02	10-3-2001	6-2005
2) POLK, CHERYL S. (L. B. McDonald appointment) (Replaced Linda Powers)	9041 Baysinger Drive (Ward 4)	29	6-18-2003	6-2005
3) FARKAS, DIANNE (Mayor Goodman appointment) (Replaced Rhonda Evans)	8536 Sierra Cima Ln. (Ward 4)	28	6-18-2003	6-2007
4) SALM, MARYANNE (Reese appointment) (Replaced Frances Montes)	1047 East Oakey Blvd. (Ward 3)	04	6-18-2003	6-2007
5) PROUD, JULIE (Moncrief's appointment)	2509 Callita Court (Ward 1)	02	12-5-2001 (Reappt. 7-2-2003)	6-2007

AUTHORITY: L.V.M.C. 6.24
 Created by Ord. #860, 8-10-60
 Bill #92-7, Ord. 3631, 3-4-92, restructured board
 Bill #2001-70, Ord. 5346, 8-1-01, financial disclosure statement

MEMBERS: 5 MEMBERS appointed by the City Council; with each member of the Council making one appointment.

TERM: 4 years, with term to run concurrent with term of the elected official who made the appointment.

NOTES: **MUST BE CITY RESIDENT.**
MUST FILL UNEXPIRED TERMS IF APPROPRIATE.
NO LIMIT TO NUMBER OF TERMS WHICH MAY BE SERVED.
 (City Financial Disclosure no longer required due to adoption of Bill #2001-70, Ord. #5346, adopted 8-1-01. State Financial Disclosure no longer required due to passage of AB611 during 1999 Nevada State Legislature stipulating uncompensated Boards no longer required to file State form.)
 (Council to give special consideration to the background of appointees - qualifications, ability, education, experience, training, profession or occupation, availability and willingness to serve, etc.)

RESTRICTION: ***ONE MEMBER MUST** and not more than one member may be a licensed operator of a facility within the City of Las Vegas.

PURPOSE: Hears all applications for child care facility licenses and advises the City Council, and makes recommendations on amendments to the Child Care Chapter of the City Code.

MEETINGS: Meets second Wednesday of each month, 3:00 p.m., Council Chambers.

Memorandum

City of Las Vegas
City Council Office

To: Mayor Oscar B. Goodman
Mayor Pro Tem Gary Reese
Councilman Larry Brown
Councilman Lawrence Weekly
Councilman Michael Mack
Councilwoman Janet Moncrief

From: Councilwoman Lynette Boggs McDonald 

CC: Roni Ronemus

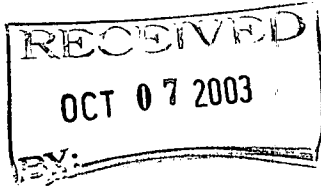
Date: October 9, 2003

Re: Child Care Licensing - Appointment

RECEIVED
CITY CLERK
2003 OCT 10 A 10:12

On October 15, I will be recommending Steven J. Greco, to serve as the newest representative on the Child Care Licensing Board. He will be replacing Cheryl Polk who recently resigned last month.

Mr. Greco has resided in the Summerlin area for a number of years and is very active in the community. He serves on the Board of Directors of Summerlin North and volunteers his time with organizations such as United Way, Summerlin Elks Club, and the Lions Club of Summerlin. I am confident that his knowledge, skills, and abilities coupled with his commitment to community will be a complement to this board.



City of Las Vegas Board, Commission, or Committee Interest Form

Name: STEVE J. GRECO

Home Street Address: 1212 ENDERLY LANE

City: LAS VEGAS, NV ZIP Code: 89144

Work Street Address: HARRAH'S / RIO
3700 W. FLAMINGO

City: LAS VEGAS, NV ZIP Code: 89109

Employer: HARRAH'S / RIO Occupation: EXECUTIVE FINANCE DIVISION
COLLECTIONS

Home Phone Number: 702 304-1555 Work Phone Number: 702-777-7777

Other Phone Number: 702 498-1720 Email Address: BANDSGRECO@MSN.COM

Please list the boards, commissions, or committees that you are interested in serving on:

WHERE MY SKILLS, KNOWLEDGE AND
EXPERIENCE PER COUNCILWOMAN LYNETTE
BUBBS McDONALD SEES A NEED

For office use only

CLV Y ☒ N ☐

Ward 2

Date 10/10/2003

Please list any boards, commissions, or committees that you serve on, or have served on in the past (Use additional pages, if necessary):

SEE ATTACHED

PAGE 1/2/3/4

Please discuss your qualifications to serve on any boards, commissions, or committees (Use additional pages, if necessary):

SEE ATTACHED

PAGE 1/2/3/4

Please list any of your relatives or friends that work for the entity in which you would be serving:

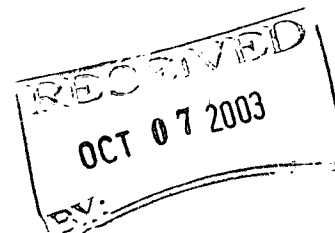
NONE

Feel free to attach a resume to this form. Upon submitting this form, all information will be considered public information. This form will be kept on file for 6 months from date of submittal. It is the applicant's responsibility to submit a new form after that time. This form does not constitute an application for employment. Please do not to submit this form electronically. It should be printed, completed and mailed along with a letter and resume.

Please submit to: City Clerk
City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

Fax: (702) 382-4803

**You may be required to be resident of the City of Las Vegas to serve certain boards, committees, or commissions.*



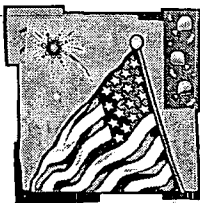
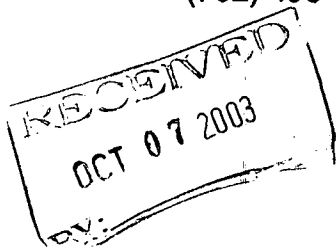


(702) 498-1720

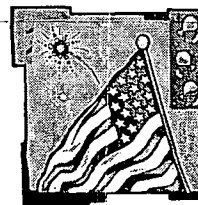
SUMMERLIN NORTH COMMUNITY ASSOCIATION

STEVE J. GRECO

DELEGATE WEST HILLS
1212 ENDERLY LANE
LAS VEGAS, NV 89144
Email: bandsgreco@msn.com



SUMMER 2003



SUMMERLIN BOARD NEWS... THE NEXT SCHEDULED MEETING WILL BE HELD ON JUNE 25, 2003 AT THE TRAILS COMMUNITY CENTER AT 4:00 PM. **I ENCOURAGE ALL RESIDENTS TO ATTEND.** THE BOARD HAS BEEN DISCUSSING ISSUES THAT CONCERN **ALL** RESIDENTS OF SUMMERLIN. **PLEASE MARK YOUR CALENDAR AND PLAN ON ATTENDING THIS MEETING.**

WWW.SUMMERLINK.COM... THIS WEB SITE PROVIDES UP TO DATE INFORMATION ON EVENTS IN SUMMERLIN AND CAN DIRECT YOU TO OTHER RELATED SITES. PLEASE TAKE A MOMENT TO CONNECT YOURSELF TO THIS SITE.

RESIDENT ID CARD... SUMMERLIN PROVIDES ITS RESIDENTS WITH OUTSTANDING DISCOUNTS AT LOCAL AREA RETAILERS. PICK-UP YOUR COMPLIMENTARY RESIDENT PHOTO ID AT THE TRAILS, WILLOWS AND GARDENS COMMUNITY CENTER. FOR FURTHER INFORMATION CALL 341-5500.

FARMERS MARKET... HELD EVERY TUESDAY FROM 4:00-8:00 PM AT THE GARDENS PARK LOCATED AT 10401 GARDEN PARK DRIVE. CALL 562-4890 FOR INFORMATION.

PATRIOTIC PARADE... JULY 4, 2003 KICKS OFF AT 9:00 AM. CALL 341-5500 TO GET INVOLVED AS A SPONSOR OR PARTICIPANT.

ACTIVITIES IN SUMMERLIN... WELCOME SUMMER

- 06-06 SUMMERLIN FUN CAMPOUT CROSSING PARK 6:00PM 341-5500
- 06-11 DIVE IN MOVIE WILLOWS POOL 8:00PM 240-6500
- 06-14 SUMMERLIN LIONS DINNER/DANCE CONTACT ESTER LOUIE 938-0189
- 06-20 FRIDAY NIGHT LIVE FEATURING OTIS DAY AND THE KNIGHTS
THE TRAILS PARK 7:00PM 341-5500

06-25 SUMMERLIN NORTH DIRECTORS MEETING THE TRAILS 4:00PM
 07-03 3 ON 3 BASKETBALL TOURNEY 6:30PM ARBORS PARK 341-5500
 07-04 FIRECRACKER 5K AND 1 MILE FUN RUN/WALK 7:00AM THE TRAILS 341-5500
 07-04 PATRIOTIC PARADE 9:00AM AT HILLPOINTE AND HILLS CENTER
 07-16 DIVE IN MOVIE WILLOWS POOL 8:00PM 240-6500
 07-18 FRIDAY NIGHT LIVE FEATURING LOVE SHACK TRAILS PARK 7:00 PM 341-5500
 07-23 SUMMERLIN NORTH DIRECTORS MEETING THE TRAILS 4:00PM
 08-13 DIVE IN MOVIE WILLOWS POOL 8:00PM 240-6500
 08-15 FRIDAY NIGHT LIVE FEATURING THE FAB TRAILS PARK 7:00PM 341-5500
 08-22 KIDS NIGHT OUT WILLOWS COMMUNITY CENTER 6:00PM 240-6500
 08-27 SUMMERLIN NORTH DIRECTORS MEETING THE TRAILS 4:00PM

SUMMER POOL SCHEDULE... THE TRAILS POOL IS NOW OPEN. THE SUMMER HOURS ARE WEDNESDAY AND THURSDAY FROM 11:00AM – 7:00PM AND FRIDAY THROUGH TUESDAY FROM 11:00AM – 8:00PM. THE WILLOWS POOL IS OPEN TUESDAY THROUGH SUNDAY FROM 11:00AM – 8:00PM. SWIM LESSONS ARE STILL AVAILABLE. FOR MORE INFORMATION, PLEASE CALL 341-5500.

RC WILLEY OPENS ON MAY 1ST, RC WILLEY, THE LARGEST HOME FURNISHINGS STORE, WEST OF THE MISSISSIPPI RIVER OPENED ITS SECOND STORE IN NEVADA LOCATED IN SUMMERLIN AT TOWN CENTER AND 215.

VOLUNTEER REPAIR PROGRAM.....SOME LAS VEGAS RESIDENTS CAN'T AFFORD THE COST OF REPAIRS REQUIRED FOR THEIR VEHICLES TO PASS A SMOG INSPECTION. THE CLARK COUNTY HEALTH DISTRICT HAS JOINED FORCES WITH THE NEVADA DEPARTMENT OF MOTOR VEHICLES TO PROVIDE FINANCIAL ASSISTANCE. THE VOLUNTEER VEHICLE REPAIR PROGRAM WILL PAY UP TO \$600 IN REPAIRS AFTER A CO-PAYMENT OF \$100 BY THE VEHICLE OWNER. INTERESTED PARTIES MAY CALL 435-1461 FOR MORE INFORMATION.

POINTS OF INTEREST... IMPROVEMENTS THAT WOULD CHANGE THE EXTERIOR APPEARANCE OF YOUR PROPERTY MUST HAVE PRIOR WRITTEN APPROVAL FROM THE ASSOCIATION. THIS INCLUDES ALL FRONT AND BACK YARD IMPROVEMENTS, INCLUDING ANY LANDSCAPING. SHOULD YOU HAVE ANY QUESTIONS OR CONCERNS, PLEASE CONTACT SUMMERLIN MANAGEMENT AT 838-5500.

WITH THE RECENT WINDY CONDITIONS, IT IS IMPORTANT THAT WE USE COMMON SENSE WHEN PLACING GARBAGE OUTSIDE ON COLLECTION DAY. BE RESPECTFUL OF YOUR NEIGHBORS TO ENSURE THAT YOUR GARBAGE DOES NOT BLOW ONTO YOUR NEIGHBORS LAWN AND PROPERTY. THANKS!!!

A SPECIAL "THANK YOU" TO ALL OF OUR RESIDENTS FOR ASSISTING WITH THE RECENT STREET PAVING. OUR STREETS LOOK MUCH BETTER. PLEASE BE SURE TO PLACE YOUR VEHICLE WHEN NOT IN USE, EITHER IN THE DRIVEWAY OR GARAGE, NOT IN THE STREET.

HOW TO BE A BETTER NEIGHBOR... PUT OUT YOUR WELCOME MAT!! A SINCERE SMILE AND A WAVE HELLO TO FELLOW NEIGHBORS GOES A LONG WAY. INTRODUCE YOURSELF TO OTHER WEST HILLS RESIDENTS. LET'S WORK TOGETHER AND STAY CONNECTED. CARING DOES COME FULL CIRCLE. ANY IDEAS OR CONCERNS, FEEL FREE TO CONTACT ME AT 498-1720 OR VIA E-MAIL AT BANDSGRECO@MSN.COM. AS A COMMITMENT TO YOU I INTEND TO WORK HARMONIOUSLY AND EFFECTIVELY TO OBTAIN RESULTS FOR THE BETTERMENT OF SUMMERLIN AND THE RESIDENTS OF WEST HILLS.

PAGE (1)

Steve J Greco**Resides West Hills The Crossings since July 2001****I wish to serve as a Delegate because:**

Currently I am the Delegate for West Hills. I relocated to Las Vegas and our community of Summerlin after searching several Las Vegas neighborhoods because Summerlin is "the best" master planned community in America. As a proud resident of Summerlin, I want to assure that Summerlin will continue to flourish and prosper. I understand that we will need to work together harmoniously. We must recognize the residents' needs in order to achieve positive results.

Qualifications I feel will benefit the Association:

I currently serve on The Board of Directors for the Summerlin North Association. Prior to relocating to Summerlin, I was one of the youngest elected officials to hold a political office in The State of Illinois.

My past activities as an elected official include:

- * State of Illinois, Village of Schiller Park Library Board Trustee / Director
- * State of Illinois, Village of Schiller Park, School District 81 Trustee
- * State of Illinois, Village of Schiller Park Police Officer
- * State of Illinois, Deputy Voter Registrar
- * Representative Aid to State Representative Edward Bluthardt and Linda Williamson
- * Past President and Chairman of United Way of Schiller Park
- * Board Member of American Cancer Society Schiller Park
- * Precinct Captain for Leyden Township, Illinois
- * Committee Chairperson for "Taste of Schiller Park" annual festival
- * Manager and Coach of Little League and Youth Football for Leyden Township/Schiller Park
- * Member Italian-American Joint Civic Council of Leyden Township
- * Radio Talk Show Host for Triton College, Illinois

Some of my qualifications in Las Vegas, Nevada include:

- * Director for Board of Directors of Summerlin North
- * Delegate for the Sub-Division of West Hills
- * City of Las Vegas Employee for Park District / Leisure Services Division
- * Member of Summerlin Lions Club
- * Member of United Way of Las Vegas
- * Involvement with The Elks Club of Summerlin
- * Volunteer for Summerlin Activities and Events
- * Editor of "West Hills News" a publication that serves the West Hills Sub-Division

As you cast your vote for Delegate of West Hills, remember that you are voting for a proven, responsible leader in our community that will devote my full attention to ALL of the residents of West Hills. Many new problems, questions and concerns confront us each day. The residents of West Hills should and will have a role in determining how issues are resolved. By working together and re-electing Steve J. Greco, we can continue to guarantee that we will have sound, effective homeowner representation for West Hills.

RECEIVED
OCT 07 2003

Page 3

Howard Hughes Corporation / Summerlin North Community Association 10-02 to Current

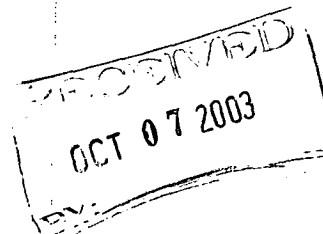
Serve on The Board of Directors that would require me to plan, assign, prioritize, supervise and review objectives of the homeowners and association. Respond to problems and complaints with strong resolution skills to include but not limited to real estate, finance, assessments, SIDS, policies and procedures, CCR'S, fines, budgets, safety, recording documents and special events and activities. Prepare special reports, payroll and /or related financial business data or material. Work with public and private agencies. Work with City and State of Nevada.

Other duties to include coordinate and assist in implementation of various recreation activities including but not limited to sport to include fine arts. Gather information from various sources to identify trends for existing and new programs. Discussions with team members either volunteer or paid staff that would include frequency and duration of activity, target age requirements, fees, description, staffing needs, required equipment and supplies, location, publicity, potential risks, various timelines for events with assurance of proper paperwork prepared for proper approval for event activity.

Promote Summerlin Recreation and Activities along with other Directors to enforce fund raising with responding to community needs and complaints related to recreation event to maintain good public relations. Order and account for use of recreation supplies and equipment and address budget line item at regular monthly meetings.

Perform a variety of clerical functions including telephone responses, filing, computer input, copying and mailing. Perform safety and health related cleaning and maintenance services in facilities or events as needed.

Additional duties would require me, As Editor to write a monthly newsletter "West Hills News" to plan events and recreation activities through community input. Responsibilities would be to coordinate and publish various recreational activities including but not limited to sports with areas in cultural and fine arts. This to include dates, location with arrangement of transportation of equipment, supplies and participants. Work and assist with outside organizations as needed in the implementation of recreational or community programs; act as a liaison in accordance with events. Plan, schedule and coordinate age-appropriate activities to prepare and maintain statistical narrative and records; communicate with community and local agencies to assist with organizations such as United Way, Elks, Lions and American Cancer Society that would maintain good public relations within the community.



Page 4

Summerlin North Community Association / West Hills 03-02 to Current

Serve on Delegate Board for The Summerlin North Community Association that would require me to plan, assign, prioritize and review objectives of other homeowners and association. Discuss problems and complaints with strong resolution skills to include but not limited to real estate, finance, assessments, SIDS, policies and procedures, CCR'S, fines, budgets, safety, recording documents and special events and activities. Prepare special reports and /or related financial business data or material that would be submitted to The Board of Directors for further review. Work with public and private agencies. Work with City and State of Nevada.

Other duties to include discuss and assist in implementation of various recreation activities including but not limited to sport to include fine arts. Gather information from various sources to identify trends for existing and new programs. Discussions with team members either volunteer or paid staff that would include frequency and duration of activity, target age requirements, fees, description, staffing needs, required equipment and supplies, location, publicity, potential risks, various timelines for events with assurance of proper paperwork prepared for proper approval for event activity.

Promote Summerlin Recreation and Activities along with Delegates and The Board of Directors to enforce fund raising with responding to community needs and complaints related to recreation event to maintain good public relations.

Perform a variety of clerical functions including telephone responses, filing, computer input, copying and mailing.

Additional duties would require me, As Editor to write a monthly newsletter "West Hills News" to plan events and recreation activities through community input. Responsibilities would be to coordinate and publish various recreational activities including but not limited to sports with areas in cultural and fine arts. This to include dates, location with arrangement of transportation of equipment, supplies and participants. Work and assist with outside organizations as needed in the implementation of recreational or community programs; act as a liaison in accordance with events. Plan, schedule and coordinate age-appropriate activities to prepare and maintain statistical narrative and records; communicate with community and local agencies to assist with organizations such as United Way, Elks, Lions and American Cancer Society that would maintain good public relations within the community.

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City of Las Vegas

Agenda Item No. 66

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

BOARDS & COMMISSIONS:

ABEYANCE ITEM - CIVIL SERVICE BOARD OF TRUSTEES – Theodore Parker, Term Expiration 9-20-2003

Fiscal Impact

☐ No Impact	Amount: \$50.00 per meeting
☒ Budget Funds Available	Dept./Division: Human Resources
☐ Augmentation Required	Funding Source: General Fund

PURPOSE/BACKGROUND:

The Board of Civil Service Trustees is comprised of 5 members appointed by the City Council. Members of this board must be City residents and attendance is compensatory. Members are limited to two full terms. Mr. Parker has served two terms and is therefore not eligible for reappointment. At the Council Meeting of October 1, 2003, this item was abeyed to October 15, 2003 and was rescheduled to the Special Council Meeting of October 29, 2003.

RECOMMENDATION:

Procedure for this Board requires appointment by the City Council.

BACKUP DOCUMENTATION:

Current Listing and Authority-Board of Civil Service Trustees

MOTION:

WEEKLY – Motion to **APPOINT EDMUND MIRAMONTES, 6237 Shawnee Avenue, Las Vegas, Nevada 89107 – UNANIMOUS**

Clerk to notify

MINUTES:

CLAUDETTE ENUS, Director, Human Resources, recommended MR. MIRAMONTES, as he has an extensive background in human resources.

There was no further discussion.

(10:00 – 10:01)

1-1973

7-9-2003

Per Senate Bill 147, effective June 11, 2003, compensated boards meeting certain criteria are no longer required to file State Financial Disclosure Statements. This board meets that established criteria.

BOARD OF CIVIL SERVICE TRUSTEES

<u>MEMBERS</u>	<u>ADDRESS</u>	<u>ZIP CODE</u>	<u>ORIGINAL APPT.</u>	<u>TERM EXPIRES</u>
1. PARKER, THEODORE (Trustee) (Reese's recommendation)	6009 Lonesome Cactus (Ward 6)	30 (reapp. 9-1-1999)	9-20-1995	9-20-2003
2. DORF, TONY (Trustee) (M. McDonald's recommendation) (Replaced Joseph Orduna who resigned)	8417 Pacific Fountain Ave. (Ward 1)	17	3-15-2000	3-15-2004
3. LARSON, MARK (Chairman) (Reese's recommendation)	1317 Date Palm Circle (Ward 5)	08 (reapp. 2-2-2000)	2-21-1996	2-21-2004
4. ALISEO, JOHAN (Trustee) [Goodman's recommendation] [Replaced Lou Johnson who resigned]	5277 Crooked Valley Drive [Ward 6]	49	9-19-2001	9-19-2005
5. LEWIS, E. LAVONNE (Trustee) (Brown's recommendation)	2020 Spring Rose Street (Ward 4)	34 (eff. 11-8-1998) (reap. 10-16-2002)	10-12-1998	11-8-2006

AUTHORITY: City Charter Article 10 - L.V.M.C. 3.04 - Amended per Bill 2001-70, Ordinance 5346, of 8-1-2001 indicating Financial Disclosures requirement.

TERM: 4 year terms (do not have to fill unexpired terms).
Members are limited to two full terms. (Ord. 3321, 11-4-87)

APPOINTED: 5 members appointed by the City Council.

COMPENSATION: \$50.00 for each meeting attended.

NOTES: **MUST BE CITY OF LAS VEGAS RESIDENT (Ord. 3527, LVMC 2.49).**

Per Senate Bill 147, effective June 11, 2003, compensated boards meeting certain criteria are no longer required to file State Financial Disclosure Statements. This board meets that established criteria.

PURPOSE: The Board of Civil Service Trustees administers the system of civil service.

City of Las Vegas

Agenda Item No. 67

AGENDA SUMMARY PAGE**SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003****DEPARTMENT: BUSINESS DEVELOPMENT****DIRECTOR: IAIN VASEY (ACTING)**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Weekly and Councilwoman Moncrief

Discussion and possible action regarding a Purchase and Sale Agreement between the City of Las Vegas and On the Web Marketing, Inc., for the purchase of a 2.942-acre parcel located on Crimson Canyon Drive, South of Peak Drive, with Assessor's Parcel Number 138-15-310-013 (Gain \$1,089,131 - Industrial Revenue Fund) - Ward 4 (Brown)

Fiscal Impact☐**No Impact****Amount:** Gain of \$1,089,131☒**Budget Funds Available****Dept./Division:** Business Dev./Economic Dev.☐**Augmentation Required****Funding Source:** Industrial Revenue Fund**PURPOSE/BACKGROUND:**

On the Web Marketing Group, Inc., a furniture and home furnishings retailer selling on-line, desires to purchase the 2.942-acre parcel on Crimson Canyon ("Site") for the purpose of a 40,000 square foot customer service center, at \$8.50 per square foot, with a planned expansion of an additional 20,000 square feet. When completed, the facility will provide a minimum of 50 jobs at competitive wages (\$12.00 per hour average).

RECOMMENDATION:

The 10/13/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Purchase and Sale Agreement with On the Web Marketing Group, Inc.
3. Disclosure of Principals
4. Site Locator Map

MOTION:

BROWN – APPROVED as recommended – UNANIMOUS

MINUTES:

IAIN VASEY, Acting Director, Business Development, reviewed the information contained under the Purpose/Background section above. The project will require architectural and Planning Commission review. When the expansion is completed, the company will hire an additional 50 employees. The agreement calls for close of escrow by 5/2004.

City of Las Vegas

Agenda Item No. 67

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003

Business Development

Item 67 - Discussion and possible action regarding a Purchase and Sale Agreement between the City of Las Vegas and On the Web Marketing, Inc., for the purchase of a 2.942-acre parcel located on Crimson Canyon Drive, South of Peak Drive, with Assessor's Parcel Number 138-15-310-013 (Gain \$1,089,131 - Industrial Revenue Fund)

MINUTES – Continued:

ALEX SALMONS, On the Web Marketing Group, Inc., was present.

COUNCILMAN BROWN indicated that MR. SALMONS' business has done well. This is a wonderful addition to the City. He thanked MR. VASEY and all of the staff at the Business Development Office that worked hard on this project.

There was no further discussion.

(10:01 – 10:04)

1-2032

City of Las Vegas

AGENDA MEMO

SPECIAL CITY COUNCIL MEETING DATE: OCTOBER 29, 2003

DEPARTMENT: BUSINESS DEVELOPMENT

ITEM DESCRIPTION: Discussion and possible action regarding a Purchase and Sale Agreement between the city of Las Vegas and On the Web Marketing, Inc., for the purchase of a 2.942-acre parcel located on Crimson Canyon Drive, South of Peak Drive, with Assessor's Parcel Number 138-15-310-013 - Ward 4 (Brown)

1. On the Web Marketing, Inc. ("OTW"), an on-line furniture and home furnishings retailer, has outgrown its existing, 10,000 square foot space at the Brookhollow campus in the Las Vegas Technology Center, and is seeking additional space. Based on its continued growth since 1997, the business needs between 40,000 square feet and 60,000 square feet within the next 24 months.
2. OTW will pay \$8.50 per square foot for the site located on Crimson Canyon, South of Peak Drive, APN 138-15-310-013 ("Site"). The Site is 2.942-acres, but contains a sewer easement on the Northeastern portion of the Site, leaving 128,133 square feet of net useable space for buildings, parking, and landscaping. Applying the \$8.50 per foot to the net useable space yields the final purchase price of \$1,089,131.
3. The negotiated sale price of \$8.50 per square foot is fair market value, with recent comparative sales in the Las Vegas Technology Center ranging from \$6.19 per foot to \$10.00 per foot.
4. The Purchase and Sale Agreement requires OTW to deliver to the City an earnest deposit of \$10,000, to be applied towards the purchase price at the close of escrow.
5. The Agreement requires OTW to open escrow within one month of contract execution (November 15, 2003), and to close escrow within six months thereafter (May 15, 2004). The final purchase price, less the earnest deposit, is due payable in full at the close of escrow.
6. OTW intends to pursue financing through the Section 504 Loan Guaranty Program offered by the Small Business Administration.
7. OTW must commence construction within 12 months after the close of escrow (May 15, 2005), and complete construction within 18 months thereafter (November 15, 2006).
8. Concurrent with the close of escrow, the Escrow Agent will hold in escrow a Quitclaim Deed, executed by the Developer, allowing the city to re-enter and repurchase the Site if the Developer does not proceed with the construction of the project.

REAL PROPERTY PURCHASE AND SALE AGREEMENT

THIS AGREEMENT, entered into this 30 day of SEPT, 2003, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter the "City") and On the Web Marketing Group, Inc., a Nevada Corporation or its nominee (hereinafter the "Developer").

WITNESSETH:

WHEREAS, the City owns certain real property that is located within what is known as the Las Vegas Technology Center (hereinafter the "Technology Center"); and

WHEREAS, the Technology Center is comprised of approximately two hundred fifty (250) acres that is bounded by the Oran K. Gragson Highway on the east, Cheyenne Avenue on the north, the Gowan detention basin for the Clark County Regional Flood Control district on the west, and Smoke Ranch Road on the south; and

WHEREAS, the City desires to sell to the Developer or its nominee, and the Developer desires that it or its nominee purchase from the City, a portion of said City-owned property, that portion being referred to hereinafter as the "Site;" and

WHEREAS, the Site is subject to that certain document entitled "Las Vegas Technology Center Amended Declaration of Covenants, Conditions and Restrictions – February, 1992" (hereinafter the "CC&R's"), which is recorded in the records of the Clark County Recorder at Book 920210, Instrument 01115' and

WHEREAS, the parties desire to set forth in this Agreement the terms and conditions of the purchase and sale of the Site.

NOW, THEREFORE, in consideration of the foregoing and of the covenants and conditions contained herein, the parties agree as follows:

1. PURPOSE OF AGREEMENT

The purpose of this Agreement is to accomplish the sale to and purchase by the Developer of the Site as hereinafter described. As used hereinafter, the "Developer" refers to the Developer, or its nominee or assignee, subject to the provisions of Section 22.

2. THE SITE

The Site consists of two and nine hundred, forty-two thousandths (2.942) acres, is depicted generally in Exhibit "A", and is described more particularly in Exhibit "B" and Exhibit "C". Exhibits A, B, and C are attached hereto and incorporated herein by this reference. The Site consists of unimproved land to which the utilities and infrastructure and all off-site improvements (excluding sidewalks and driveways) are available. It is the sole responsibility of the Developer to obtain and connect the necessary services from the local utility companies.

3. GENERAL SCOPE OF ACQUISITION

By executing this Agreement, the City agrees to sell to the Developer, and the Developer agrees to purchase, the Site as described above.

4. ACQUISITION OF SITE

The Purchase Price for the Site is One Million, Eighty-Nine Thousand, One Hundred and Thirty-One and Zero Hundredths Dollars (\$1,089,131.00), hereinafter referred to as the "Purchase Price". The Purchase Price is based on Eight Dollars and Fifty Cents (\$8.50) per square foot for the Site. The Site contains two and nine hundred, forty-two thousandths (2.942) acres, or approximately 129,934 square feet, less a sewer easement of approximately forty-one

hundredths (0.041) acres, or one thousand, eight hundred one (1,801) square feet, more or less, yielding a net square footage of one hundred twenty-eight thousand, one hundred thirty-three (128,133) square feet ("Net Square Footage"). The entire Purchase Price for the Site is due and payable at or before the close of escrow as described in Section 14. For purposes of determining the Purchase Price, the area of the Site is based on the Net Square Footage, which does not include dedicated rights-of-way or any public or utility easement that is not available for use for buildings, parking or landscaping. Should the Net Square Footage of the Site be fewer or more than 128,133 square feet, the Purchase Price shall be adjusted accordingly at \$8.50 per square foot.

5. SITE DEVELOPMENT

The Developer agrees that:

- a. Any and all development on the Site will conform to the procedures and limitations contained in the CC&R's, zoning regulations and all applicable building and other codes as adopted by the City of Las Vegas. The Developer will utilize the Site for the purpose of constructing a flex warehouse office building to be used for operations of the Developer, and which will contain no less than 40,000 gross square feet.
- b. The Developer agrees to develop all setbacks, landscaping, sidewalks, parking lots, driveways, sewer lines, future building pad(s) development, on-site utilities, and other on-site improvements and construct the buildings for professional use within the time schedule as set forth in Section 5 herein.
- c. Within twelve (12) months after the "closing", as defined hereunder, the Developer will begin construction and will complete such construction

within eighteen (18) months after commencement thereof, or within such additional time as corresponds to the extent of any delay that is caused by material shortages, labor disputes, fire, civil riots, unforeseen acts of government, acts of God or other events reasonably beyond the Developer's control. The construction of improvements upon the Site will be considered completed for purposes of this Agreement at the time that the City issues a Certificate of Occupancy.

- d. The Developer will be responsible for the installation, at its expense, of all sidewalks and driveways and on-site utilities, sewer lines, and other on-site improvements.

Failure on the part of the Developer, after acquisition of the Site, to comply with the provisions of this Section 5 shall entitle the City, in its sole discretion, to exercise its rights under Section 25.

6. GENERAL REPRESENTATIONS

The City and the Developer each represent and warrant that:

- a. This Agreement and all agreements, instruments and documents herein provided to be executed are duly executed and binding on the parties;
- b. The execution, consent or acknowledgment of no other party is necessary to affect the obligations of the City or the Developer as provided in this Agreement;
- c. This Agreement does not now or shall not hereafter breach, invalidate, cancel, make inoperative or interfere with any contract,

agreement, instrument, mortgage, deed of trust, promissory note, lease, bank loan or credit agreement.

7. EARNEST MONEY DEPOSIT

Concurrently with its execution of this Agreement, the Developer has delivered to the City a deposit (the "Earnest Money Deposit") in the form of either cash or a cashier's check in the amount of Ten Thousand Dollars (\$10,000). Prior to the City's execution of this Agreement, any attempt on the part of the Developer to revoke its offer to enter into this Agreement or to materially modify the terms hereof without the City's consent shall entitle the City to retain the Earnest Money Deposit, provided, however, that Earnest Money Deposit shall be fully refundable, as further set forth herein, if (1) Developer determines during the Inspection Period that title, soils or environmental is unacceptable, or if (2) Developer has not received approval of the rezoning or site plan development prior to the one hundred eightieth (180th) day the Effective Date.

Upon fulfillment of all conditions necessary to enable escrow to close with respect to the Site, the Earnest Money Deposit shall be applied toward the purchase of the Site.

8. ACQUISITION AND CONVEYANCE

In accordance with and subject to all the terms, covenants and conditions of this Agreement, the City agrees to convey to the Developer the Site in accordance with this Agreement.

9. ESCROW

The Developer agrees to open an escrow with a mutually agreed upon local title company, or some other title insurance company satisfactory to the City and the Developer

having equal or greater financial responsibility (the "Title Company"), as escrow agent (the "Escrow Agent"), in Clark County, Nevada, within thirty (30) days after the Effective Date. This Agreement constitutes the joint escrow instructions of the City and the Developer, and a duplicate original of this Agreement shall be delivered to the Escrow Agent upon the opening of escrow. The City and the Developer shall provide such additional escrow instructions as shall be necessary and consistent with this Agreement. Unless otherwise specified in any supplemental escrow instructions, the terms of this Agreement shall prevail in the case of any conflict between this Agreement and such instructions. The Escrow Agent hereby is empowered to act under this Agreement, and, upon indicating its acceptance of the provisions of this Section 9 in writing, delivered to the City and to the Developer within five (5) days after the opening of the escrow, shall carry out its duties as Escrow Agent hereunder.

The City shall timely and properly execute, acknowledge and deliver to the Escrow Agent a Deed, as more specifically described in Section 11 of this Agreement, conveying to the Developer title to the Site in accordance with this Agreement.

Upon delivery of the Deed to the Escrow Agent by the City and upon tender by the Developer of the Purchase Price (less the Earnest Money Deposit and subject to any credits, prorations or adjustments) pursuant to this Agreement, the Escrow Agent shall record such Deed when title can be vested in the Developer and title insurance as required by Section 15 hereof can be provided in accordance with the terms and provisions of this Agreement. The Escrow Agent shall buy, affix and cancel any transfer stamps required by law and pay any transfer tax required by law.

The Escrow Agent is authorized and instructed to:

- a. Expediently obtain a preliminary title report ("PTR") for the Site and deliver a copy to each party. Thereafter, the Developer shall have ten (10)

working days after receipt of both the PTR and the ALTA Survey in which to accept, reject or request modification of the PTR; Developer shall order and pay for the ALTA Survey at its own expense. The Developer's failure to object to the PTR within said period shall be deemed to represent the Developer's approval of the PTR. City shall have ten (10) working days after receipt of Developer's objections to agree to remove or cure said objections. Should City fail to agree to remove or cure Developer's objections, Developer shall have the right to terminate this Agreement and City shall promptly return Developer's Earnest Money Deposit.

- b. Charge the parties obligated hereunder, and to pay to the persons entitled thereto, any fees, charges and costs payable under this Section 9 and related solely to the acquisition and transfer to the Developer of the Site. Before such payments are made, the Escrow Agent shall notify the City and the Developer of the fees, charges and costs necessary to clear title and close the escrow.
- c. Disburse funds and deliver the Deed and other documents to the parties entitled thereto when the conditions of this escrow have been fulfilled by the City and the Developer.
- d. Obtain and charge each of the parties one-half of the cost of escrow.
- e. Charge Developer the cost of recordation of the Deed.
- f. Issue an ALTA owner's extended title insurance policy insuring title to the Site in conformance with the requirements of Section 15 of this Agreement, charging City the premium attributable to the CLTA portion

of the title policy and charging Developer the premium attributable to the ALTA portion of the title portion and any endorsements requested by Developer

- g. Charge City any real property transfer tax due.
- h. Record any instruments delivered through this escrow, if necessary or proper, to vest title in the Developer in accordance with the terms and provisions of this Agreement.

All funds received in this escrow shall be deposited by the Escrow Agent with other escrow funds of the Escrow Agent in a general interest bearing escrow account or accounts with any state or national bank doing business in the State of Nevada. Such funds may be transferred to any other such general interest bearing escrow account or accounts. All disbursements shall be made by check of the Escrow Agent. All adjustments shall be made on the basis of a thirty (30) day month. Any interest that is earned on funds deposited under this paragraph shall be for the benefit of the party responsible for depositing those funds with the Escrow Agent.

If this escrow is not in condition to close before the time for the conveyance of the Site as established in this Agreement, either Party who then shall have fully performed the acts to be performed before the conveyance of title may, in writing, terminate this Agreement and demand the return of its money, papers or documents. Thereupon all obligations and liabilities of the Parties shall cease and terminate, except that the Party who has not fully performed shall be solely responsible for any escrow cancellation charges. If neither the City nor the Developer shall have fully performed the acts to be performed by it on or before the time for the conveyance of the Site as established in this Agreement, no termination or demand for return shall be recognized until ten (10) days after the Escrow Agent shall have mailed copies of such

demand to the other party or parties at the address of its or their principal place or places of business. If any objections are raised within the ten (10) day period, the Escrow Agent is authorized to hold all money, papers and documents with respect to the Site until instructed in writing by both the City and the Developer or, upon failure thereof, by a court of competent jurisdiction. If no such demands are made, the escrow shall be closed as soon as possible. Nothing in this Section 9 shall be construed to impair or affect the rights or obligations of the City or the Developer to specific performance.

The Escrow Agent shall not be obligated to return any such money, papers or documents except upon the written instructions of both the City and the Developer or until the party entitled thereto has been determined by a final decision of a court of competent jurisdiction.

Any amendment of these escrow instructions shall be in writing and signed by both the City and the Developer. At the time of any amendment, the Escrow Agent shall agree to carry out its duties as Escrow Agent under such amendment.

All communications from the Escrow Agent to the City or the Developer shall be directed to the addresses and in the manner established in Section 29 of this Agreement for notices, demands and communications between the City and the Developer.

The liability of the Escrow Agent under this Agreement is limited to performance of the obligations imposed upon it under Sections 9 to 15, inclusive, of this Agreement.

10. CONVEYANCE OF TITLE AND DELIVERY OF POSSESSION

Provided that the Developer is not in material default under this Agreement and all conditions precedent to such conveyance have occurred, and subject to any mutually agreed upon extensions of time, conveyance to the Developer of title to the Site shall be completed on or prior to one hundred eighty (180) days from the Effective Date. The City and the Developer

agree to perform all acts necessary to conveyance of title in sufficient time for title to be conveyed in accordance with the foregoing provision.

Notwithstanding any other provision of this Agreement, the Developer shall have no obligation to proceed with the acquisition of the Site if, by the one hundred eightieth (180th) day following the Effective Date of this Agreement:

1. The Developer's development plans for the Site have not been approved pursuant to (Las Vegas Municipal Code) LVMC and the CC&R's; or
2. The Developer has not approved the preliminary title report in accordance with Section 9 of this Agreement.

In either such case, the Developer, upon request, shall be entitled to the return of its Earnest Money Deposit.

Possession shall be delivered to the Developer concurrently with the conveyance of title, except that limited access shall be permitted before conveyance of title as permitted in Section 20 of this Agreement. The Developer shall accept title and possession on or before the dates described in this Section 10.

11. FORM OF DEED

The City shall convey to the Developer or to its nominee fee simple title to the Site in the condition provided in Section 12 of this Agreement by a grant, bargain and sale deed in a form that is consistent with Exhibit "D" to this Agreement ("Deed").

12. CONDITION OF TITLE

The City shall convey title to the Site free and clear of all recorded liens, encumbrances, assessments, taxes, and other defects except those acceptable to the Developer.

13. CONDITIONS PRECEDENT TO CLOSING

In order for escrow to close with respect to the Site, the City must have deposited with the Escrow Agent the appropriate Deed and the Developer must have deposited with the Escrow Agent the Purchase Price.

14. CLOSE OF ESCROW

Upon the fulfillment of the conditions described in Section 13, the Escrow Agent shall file the Deed for recordation among the land records in the Office of the County Recorder of Clark County and shall deliver to the Developer a title insurance policy insuring title in conformity with Section 15 of the Agreement. The recordation of the Deed shall constitute the close of escrow.

15. TITLE INSURANCE

Concurrently with recordation of any Deed, the Title Company shall provide and deliver to the Developer an ALTA extended owner's title insurance policy issued by the Title Company insuring that the title to the property is vested in the Developer in the condition required by Section 12 of this Agreement. The Title Company shall provide the City with a copy of the title insurance policy and the title insurance policy shall be in the amount of the acquisition cost of the property.

16. TAXES, ASSESSMENTS, ENCUMBRANCES AND LIENS

The Developer shall be responsible for the payment of all real estate taxes and assessments assessed and levied on the Site for any period subsequent to conveyance of title thereto. Prior to conveyance of title, the Developer shall not place or allow to be placed on the Site (or portion thereof) any encumbrance or lien.

Prior to, and as a condition of, the close of escrow, Developer agrees to deposit into escrow the amount due to the Las Vegas Technology Center Owners Association for the assessment on the Site for the period from the close of escrow to the end of the year. As of close of escrow, Title Company shall issue a check in the name of the Las Vegas Technology Center Owners Association for the amount indicated by the Las Vegas Technology Center Owners Association for the aforementioned period. The check shall be mailed to: Las Vegas Technology Center Owners Association, c/o City of Las Vegas Office of Business Development, 400 Stewart Avenue, Las Vegas, Nevada, 89101.

17. CONVEYANCE FREE OF POSSESSION

The Site shall be conveyed free of any possession or right of possession by any person except that of the Developer.

18. ZONING OF THE SITE

The City represents that the City of Las Vegas General Plan and zoning ordinances permit the development and construction on the Site of facilities for medical and professional offices.

19. "AS IS" SALE

Prior to the close of escrow, the Developer and its representatives will have been afforded the opportunity to make such inspections of the Site and matters related thereto as the Developer and its representatives may desire. The Developer acknowledges and agrees that the Site is to be sold and conveyed to and accepted by the Developer in an "as is" condition with, if any, all faults and defects. Except as otherwise specifically stated in this Agreement, the City makes no representations or warranties of any kind whatsoever, either expressed or implied, with respect to the Site or any of such related matters; in particular, but without limitation, the City

makes no representations or warranties with respect to the use (except as represented by the City in Section 18), condition, title (except as provided by the Deed to be delivered by the City to the Developer as set forth in Section 11), occupation or management of the Site, compliance with applicable statutes, laws, codes, ordinances, regulations or requirements relating to leasing, zoning, subdividing, planning, building, fire, safety, health or environmental matters, compliance with covenants, conditions and restrictions (whether or not of record,) other local, municipal, regional, state or federal requirements, or other statutes, laws, codes, ordinances, regulations or requirements affecting or relating to the Site. The Developer acknowledges that notwithstanding any prior or contemporaneous oral or written representations, statements, documents or understanding of the parties with respect to the subject matter hereof and the purchase and sale of the Site, this Agreement supersedes any such prior or contemporaneous oral or written representations, statements, documents or understandings.

20. INSPECTION BY THE DEVELOPER

Commencing with the Effective Date and extending for a period of sixty (60) days thereafter, or ten (10) days prior to the close of escrow, whichever occurs sooner, (the "Inspection Period"), the Developer and its representatives shall have the right to enter upon and inspect the Site at all reasonable times for the purpose of conducting such boundary and topographical surveys, surface and subsurface soil and engineering tests and environmental assessments as the Developer may reasonably require, but such surveys, tests and assessments shall not damage the Site. The Developer shall indemnify, defend and hold the City harmless for any personal injury, death or property damage, including costs and attorney's fees, arising out of any activity by the Developer or its agents, employees or contractors pursuant to this Section. The Developer shall have access to all data and information on the Site available to the City, but

without warranty or representation by the City as to the completeness, correctness or validity of such data and information.

Any entry upon and inspection of the Site by the Developer prior to conveyance of title thereto shall be done only after written consent of the City Manager (which consent shall not be unreasonably withheld) and at the sole expense of the Developer. The Developer shall save and protect the City against any claims resulting from each and every entry upon and inspection of the Site and execute such documents as are customarily required for entry onto public property. The City Manager is authorized to execute such documents for the Developer's entry onto public property without further action by the City. Copies of data, surveys and tests obtained or made by the Developer on the Site shall be filed with the City. Any preliminary work by the Developer shall be undertaken only after securing any necessary permits from the appropriate governmental agencies.

Notwithstanding any other provision of this Agreement, the Developer shall have the right to terminate this Agreement prior to expiration of the Inspection Period if inspection of the Site reveals soil or similar conditions that, in the Developer's reasonable judgment, make development impossible or impractical or if its ALTA Survey or title review is unacceptable, in its reasonable judgment. Upon its exercise of said right to terminate, the Developer shall be entitled to the return of the Earnest Money Deposit.

21. GOVERNMENTAL PERMITS

Nothing in this Agreement shall affect the responsibility of the Developer to seek, obtain and comply with the conditions of any and all permits and governmental authorizations necessary to develop the Site or any portion thereof. The Developer shall be responsible for the payment of permit fees, which shall be limited to those fees that are authorized by ordinance.

22. ASSIGNMENT

The Developer hereby represents and warrants that the Site is being acquired for the purpose of development in accordance with the provisions of Section 5, and is not for speculative purposes. However, during the escrow period, Developer may form a new entity, which is under common management control with Developer and has prior approval from the City in writing, and which will acquire title at Closing. The Developer, or its Nominee approved by the City, shall not assign any interest in, or delegate any obligation under this Agreement, or sell or transfer any portion thereof for a period of five (5) years from the date that title passes to the Site, without the written consent of the City. The Developer has the absolute right to lease any portion of the development within the property and/or the property itself without written consent of the City.

23. TIME OF ESSENCE

Time is of the essence of this Agreement and every obligation hereunder.

24. DEFAULT AND REMEDIES

If the Developer fails to fulfill its obligations with respect to the purchase of the Site, where such failure is not based upon defective title, soil or environmental condition, or is not otherwise excused specifically under this Agreement, the City shall be entitled to terminate this Agreement and retain the Earnest Money Deposit.

Additionally, either party may avail itself of any legal or equitable remedy for breach. No such remedy shall be available unless and until:

- a. Written notice of default is provided to the party in default; and
- b. Within twenty (20) days after receipt of such notice, such default has not been cured to the reasonable satisfaction of the party giving notice.

25. RIGHT TO REPURCHASE, REENTER AND REPOSSESS

In addition to and independent of any other remedy available to it, the City shall have the additional right at its option to repurchase, reenter and take possession of the Site with all improvements thereon if, after conveyance of title thereto and prior to the issuance of all certificates of occupancy therefore, the Developer does any of the following:

- a. Fails to complete construction of the improvements as required by this Agreement under Section 5.c. as evidenced by issuance of a Certificate of Occupancy by the City. This is a condition subsequent and not merely a covenant.
- b. Transfers the Site or any part thereof in violation of this Agreement. This is a condition subsequent and not merely a covenant.
- c. Fails or refuses to comply with or to cure the default of any provision of Section 5 for a period of twenty (20) days after written notice thereof from the City. If the Developer has taken reasonable steps to cure, but cannot reasonably cure such default within the twenty (20) day period, it shall have a reasonable time thereafter to effectuate such cure.

The right to repurchase, reenter and repossess to the extent provided in this Agreement, shall be subordinate, subject to, be limited by and shall not defeat, render invalid or limit any mortgage, deed of trust, sale and leaseback or other security instrument or conveyance for financing permitted by this Agreement.

To exercise its right to repurchase, reenter and take possession of the Site, the City, or its nominee, shall pay to the Developer the Purchase Price set forth in Section 4 minus the amount needed to repay any liens, encumbrances or other security instruments held against the Site for the purpose of financing the construction improvements thereon so as to enable the

City to receive title to the Site free and clear of any such liens, encumbrances, outstanding claims, bills to subcontractors, labor/material suppliers, or other security instruments.

For the purpose of implementing the provision of this Section, at the time of conveyance of the Site, the Developer will deliver to the Escrow Agent an executed and acknowledged Quitclaim Deed in the form of Exhibit "E" hereto. The deposit of this Quitclaim Deed will be accompanied by irrevocable escrow instructions in the form of Exhibit "F" hereto directed to the Escrow Agent and signed by the Developer and the City. If any of the events authorizing the City to repurchase, reenter and take possession of the Site as provided in this Section occur, the City may, without limiting its remedies under this Agreement, direct the Escrow Agent, upon at least twenty (20) days' prior notice to the Developer, to record the Quitclaim Deed to the Site. If the Developer completes construction on or before the time set forth in Section 5.c, the City agrees to join with the Developer in instructing the Escrow Agent to return the Quitclaim Deed to the Developer.

26. SURVIVAL

The representations and warranties contained in this Agreement, and the covenants that extend beyond the conveyance of title, shall survive the recordation of any deed and shall not be deemed merged into such deed.

27. SUCCESSORS AND ASSIGNS

This Agreement shall inure to the benefit of and bind the successors and assigns of the respective parties hereto, subject to the provisions of this Agreement regarding assignment.

28. NONLIABILITY OF CITY OFFICIALS AND EMPLOYEES

No official or employee of the City shall be personally liable to the Developer for any default or breach by the City, for any amount which may become due to the Developer or for any obligation of the City under the terms of this Agreement.

29. NOTICES, DEMANDS AND COMMUNICATIONS

Formal notices, demands and communications between the City and the Developer shall be sufficiently given if made in writing and dispatched by registered or certified mail, postage prepaid, return receipt requested or by personal delivery, to the principal offices of the City and the Developer as set forth in this Section 29. Such written notices, demands and communications may be sent in the same manner to such other addresses as either party may from time to time designate in writing.

If to the City:

City Manager's Office
City of Las Vegas
400 Stewart Avenue
Las Vegas, Nevada 89101

With a copy to:

City of Las Vegas
Office of Business Development
400 Stewart Avenue
Las Vegas, Nevada 89101

If to the Developer:

On the Web Marketing Group, Inc.
Real Wood Furniture Imports
7340 Smoke Ranch Road, Suite A
Las Vegas, Nevada 89128

With a copy to:

Marquis & Aurbach
Attn: Mary J. Drury, Esq.
10001 Park Run Drive
Las Vegas, NV 89145

30. ENTIRE AGREEMENT, WAIVERS AND AMENDMENTS

This Agreement is executed in two duplicate originals, each of which is deemed to be an original. This Agreement comprises pages 1 through 21, inclusive, and Exhibits A, B, C, D, E, F and G attached hereto and incorporated herein by reference, all of which constitute the entire understanding and agreement of the parties.

This Agreement integrates all of the terms and conditions mentioned herein or incidental hereto, and supersedes all negotiations or previous agreements between the parties with respect to all or any part of the subject matter hereof.

All waivers of the provisions of this Agreement must be in writing and signed by the appropriate authorities of the City and the Developer and no waiver of one provision shall be construed as a waiver of that provision in the future or as a waiver of any other provision.

All amendments hereto must be in writing and signed by the appropriate authorities of the City and the Developer.

31. SEVERABILITY

Whenever possible, each provision of this Agreement shall be interpreted in such a manner as to be valid under applicable law, but if any provision shall be invalidated, it shall be deemed to be severed from this Agreement and the remaining provisions shall remain in full force and effect.

32. GOVERNING LAW

The interpretation and enforcement of this Agreement shall be governed in all respects by the laws of the State of Nevada.

33. CAPTIONS

The captions contained in this Agreement are for the convenience of the parties and shall not be construed so as to alter the meaning of the provisions of the Agreement.

34. DISCLOSURE OF PRINCIPALS

Pursuant to Resolution R-105-99 adopted by the City Council effective October 1, 1999, Council warrants that it has disclosed, on the form attached hereto as Exhibit "G", all principals, including partners of On the Web Marketing Group, Inc., as well as all persons and entities holding more than one percent (1%) interest in On the Web Marketing Group, Inc. Throughout the term hereof, Developer shall notify City in writing of any material change in the above disclosure within fifteen (15) days of any such changes.

35. TIME FOR ACCEPTANCE OF AGREEMENT BY CITY

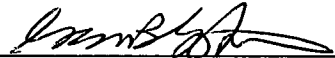
This Agreement, when executed by the Developer and delivered to the City, must be approved by the City Council, executed and delivered by the City within sixty (60) days or this Agreement shall be void, except to the extent that the Developer shall consent in writing to further extensions of time for the authorization, execution and delivery of this Agreement. By executing this Agreement and submitting it to the City, the Developer is making an irrevocable offer to enter into this Agreement, which offer shall continue for the period of time specified above. Any attempted revocation of such offer or material modification of the terms hereof without the consent of the City shall entitle the City to retain the Developer's Good Faith Deposit. The Effective Date of this Agreement shall be the date when this Agreement has been signed by the City ("Effective Date").

36. ATTORNEYS' FEES

In the event any dispute between City and Developer relating to this Agreement should result in litigation, the prevailing party shall be entitled to all court costs and reasonable attorney fees.

This Agreement may be recorded in the Office of the County Recorder, Clark County, Nevada.

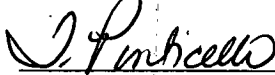
CITY OF LAS VEGAS ("City")

By: 
Oscar B. Goodman, Mayor

ATTEST:


BARBARA JO RONECUS, Secretary

APPROVED AS TO FORM:

 10/1/03
Date

ON THE WEB MARKETING GROUP, INC.
("Developer")

By: 
Alex Salmons, President

ACKNOWLEDGMENTS

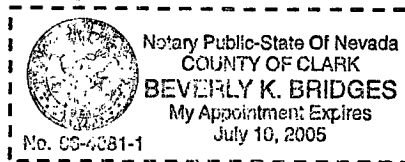
STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

On this 25th day of November, 2003, personally appeared before me, the undersigned, a Notary Public in and for the County of Clark, State of Nevada, OSCAR B. GOODMAN, who acknowledged that he executed the above instrument.

Beverly K. Bridges

NOTARY PUBLIC, in and for said

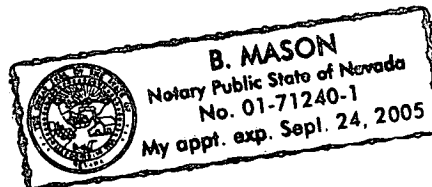
County and State



STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

On this 30 day of September, 2003, personally appeared before me, the undersigned, a Notary Public in and for the County of Clark, State of Nevada, ALEX SALMONS, who acknowledged that he executed the above instrument.

B. Mason
 NOTARY PUBLIC, in and for said
 County and State





SITE MAP

EXHIBIT "A"

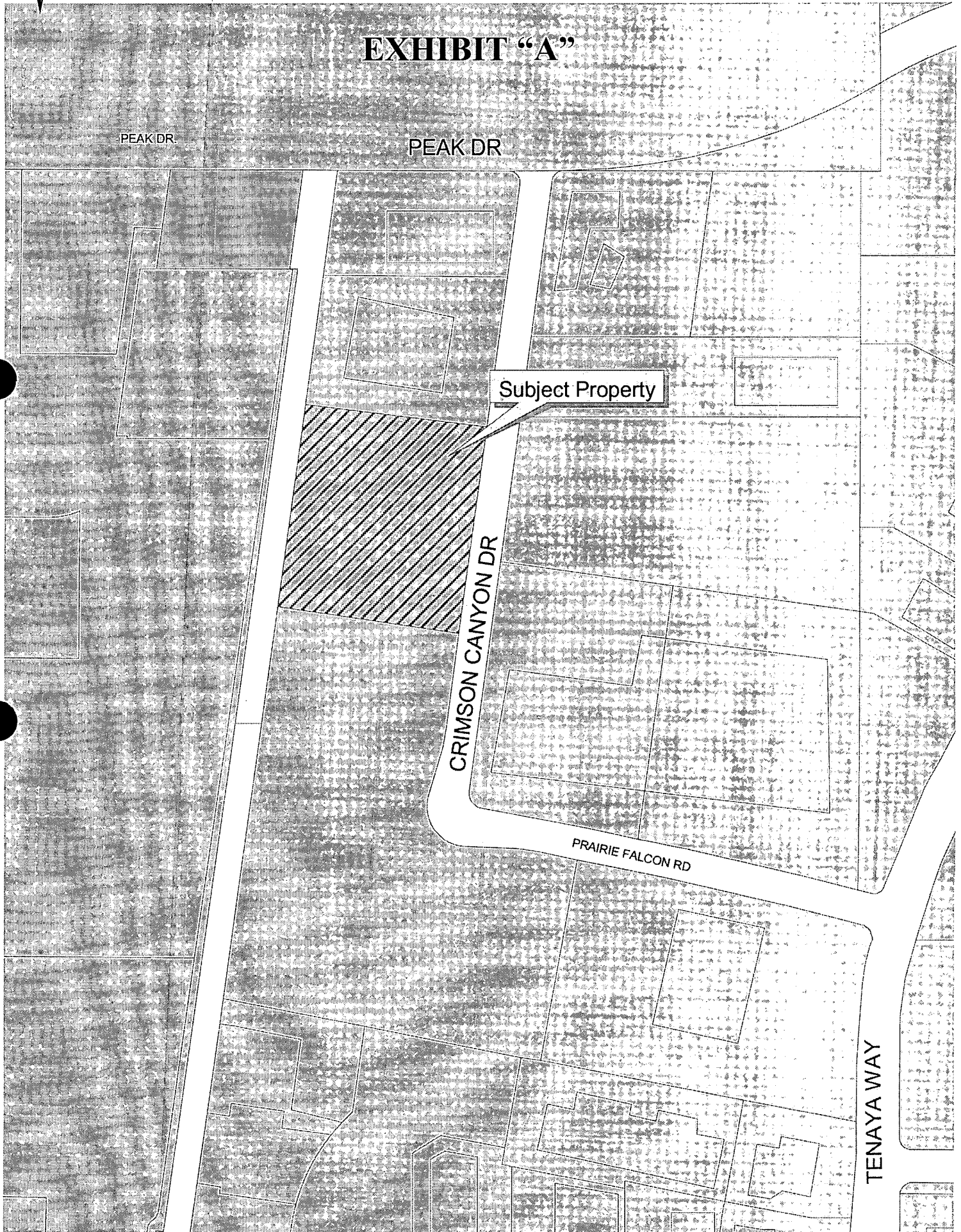


EXHIBIT "B"

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

That portion of the Southwest Quarter (SW 1/4) of Section 15, Township 20 South, Range 60 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being that portion of LOT 1 in Block 3 of the RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, a Commercial Subdivision, as filed September 4, 1990 in Book 47 of Plats, Page 35 and as remapped as PARCEL 7A as shown on that RECORD OF SURVEY, as filed February 26, 1998 in File 94 of Surveys, Page 17, both of Clark County, Nevada Records, said PARCEL 7A being described as follows:

COMMENCING at the Northwest corner of LOT 1 in Block 3 of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, said Northwest corner bears North 22°56'10" West a distance of 2560.80 feet from the Southeast corner of the Southwest Quarter (SW 1/4) of said Section 15; thence along the North line of LOT 1 in said Block 3, South 89°49'44" East a distance of 320.26 feet to the beginning of a tangent curve, concave Southwesterly and having a radius of 20.00 feet; thence Southeasterly along said tangent curve through a central angle of 97°49'46" and an arc distance of 34.15 feet to the Westerly Right-of-Way line of CRIMSON CANYON DRIVE (60.00 feet wide, formerly CALICO BASIN WAY) as shown on the plat of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER; thence tangent to said curve, along said Westerly Right-of-Way line of CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 445.08 feet to the TRUE POINT OF BEGINNING at the Northeast corner of PARCEL 7A as shown on said File 94 of Surveys, Page 17; thence along the easterly line of said PARCEL 7A and continuing along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 192.18 feet; thence parallel with the North line of said PARCEL 7A, North 83°23'06" West a distance of 340.10 feet to the Southwest corner of said PARCEL 7A in the West line of LOT 1 in said Block 3; thence along the West line of said PARCEL 7A and along the West line of LOT 1 in said Block 3, North 08°00'03" East a distance of 192.18 feet to the Northwest corner of said PARCEL 7A; thence along

MAYOR'S INITIALS _____

EXHIBIT "B"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

the North line of said PARCEL 7A, South 83°23'06" East a distance of 340.10 feet to the TRUE POINT OF BEGINNING.

The above-described parcel of land contains an area of 65,340 square feet or 1.500 acres, more or less.

RESERVING an easement for public sewer purposes and public utility purposes over, across and under, that portion of the above-described parcel of land, described as follows:

BEGINNING at the Northeast corner of PARCEL 7A, as shown on said File 94 of Surveys, Page 17; thence along the Easterly line of said PARCEL 7A and along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 30.01 feet; thence parallel with the north line of said PARCEL 7A, North 83°23'06" West a distance of 60.02 feet; thence parallel with the east line of said PARCEL 7A, North 08°00'03" East a distance of 30.01 feet to the North line of said PARCEL 7A; thence along the North line of said PARCEL 7A, South 83°23'06" East a distance of 60.02 feet to the TRUE POINT OF BEGINNING.

The above-described easement parcel of land contains an area of 1,801 square feet or 0.041 acres, more or less.

MAYOR'S INITIALS _____

Scrpsit:
Michael Barrett, SEA, TTG
City of Las Vegas
731 South Fourth Street
Las Vegas, Nevada

EXHIBIT "C"

A.P.N. 138-15-310-013 (290-603-002)

1.442 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

That portion of the Southwest Quarter (SW 1/4) of Section 15, Township 20 South, Range 60 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being that portion of LOT 1 in Block 3 of the RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, a Commercial Subdivision, as filed September 4, 1990 in Book 47 of Plats, Page 35 and as remapped as PARCEL 7B as shown on the RECORD OF SURVEY, as filed February 26, 1998 in File 94 of Surveys, Page 17, both of Clark County, Nevada Records, said PARCEL 7B being described as follows:

COMMENCING at the Northwest corner of LOT 1 in Block 3 of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, said Northwest corner bears North 22°56'10" West a distance of 2560.80 feet from the Southeast corner of the Southwest Quarter (SW 1/4) of said Section 15; thence along the North line of LOT 1 in said Block 3, South 89°49'44" East a distance of 320.26 feet to the beginning of a tangent curve, concave Southwesterly and having a radius of 20.00 feet; thence Southeasterly along said tangent curve, through a central angle of 97°49'46" and an arc distance of 34.15 feet to the Westerly Right-of-Way line of CRIMSON CANYON DRIVE (60.00 feet wide, formerly CALICO BASIN WAY) as shown on the plat of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER; thence tangent to said curve, along said Westerly Right-of-Way line of CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 637.26 feet to the TRUE POINT OF BEGINNING at the Northeast corner of PARCEL 7B as shown on said File 94 of Surveys, Page 17; thence along the east line of said PARCEL 7B, continuing along Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 188.79 feet to the Southeast corner of said PARCEL 7B, also being the most Northerly, Northeast corner of that certain

MAYOR'S INITIALS _____

EXHIBIT "C"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.442 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

parcel of land described by DEED to CONTINENTAL WIRE AMERICA, INC., recorded April 29, 1993 in Book 930429 as Instrument Number 00445 of Clark County, Nevada Records; thence along the South line of said PARCEL 7B and along the North line of said CONTINENTAL WIRE Parcel, North 81°59'57" West a distance of 340.00 feet to the Southwest corner of said PARCEL 7B in the West line of LOT 1 in said Block 3; thence along the West line of said PARCEL 7B and the West line of LOT 1 in said Block 3, North 08°00'03" East a distance of 180.57 feet to the Northwest corner of said PARCEL 7B; thence along the North line of said PARCEL 7B, South 83°23'06" East a distance of 340.10 feet to the TRUE POINT OF BEGINNING.

The above-described parcel of land contains an area of 62,793 square feet or 1.442 acres, more or less.

MAYOR'S INITIALS _____

Scripsit:

Michael Barrett, SEA, TTG
City of Las Vegas
731 South Fourth Street
Las Vegas, Nevada
89101

APN: _____
 RPTT: _____

Recording Requested by:

City of Las Vegas, Nevada

After Recordation, Mail to:

Mr. Alex Salmons
 On the Web Marketing Group, Inc.
 Real World Furniture Imports
 7340 Smoke Ranch Road
 Las Vegas, Nevada 89128

EXHIBIT "D" **GRANT, BARGAIN AND SALE DEED**

For valuable consideration, the receipt of which is hereby acknowledged, the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (herein the "Grantor"), hereby grants, bargains and sells to On the Web Marketing Group, Inc., a Nevada Corporation (herein the "Grantee"), all right, title and interest in the real property (the "Property") legally described in the documents attached hereto as Attachment "A" and Attachment "B" and incorporated herein by this reference, which Property is also known as A.P.N. 138-15-310-013 (290-603-002).

1. The Property is conveyed pursuant to an agreement for purchase and sale (the Agreement") of the Property entered into by and between Grantor and Grantee and dated _____. The conveyance herein is subject to the terms, covenants and conditions set forth in the Agreement.

2. The Agreement provides, among other things, that Grantee's use, occupation and development of the Property is subject to compliance with certain covenants, restrictions and obligations and that Grantee's failure to perform thereunder may result in Grantor's exercising its rights to repurchase, re-enter and repossess as set forth in said Agreement, provided, however, that Grantor's exercise of such rights shall not defeat, render invalid or limit any mortgage, deed of trust or other security instrument permitted by the Agreement.

3. The absence from this Deed of the covenants, restrictions and obligations contained in the Agreement shall not work as a merger thereof into this Deed to the exclusion of said covenants, restrictions and obligations.

4. The conditions set forth in the foregoing paragraphs shall remain in effect until a Certificate of Occupancy for the improvements constructed on the Property is issued by Grantor.

5. The Property is conveyed subject to restrictions, reservation, conditions, rights-of-way, easements and other encumbrances of record.

IN WITNESS WHEREOF, the Grantor and Grantee have caused this instrument to be executed this _____ day of _____, 2003.

CITY OF LAS VEGAS

OSCAR B. GOODMAN, Mayor

“Grantor”

Approved as to form:

ATTEST:

Date

BARBARA JO RONEMUS, City Clerk

ACCEPTANCE

accepted. The provisions of this Grant, Bargain and Sale Deed are hereby approved and

On the Web Marketing Group, Inc.
A Nevada Corporation

Alex Salmons

“Grantee”

ACKNOWLEDGEMENTS

State of Nevada)

County of Clark)

This instrument was acknowledged before me, a notary public, on this ____
 day of _____, 2003 by Grantor

 Notary Public

State of Nevada)

County of Clark)

This instrument was acknowledged before me, a notary public, on this ____ day of _
 _____, 2003 by _____, Grantee.

 Notary Public

ATTACHMENT "A"

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

That portion of the Southwest Quarter (SW 1/4) of Section 15, Township 20 South, Range 60 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being that portion of LOT 1 in Block 3 of the RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, a Commercial Subdivision, as filed September 4, 1990 in Book 47 of Plats, Page 35 and as remapped as PARCEL 7A as shown on that RECORD OF SURVEY, as filed February 26, 1998 in File 94 of Surveys, Page 17, both of Clark County, Nevada Records, said PARCEL 7A being described as follows:

COMMENCING at the Northwest corner of LOT 1 in Block 3 of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, said Northwest corner bears North $22^{\circ}56'10''$ West a distance of 2560.80 feet from the Southeast corner of the Southwest Quarter (SW 1/4) of said Section 15; thence along the North line of LOT 1 in said Block 3, South $89^{\circ}49'44''$ East a distance of 320.26 feet to the beginning of a tangent curve, concave Southwesterly and having a radius of 20.00 feet; thence Southeasterly along said tangent curve through a central angle of $97^{\circ}49'46''$ and an arc distance of 34.15 feet to the Westerly Right-of-Way line of CRIMSON CANYON DRIVE (60.00 feet wide, formerly CALICO BASIN WAY) as shown on the plat of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER; thence tangent to said curve, along said Westerly Right-of-Way line of CRIMSON CANYON DRIVE, South $08^{\circ}00'03''$ West a distance of 445.08 feet to the TRUE POINT OF BEGINNING at the Northeast corner of PARCEL 7A as shown on said File 94 of Surveys, Page 17; thence along the easterly line of said PARCEL 7A and continuing along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South $08^{\circ}00'03''$ West a distance of 192.18 feet; thence parallel with the North line of said PARCEL 7A, North $83^{\circ}23'06''$ West a distance of 340.10 feet to the Southwest corner of said PARCEL 7A in the West line of LOT 1 in said Block 3; thence along the West line of said PARCEL 7A and along the West line of LOT 1 in said Block 3, North $08^{\circ}00'03''$ East a distance of 192.18 feet to the Northwest corner of said PARCEL 7A; thence along

MAYOR'S INITIALS _____

ATTACHMENT "A"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

the North line of said PARCEL 7A, South 83°23'06" East a distance of 340.10 feet to the TRUE POINT OF BEGINNING.

The above-described parcel of land contains an area of 65,340 square feet or 1.500 acres, more or less.

RESERVING an easement for public sewer purposes and public utility purposes over, across and under, that portion of the above-described parcel of land, described as follows:

BEGINNING at the Northeast corner of PARCEL 7A, as shown on said File 94 of Surveys, Page 17; thence along the Easterly line of said PARCEL 7A and along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 30.01 feet; thence parallel with the north line of said PARCEL 7A, North 83°23'06" West a distance of 60.02 feet; thence parallel with the east line of said PARCEL 7A, North 08°00'03" East a distance of 30.01 feet to the North line of said PARCEL 7A; thence along the North line of said PARCEL 7A, South 83°23'06" East a distance of 60.02 feet to the TRUE POINT OF BEGINNING.

The above-described easement parcel of land contains an area of 1,801 square feet or 0.041 acres, more or less.

MAYOR'S INITIALS _____

Scripsit:
Michael Barrett, SEA, TTG
City of Las Vegas
731 South Fourth Street
Las Vegas, Nevada

ex970908.doc

ATTACHMENT "B"

A.P.N. 138-15-310-013 (290-603-002)

1.442 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

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MAYOR'S INITIALS _____

ATTACHMENT "B"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.442 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

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The above-described parcel of land contains an area of 62,793 square feet or 1.442 acres, more or less.

MAYOR'S INITIALS _____

Scripsit:
Michael Barrett, SEA, TTG
City of Las Vegas
731 South Fourth Street
Las Vegas, Nevada
89101

ex970909.doc

EXHIBIT "E"
FORM OF QUITCLAIM DEED

Recorded at the Request of:

City of Las Vegas
 400 Stewart Avenue
 Las Vegas, Nevada 89101

When Recorded, Return to:

City Attorney's Office
 City of Las Vegas
 400 Stewart Avenue, 9th Floor
 Las Vegas, Nevada 89101

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, On the Web Marketing Group, Inc. a Nevada Corporation, does hereby REMISE, RELEASE AND QUITCLAIM to the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada, the real property in the city of Las Vegas, County of Clark, State of Nevada, described on Attachment "A" and Attachment "B" attached hereto.

DATED this _____ day of _____, 2003.

On the Web Marketing Group, Inc.

By: _____
 Alex Salmons

Its: _____

ACKNOWLEDGEMENT

State of Nevada)
)
 County of Clark) :ss

This instrument was acknowledged before me, a notary public, on this _____ day of _____, 2003 by

 Notary Public

ATTACHMENT "A"

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

That portion of the Southwest Quarter (SW 1/4) of Section 15, Township 20 South, Range 60 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being that portion of LOT 1 in Block 3 of the RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, a Commercial Subdivision, as filed September 4, 1990 in Book 47 of Plats, Page 35 and as remapped as PARCEL 7A as shown on that RECORD OF SURVEY, as filed February 26, 1998 in File 94 of Surveys, Page 17, both of Clark County, Nevada Records, said PARCEL 7A being described as follows:

COMMENCING at the Northwest corner of LOT 1 in Block 3 of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, said Northwest corner bears North 22°56'10" West a distance of 2560.80 feet from the Southeast corner of the Southwest Quarter (SW 1/4) of said Section 15; thence along the North line of LOT 1 in said Block 3, South 89°49'44" East a distance of 320.26 feet to the beginning of a tangent curve, concave Southwesterly and having a radius of 20.00 feet; thence Southeasterly along said tangent curve through a central angle of 97°49'46" and an arc distance of 34.15 feet to the Westerly Right-of-Way line of CRIMSON CANYON DRIVE (60.00 feet wide, formerly CALICO BASIN WAY) as shown on the plat of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER; thence tangent to said curve, along said Westerly Right-of-Way line of CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 445.08 feet to the TRUE POINT OF BEGINNING at the Northeast corner of PARCEL 7A as shown on said File 94 of Surveys, Page 17; thence along the easterly line of said PARCEL 7A and continuing along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 192.18 feet; thence parallel with the North line of said PARCEL 7A, North 83°23'06" West a distance of 340.10 feet to the Southwest corner of said PARCEL 7A in the West line of LOT 1 in said Block 3; thence along the West line of said PARCEL 7A and along the West line of LOT 1 in said Block 3, North 08°00'03" East a distance of 192.18 feet to the Northwest corner of said PARCEL 7A; thence along

MAYOR'S INITIALS _____

ATTACHMENT "A"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.50 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

the North line of said PARCEL 7A, South 83°23'06" East a distance of 340.10 feet to the TRUE POINT OF BEGINNING.

The above-described parcel of land contains an area of 65,340 square feet or 1.500 acres, more or less.

RESERVING an easement for public sewer purposes and public utility purposes over, across and under, that portion of the above-described parcel of land, described as follows:

BEGINNING at the Northeast corner of PARCEL 7A, as shown on said File 94 of Surveys, Page 17; thence along the Easterly line of said PARCEL 7A and along the Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 30.01 feet; thence parallel with the north line of said PARCEL 7A, North 83°23'06" West a distance of 60.02 feet; thence parallel with the east line of said PARCEL 7A, North 08°00'03" East a distance of 30.01 feet to the North line of said PARCEL 7A; thence along the North line of said PARCEL 7A, South 83°23'06" East a distance of 60.02 feet to the TRUE POINT OF BEGINNING.

The above-described easement parcel of land contains an area of 1,801 square feet or 0.041 acres, more or less.

MAYOR'S INITIALS _____

Scripsit:
Michael Barrett, SEA, TTG
City of Las Vegas
731 South Fourth Street
Las Vegas, Nevada

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ATTACHMENT "B"
A.P.N. 138-15-310-013 (290-603-002)
1.442 ACRE PARCEL, LOT 1 BLOCK 3
RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

That portion of the Southwest Quarter (SW 1/4) of Section 15, Township 20 South, Range 60 East, M.D.M., in the City of Las Vegas, County of Clark, State of Nevada, being that portion of LOT 1 in Block 3 of the RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, a Commercial Subdivision, as filed September 4, 1990 in Book 47 of Plats, Page 35 and as remapped as PARCEL 7B as shown on the RECORD OF SURVEY, as filed February 26, 1998 in File 94 of Surveys, Page 17, both of Clark County, Nevada Records, said PARCEL 7B being described as follows:

COMMENCING at the Northwest corner of LOT 1 in Block 3 of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER, said Northwest corner bears North 22°56'10" West a distance of 2560.80 feet from the Southeast corner of the Southwest Quarter (SW 1/4) of said Section 15; thence along the North line of LOT 1 in said Block 3, South 89°49'44" East a distance of 320.26 feet to the beginning of a tangent curve, concave Southwesterly and having a radius of 20.00 feet; thence Southeasterly along said tangent curve, through a central angle of 97°49'46" and an arc distance of 34.15 feet to the Westerly Right-of-Way line of CRIMSON CANYON DRIVE (60.00 feet wide, formerly CALICO BASIN WAY) as shown on the plat of said RESUBDIVISION OF A PORTION OF THE LAS VEGAS TECHNOLOGY CENTER; thence tangent to said curve, along said Westerly Right-of-Way line of CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 637.26 feet to the TRUE POINT OF BEGINNING at the Northeast corner of PARCEL 7B as shown on said File 94 of Surveys, Page 17; thence along the east line of said PARCEL 7B, continuing along Westerly Right-of-Way line of said CRIMSON CANYON DRIVE, South 08°00'03" West a distance of 188.79 feet to the Southeast corner of said PARCEL 7B, also being the most Northerly, Northeast corner of that certain

MAYOR'S INITIALS _____

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ATTACHMENT "B"

(CONCLUDED)

A.P.N. 138-15-310-013 (290-603-002)

1.442 ACRE PARCEL, LOT 1 BLOCK 3

RESUBDIVISION LAS VEGAS TECHNOLOGY CENTER

parcel of land described by DEED to CONTINENTAL WIRE AMERICA, INC., recorded April 29, 1993 in Book 930429 as Instrument Number 00445 of Clark County, Nevada Records; thence along the South line of said PARCEL 7B and along the North line of said CONTINENTAL WIRE Parcel, North 81°59'57" West a distance of 340.00 feet to the Southwest corner of said PARCEL 7B in the West line of LOT 1 in said Block 3; thence along the West line of said PARCEL 7B and the West line of LOT 1 in said Block 3, North 08°00'03" East a distance of 180.57 feet to the Northwest corner of said PARCEL 7B; thence along the North line of said PARCEL 7B, South 83°23'06" East a distance of 340.10 feet to the TRUE POINT OF BEGINNING.

The above-described parcel of land contains an area of 62,793 square feet or 1.442 acres, more or less.

MAYOR'S INITIALS _____

Scripsit:

Michael Barrett, SEA, TTG

City of Las Vegas

731 South Fourth Street

Las Vegas, Nevada

89101

ex970909.doc

EXHIBIT "F"
ESCROW INSTRUCTION FOR QUITCLAIM DEED

_____, 2003

Re: Escrow No. _____

Dear Sir or Madam:

On the Web Marketing Group, Inc., (the "Developer"), one of the undersigned has entered into that certain real property Purchase and Sale Agreement dated _____, 2003, with the City of Las Vegas (the "City"), the other party to these instructions, providing for conveyance of a certain parcel of real property (the "Site").

The Site is the subject of this escrow and is described in the accompanying Quitclaim deed (the "Quitclaim Deed").

Section 26 of the Agreement provides that at the time of conveyance of the Site, the Quitclaim Deed will be delivered to you together with irrevocable escrow instructions and is for the purpose of instructing you as to the disposition of the accompanying Quitclaim Deed.

In the event that you receive from the City notice certifying that a copy of it has been delivered concurrently to the Developer and stating that the City has given notice of the exercise of the City's remedy in Section 26 of the Agreement with respect to the Site and accompanied by satisfactory evidence that any mortgage existing thereon has been discharged or by funds sufficient to discharge such mortgage, you shall at the end of 20 (twenty) days after receipt of said notice record the Quitclaim Deed.

The undersigned, jointly and severally, and each of us to the extent that we may lawfully do so and to the extent of unencumbered budgeted appropriations, hereby agrees to defend, indemnify and hold you harmless from any liability whatsoever, including attorneys' fees arising out of your carrying out these instructions.

EXHIBIT "F"
(CONTINUED)

In the event that you receive notice from the Developer certifying that a copy of the notice has been delivered concurrently to the City and stating that the Developer has completed the construction as provided in the Agreement, you shall at the end of 30 (thirty) days after receipt of said notice return the Quitclaim Deed to the Developer, unless during the 30 (thirty) day period, the City objects on the basis that construction has not been completed pursuant to the Agreement.

In the event that you are advised by both parties hereto that the City's power of termination with respect to the Site has ended, you will forthwith return the Quitclaim Deed to the Developer.

These instructions may not be withdrawn or in any way amended, modified or waived without the prior written consent of both of the parties hereto.

Please indicate your acceptance of and agreement to carry out these instructions as indicated below.

CITY OF LAS VEGAS

By: _____

OSCAR B. GOODMAN, Mayor

Attest:

BARBARA JO RONEUS, City Clerk

_____ hereby accepts and agrees to carry out these escrow instructions.

By: _____

EXHIBIT "G"
CERTIFICATE
DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

"City Council" means the governing body of the City of Las Vegas.

"Contracting Entity" means the individual, partnership, or corporation seeking to enter into a contract or agreement with the City of Las Vegas.

"Principal" means, for each type of business organization, the following: (a) sole proprietorship – the owner of the business; (b) corporation – the directors and officers of the corporation; but not any branch managers of offices which are a part of the corporation; (c) partnership – the general partner and limited partners; (d) limited liability company – the managing member as well as all the other members.

2. Policy

In accordance with Resolution 79-99 and 105-99 adopted by the City Council, Contracting Entities seeking to enter into certain contracts or agreements with the City of Las Vegas must disclose information regarding ownership interests and principals. Such disclosure generally is required in conjunction with a Request for Proposals (RFP). In other cases, such disclosure must be made prior to the execution of a contract or agreement.

3. Instructions

The disclosure required by the Resolutions referenced above shall be made through the completion and execution of this Certificate. The Contracting Entity shall complete Block 1, Block 2, and Block 3. The Contracting Entity shall complete either Block 4 or its alternate in Block 5. Specific information, which must be provided, is highlighted. An Officer or other official authorized to contractually bind the Contracting Entity shall sign and date the Certificate, and such signing shall be notarized.

4. Incorporation

This Certificate shall be incorporated into the resulting contract or agreement, if any, between the City and the Contracting Entity. Upon execution of such contract or agreement, the Contracting Entity is under a continuing obligation to notify the City in writing of any material changes to the information in this Certificate. This notification shall be made within fifteen (15) days of the change. Failure to notify the City of any material change may result, at the option of the City, in a default termination (in whole or in part) of the contract or agreement, and/or a withholding of payments due the Contracting Entity.

**CERTIFICATE – DISCLOSURE OF OWNERSHIP/PRINCIPALS
(CONTINUED)**

Block 1	Contracting Entity
Name	
Address	
Telephone	
EIN or DUNS	

Block 2	Description
Subject Matter of Contract/Agreement:	
RFP #:	

Block 3	Type of Business
☐ Individual ☐ Partnership ☐ Limited Liability Company ☐ Corporation	

Block 4	Disclosure of Ownership and Principals		
In the space below, the Contracting Entity must disclose all principals (including partners) of the Contracting Entity, as well as persons or entities holding more than one-percent (1%) ownership interest in the Contracting Entity.			
	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			

The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals – Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: _____

Block 5 Disclosure of Ownership and Principals - Alternate

If the Contracting Entity, or its principals or partners, are required to provide disclosure (of persons or entities holding an ownership interest) under federal law (such as disclosure required by the Securities and Exchange Commission or the Employee Retirement Income Act), a copy of such disclosure may be attached to this Certificate in lieu of providing the information set forth in Block 4 above. A description of such disclosure documents must be included below.

Name of Attached Document: _____

Date of Attached Document: _____ Number of Pages: _____

I certify, under penalty of perjury, that all the information provided in this Certificate is current, complete, and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity.

Name_____
Date

Subscribed and sworn to before me this _____
day of

_____, 2003.

Notary Public

CERTIFICATE DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

"City Council" means the governing body of the City of Las Vegas.

"Contracting Entity" means the individual, partnership, or corporation seeking to enter into a contract or agreement with the City of Las Vegas.

"Principal" means, for each type of business organization, the following: (a) sole proprietorship – the owner of the business; (b) corporation – the directors and officers of the corporation; but not any branch managers of offices which are a part of the corporation; (c) partnership – the general partner and limited partners; (d) limited liability company – the managing member as well as all the other members.

2. Policy

In accordance with Resolution 79-99 and 105-99 adopted by the City Council, Contracting Entities seeking to enter into certain contracts or agreements with the City of Las Vegas must disclose information regarding ownership interests and principals. Such disclosure generally is required in conjunction with a Request for Proposals (RFP). In other cases, such disclosure must be made prior to the execution of a contract or agreement.

3. Instructions

The disclosure required by the Resolutions referenced above shall be made through the completion and execution of this Certificate. The Contracting Entity shall complete Block 1, Block 2, and Block 3. The Contracting Entity shall complete either Block 4 or its alternate in Block 5. Specific information, which must be provided, is highlighted. An Officer or other official authorized to contractually bind the Contracting Entity shall sign and date the Certificate, and such signing shall be notarized.

Incorporation

This Certificate shall be incorporated into the resulting contract or agreement, if any, between the City and the Contracting Entity. Upon execution of such contract or agreement, the Contracting Entity is under a continuing obligation to notify the City in writing of any material changes to the information in this Certificate. This notification shall be made within fifteen (15) days of the change. Failure to notify the City of any material change may result, at the option of the City, in a default termination (in whole or in part) of the contract or agreement, and/or a withholding of payments due the Contracting Entity.

The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals - Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: _____

Block 5 Disclosure of Ownership and Principals - Alternate

If the Contracting Entity, or its principals or partners, are required to provide disclosure (of persons or entities holding an ownership interest) under federal law (such as disclosure required by the Securities and Exchange Commission or the Employee Retirement Income Act), a copy of such disclosure may be attached to this Certificate in lieu of providing the information set forth in Block 4 above. A description of such disclosure documents must be included below.

Name of Attached Document: _____

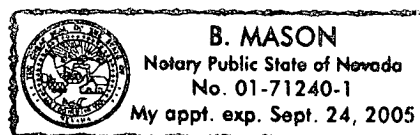
Date of Attached Document: _____ Number of Pages: _____

I certify, under penalty of perjury, that all the information provided in this Certificate is current, complete, and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity.

 Name
 9/30/03
 Date

Subscribed and sworn to before me this 30
 day of

September, ~~2001~~ 2003



 Notary Public



SITE MAP



City of Las Vegas

Agenda Item No. 68

AGENDA SUMMARY PAGE**SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2003-76 – Ordinance Creating Special Improvement District No. 1501 – Downtown Street Rehabilitation Phase III Sponsored by: Step Requirement

Fiscal Impact☐**No Impact****Amount:** \$88,986.25☐**Budget Funds Available****Dept./Division:** Public Works/SID☒**Augmentation Required****Funding Source:** Capital Projects Fund/Special Assessments**PURPOSE/BACKGROUND:**

The work is being performed in conjunction with a street rehabilitation project which will include construction and installation of asphalt paving, curb and gutter, sewer main, and streetlights. The District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. The District will fund the cost of new streetlights only. Funding for the other project improvements will be provided by Street Rehabilitation and Sanitation.

RECOMMENDATION:

ADOPTION at 10/15/2003 City Council meeting pursuant to the 9/29/2003 Recommending Committee.

First Reading – 9/17/2003; First Publication – 10/3/2003

BACKUP DOCUMENTATION:

Bill No. 2003-76

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 53, 55, 68, 70, 71, and 73 – **UNANIMOUS**

MINUTES:

There was no related discussion.

(9:24 – 9:28)

1-657

City of Las Vegas

Agenda Item No. 69

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ CONSENT ☒ DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-81 -- Ordinance authorizing the issuance of City of Las Vegas General Obligation (Limited Tax) Medium-Term Recreation Bonds, Series 2003, not to exceed \$20,000,000 - Ward 4 (Brown)

Fiscal Impact

☒ No Impact	Amount:
☐ Budget Funds Available	Dept./Division:
☐ Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Pursuant to NRS 268.672 through 268.740, and NRS 350.087 through 350.095, the City is authorized to issue medium-term obligations to finance recreational projects as defined in NRS 268.710. The City intends to use the proceeds of this bond issue to finance a soccer complex.

RECOMMENDATION:

ADOPTION at 10/15/2003 City Council meeting pursuant to the 10/13/2003 Recommending Committee.

First Reading -- 10/1/2003; First Publication -- 10/4/2003

BACKUP DOCUMENTATION:

1. Bill No. 2003-81
2. Letter from the State of Nevada Department of Taxation

MOTION:

WEEKLY – Second Reading and BILL ADOPTED as recommended as Ordinance No. 5631 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that these funds will be used for a park near a SuperPawn, with which he is affiliated and is owned by his brother, STEVEN MACK. He does not believe the park would impact his brother's business, and they have not discussed this bill; therefore, he would be voting.

Clerk to proceed with second publication

MINUTES:

CITY ATTORNEY JERBIC noted that this bill would have been eligible for adoption on the 10/15/2003 meeting. Normally bills are not eligible for adoption at special meetings. However, bills can be treated as if an emergency exists, and this bill falls under that category. Therefore, this bill is eligible for adoption at this meeting.

City of Las Vegas

Agenda Item No. 69

SPECIAL CITY COUNCIL MEETING OF OCTOBER 29, 2003
Recommending Committee
Item 69 – Bill No. 2003-81

MINUTES – Continued:

There was no further discussion.

(10:04 – 10:06)

1-2147



KENNY C. GUINN
Governor

BARBARA SMITH CAMPBELL
Chair, Nevada Tax Commission

CHARLES E. CHINNOCK
Executive Director

STATE OF NEVADA
DEPARTMENT OF TAXATION

1550 E. College Parkway
Suite 115
Carson City, Nevada 89706-7937

Phone: (775) 687-4820 • Fax: (775) 687-5981

In-State Toll Free: 800-992-0900

Web Site: <http://tax.state.nv.us>

LAS VEGAS OFFICE

Grant Sawyer Office Building
Suite 1300
555 E. Washington Avenue
Las Vegas, Nevada 89101
Phone: (702) 486-2300
Fax: (702) 486-2373

RENO OFFICE

4600 Kietzke Lane
Building O, Suite 263
Reno, Nevada 89502
Phone: (775) 688-1295
Fax: (775) 688-1303

September 25, 2003

Mr. Mark R. Vincent, Director
Finance and Business Services
City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

Re: Medium-Term Obligation Request

Dear Mr. Vincent:

The request by the City Council of the City of Las Vegas for approval of a medium-term obligation has been received. The purpose of the obligation is to finance the purpose of acquiring, improving, and equipping a recreational project for the City, in an amount not to exceed \$20,000,000.00. The request has been reviewed as required by NRS 350.089 and is **approved**.

Pursuant to NRS 350.089, the approval must be recorded in the minutes of the governing board. You are reminded the financing must be secured within eighteen months of receipt of this approval.

Sincerely,

Charles E. Chinnock
Executive Director

CEC: wra

City of Las Vegas

Agenda Item No. 70

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-82 – Establishes a traffic signal impact fee program for the City pursuant to State law. Proposed by: Richard D. Goecke, Director of Public Works

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will establish a traffic signal impact fee program as authorized by State law. Under the program, new development will contribute moneys to help fund the installation of traffic signals. The contribution in each case will be in accordance with a fee schedule to be adopted by the City Council. Fee amounts will correspond to the land use assumptions and capital improvements plan that have been adopted by the Council.

RECOMMENDATION:

ADOPTION at 10/15/2003 City Council meeting pursuant to the 10/13/2003 Recommending Committee.

First Reading – 10/1/2003; First Publication – 10/4/2003

BACKUP DOCUMENTATION:

Bill No. 2003-82

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 53, 55, 68, 70, 71, and 73 –
UNANIMOUS

MINUTES:

There was no related discussion.

(9:24 – 9:28)

1-657

City of Las Vegas

Agenda Item No. 71

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-75 – Includes time-share projects, hotels, motels, bed and breakfast establishments, lodging houses, apartment hotels, apartment houses, recreational vehicle parks and campground establishments within the transient lodging room rent tax provisions and licensing requirements. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In support of the City's implementation of transient lodging room rent taxes required or permitted to be imposed by State law, this bill defines the term "transient lodging" consistently with State law and states with greater specificity those items of revenue included as part of room rent.

RECOMMENDATION:

TABLED pursuant to the 10/13/2003 Recommending Committee.

First Reading – 9/17/2003; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 53, 55, 68, 70, 71, and 73 – **UNANIMOUS**

MINUTES:

There was no related discussion.

(9:24 – 9:28)

1-657

City of Las Vegas

Agenda Item No. 72

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-77 – Amends child care facility and personnel licensing provisions, and increases the membership of the City Child Care Licensing Board. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill provides that the Child Care Licensing Board (Board) shall have the same number of members as the City Council, with each member of the City Council to appoint one member to the Board subject to Council approval. Final approval authority of child care facility licensees and directors will vest with the Board, with the right of appeal to the City Council being granted to current and prospective licensees. Emergency authority to suspend the licenses of child care facility licensees and approvals of directors will be vested with the Department of Finance and Business Services. Increases in the licensing fees for child care facilities are also being proposed.

RECOMMENDATION:

ABEYANCE to 11/3/2003 Recommending Committee meeting pursuant to the 10/13/2003 Recommending Committee.

First Reading – 9/17/2003; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

11/5/2003 Council Agenda

City of Las Vegas

Agenda Item No. 73

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-78 – Establishes locational restrictions for the uses “auto pawn,” “auto title loan,” and “specified financial institution.” Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill is intended to establish locational restrictions for the uses “auto pawn,” “auto title loan,” and “specified financial institution.” Such uses will have to be at least one thousand feet from any other such use and at least two hundred feet from residential properties.

RECOMMENDATION:

TABLED pursuant to the 10/13/2003 Recommending Committee.

First Reading – 10/1/2003; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion to bring forward and **STRIKE** Items 53, 55, 68, 70, 71, and 73 – **UNANIMOUS**

MINUTES:

There was no related discussion.

(9:24 – 9:28)

1-657

City of Las Vegas

Agenda Item No. 74

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-79 – Establishes zoning requirements for facilities that provide testing, treatment, or counseling for drug or alcohol abuse or for sex offenses, and updates zoning provisions regarding similar and related uses. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will establish zoning requirements for facilities that provide testing, treatment, or counseling for drug or alcohol abuse or for sex offenses, and will update zoning provisions regarding similar and related uses. The bill is intended to more precisely define these types of uses so that they can be properly located.

RECOMMENDATION:

ADOPTION at 11/5/2003 City Council meeting as a First Amendment pursuant to the 10/13/2003 Recommending Committee.

First Reading – 10/1/2003; First Publication – 10/24/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

11/5/2003 Council Agenda

City of Las Vegas

Agenda Item No. 75

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-80 – Updates enforcement measures and remedies regarding abandoned and inoperable vehicles that are left on private property under certain circumstances. Sponsored by: Councilwoman Janet Moncrief

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will update enforcement measures and remedies regarding abandoned and inoperable vehicles that are left on private property under certain circumstances. The bill will allow Neighborhood Services to achieve the removal of these vehicles when they are left for extended periods of time within a multifamily residential parking lot and in a location that is visible from public property.

RECOMMENDATION:

ADOPTION at 11/5/2003 City Council meeting pursuant to the 10/13/2003 Recommending Committee.

First Reading – 10/1/2003; First Publication – 10/24/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

11/5/2003 Council Agenda

City of Las Vegas

Agenda Item No. 76

AGENDA SUMMARY PAGE

SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

2003-83 – Adopts the 2003 Editions of the International Building Code and the International Residential Code, together with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

For many years the City has used the Uniform Building Code, together with local amendments, as the City's Building Code. The Uniform Building Code has been replaced by the International Building Code and International Residential Code, now in their 2003 editions. This bill will adopt those Codes, together with amendments, as the City's Building Code.

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. 2003-83

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

11/3/2003 Recommending Committee

11/5/2003 Council Agenda

(10:07 – 10:10)

1-2280

BILL NO. 2003-83

ORDINANCE NO. _____

AN ORDINANCE TO ADOPT AS THE CITY'S BUILDING CODE THE 2003 EDITIONS OF THE INTERNATIONAL BUILDING CODE AND INTERNATIONAL RESIDENTIAL CODE, TOGETHER WITH AMENDMENTS THERETO, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Paul K. Wilkins,
Director of Building and Safety

Summary: Adopts the 2003 Editions of the International Building Code and the International Residential Code, together with amendments thereto.

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

SECTION 1: Title 16, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16.04.010: A building code is established and adopted [as and for the City's Building Code, and consists of the following documents, which are adopted by reference as if set forth herein and three copies of each which are on file in the Office of the City Clerk:] for the City. The building code adopted by this Section, to be known as the City's Building Code, shall consist of the following documents, which are adopted by this reference and a copy of which shall be maintained on file in the Office of the City Clerk:

(A) The publication entitled ["The Uniform Building Code, 1997 Edition,"] "International Building Code, 2003 Edition," as modified herein, including all [chapters contained in the Appendix, with the exception of Chapter 3, Division III; Chapters 4, 10, 16, 19, 21 and 23; and Chapter 31, Division I.] Appendices other than Appendices A, B, D and G, which are not adopted. This publication, as modified, is designated as Part 1 of this Chapter.

(B) The document entitled ["1997 Southern Nevada Building Code Amendments" as modified herein,] "City of Las Vegas Amendments to the 2003 International Building Code," which amends, by adding to and deleting from, certain sections of the [Uniform Building Code, 1997 Edition, which] International Building Code, 2003 Edition. If adopted by other local jurisdictions, the document may also be known as the Southern Nevada Amendments to the 2003 International Building Code. This document is adopted as Part 2 of this Chapter.

1 (C) The publication entitled the "International Residential Code for One- and Two-
 2 Family Dwellings, 2003 Edition" (also known as the "International Residential Code, 2003 Edition"),
 3 as modified herein, including all chapters contained therein, with the exception of Chapters 12-42,
 4 which are not adopted, and including all Appendices other than Appendices A-G, Appendices I-J, and
 5 Appendix L, which are not adopted. This publication, as modified, is designated as Part 3 of this
 6 Chapter.

7 (D) The document entitled "City of Las Vegas Amendments to the 2003
 8 International Residential Code," which amends, by adding to and deleting from, certain sections of
 9 the International Residential Code, 2003 Edition. If adopted by other local jurisdictions, the document
 10 may also be known as the Southern Nevada Amendments to the 2003 International Residential Code.
 11 This document is adopted as Part 4 of this Chapter.

12 SECTION 2: Title 16, Chapter 4, Section 20, of the Municipal Code of the City of
 13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **16.04.020:** The Director of the Department of Building and Safety of the City, or his authorized
 15 representative, is designated as the Building Official referred to in the [Uniform] City's Building
 16 Code.

17 SECTION 3: The document entitled "1997 Southern Nevada Building Code
 18 Amendments," as previously adopted and modified by the City, is hereby repealed.

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

27 SECTION 5: Whenever in this ordinance any act is prohibited or is made or declared
 28 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is

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

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

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

10 APPROVED:

11
12 By _____
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 _____
16 BARBARA JO RONEMUS, City Clerk

17 APPROVED AS TO FORM:

18 Val Stead 10-1-03
19 Date

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

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11
 12 APPROVED:

13
 14 By _____
 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16
 17 BARBARA JO RONEMUS, City Clerk
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CITY OF LAS VEGAS

**AMENDMENTS TO
2003 INTERNATIONAL BUILDING CODE**

PREFACE

This document comprises the Amendments to the 2003 International Building Code as published by the International Code Council. The Amendments were developed by the City of Las Vegas to be adopted by reference. These Amendments are not to be considered part of a local government's building code unless they have been adopted by that local government. These Amendments are not intended to prevent the use of any material or method of construction not specifically prescribed herein, provided any alternate has been approved and its use authorized by the building official. This document is available to be adopted by any jurisdiction without permission or approval from the City of Las Vegas.

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NOTE: This Table of Contents is included for the sake of convenience, but is not officially part of the adopted Amendments. Efforts have been made to ensure completeness and accuracy of the Table of Contents, but its completeness and accuracy cannot be guaranteed.

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City of Las Vegas Amendments to the 2003 International Building Code

CHAPTER 1 ADMINISTRATION

Chapter 1 is deleted in its entirety and replaced with a new Chapter 1 to read as follows:

CHAPTER 1 ADMINISTRATION

SECTION 101 GENERAL

101.1 Title and Scope. These regulations shall be a part of, and may be referred to as the Building Code, as adopted by the City of Las Vegas (hereinafter referred to as "this code"). The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

Exception: Dwellings that are subject to the 2003 International Residential Code, as adopted by the City.

Unless any such code has been specifically adopted by the City, any reference to an I-Code (international code), including without limitation the following, shall be deemed to refer to the equivalent code, if any, that has been adopted by the City:

- ICC Electrical Code
- International Energy Conservation Code
- International Existing Building Code
- International Fire Code
- International Fuel Gas Code
- International Mechanical Code
- ICC Performance Code
- International Plumbing Code
- International Private Sewer Disposal Code
- International Administrative Code
- International Urban-Wildland Interface Code
- International Zoning Code

Equivalent adopted versions include the:

- 2002 National Electrical Code
- 1992 Model Energy Code
- 2003 NFPA 1 Fire Code
- 2000 Uniform Mechanical Code
- 2000 Uniform Plumbing Code
- 1997 Uniform Administrative Code

(end of New Chapter 1)

302.1.1 Incidental Use Areas

Table 302.1.1 is amended to delete Footnote (a) without replacement.

303.1 Assembly Group A

Subsection 303.1 is amended to add to Assembly Group A-2 the following occupancy, together with its accompanying note:

Casinos

Note: A casino is a gaming establishment where the primary use is gaming and is not classified as a Group B or Group M Occupancy.

304.1 Business Group B

Subsection 304.1 is amended to add to Business Group B the following occupancy, together with its accompanying note:

Outpatient clinic and medical offices

Note: Includes locations where five or fewer patients in a tenant space are not capable of self-preservation.

308.3 Group I-2

Subsection 308.3 is deleted in its entirety and replaced with a new Subsection 308.3 to read as follows:

308.3 Group I-2. This occupancy shall include buildings and structures used for medical, surgical, psychiatric, nursing or custodial care of more than five persons who are not capable of self-preservation. This group shall include, but not be limited to the following: Hospitals, nursing homes (both intermediate care facilities and skilled nursing facilities), mental hospitals, and detoxification facilities. A residential facility such as the above with five or fewer persons shall be classified as Group R-3. A medical treatment or health care facility such as the above with five or fewer persons shall be classified as Group B.

311.2 Moderate-hazard storage, Group S-1

Subsection 311.2 is amended to add one item to read as follows:

Mini-storage facilities

403.1 Applicability

Subsection 403.1 is amended so that the first sentence thereof reads as follows:

403.1 Applicability. The provisions of this section shall apply to all buildings having occupied floors located more than 55 feet (16764 mm) above the lowest level of fire department vehicle access.

403.13 Smokeproof exit enclosures

Subsection 403.13 is amended to read as follows:

403.13 Smokeproof exit enclosures. Every required stairway in buildings having a floor level more than 55 feet (16764 mm) above the lowest level of fire department vehicle access shall comply with Subsections 909.20 and 1019.1.8.

403.15 Smoke control

A new Subsection 403.15 is added to read as follows:

403.15 Smoke control. A smoke control system meeting the requirements of Section 909 shall be provided.

404.3 Automatic sprinkler protection

Subsection 403.3 is amended to delete Exceptions 1 and 2, and to add a new exception to read as follows:

Exception: Where the ceiling of the atrium is more than 55 feet (16764 mm) above the floor, the installation of sprinkler protection at the ceiling of the atrium is not required if the elimination of that requirement is specifically approved by the building official.

406.4.2 Ventilation

Subsection 406.4.2 is amended to read as follows:

406.4.2 Ventilation. A mechanical ventilation system shall be provided that is capable of exhausting a minimum of 1.5 cubic feet per minute (cfm) per square foot (0.71 L/s/m^2) of gross floor area. The building official may approve an alternate ventilation system designed to exhaust a minimum of 14,000 cfm (6608 L/s) for each operating vehicle. Such system shall be based on the anticipated instantaneous movement rate of vehicles, but not less than 2.5 percent of the garage capacity (or one vehicle). Automatic carbon monoxide sensing devices may be employed to modulate the ventilation system to maintain a maximum average concentration of carbon monoxide of 50 parts per million during any 8-hour period, with a maximum concentration not greater than 200 parts per million for a period not exceeding one hour. Connecting offices, waiting rooms, ticket booths and similar uses shall be supplied with conditioned air under positive pressure.

406.6.3 Ventilation

Subsection 406.6.3 is amended to read as follows:

406.6.3 Ventilation. A mechanical ventilation system shall be provided that is capable of exhausting a minimum of 1 cubic foot per minute (cfm) per square foot (0.044 L/s/m^2) of floor area. Each engine repair stall shall be equipped with an exhaust pipe extension duct, extending to the outside of the building, which, if over 10 feet (3048 mm) in length, shall mechanically exhaust 300 cubic feet per minute (141.6 L/s). Connecting offices, waiting rooms, ticket booths and similar uses shall be supplied with conditioned air under positive pressure.

Exception: In repair garages where there is no open flame and welding being performed within the building, the mechanical ventilation system required may be omitted when, in the opinion of the building official, the building is equipped with unobstructed openings to the outer air that are sufficient to provide the necessary ventilation.

420 Professional office conversions

A new Section 420 and a new Subsection 420.1 are added to read as follows:

SECTION 420 PROFESSIONAL OFFICE CONVERSIONS

420.1 Professional office conversion. A professional office building with an area of 1500 square feet or less which is converted from a residential occupancy pursuant to a valid zoning approval and whose conversion involves only minor interior remodeling as allowed by the building official without expansion of the existing building is exempt from the requirements for commercial buildings (other than those contained in Chapter 34 of this Code). All conversions larger than 1500 square feet shall conform to the new construction requirements for a B Occupancy.

501.2 Premises identification

Subsection 501.2 is deleted and replaced with a new Subsection 501.2 to read as follows:

501.2 Premises identification. Approved numbers or addresses shall be provided for new buildings in accordance with City Ordinance No. 3744, Chapter 13.28 of the Las Vegas Municipal Code, and the regulations adopted thereunder.

502.1 Definitions

Subsection 502.1 is amended to delete the definition for "Height, Building" and replace it with a new definition to read as follows:

HEIGHT, BUILDING. The vertical distance above a reference datum measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the average height of the highest gable of a pitched or hipped roof. The reference datum shall be selected by whichever of the following yields the greater height:

1. The elevation of the highest adjoining sidewalk or ground surface within a 5-foot (1245 mm) horizontal distance of the exterior wall of the building when such sidewalk or ground surface is not more than 10 feet (3048 mm) above lowest grade; or
2. An elevation 10 feet (3048 mm) higher than the lowest grade when the sidewalk or ground surface described in Item 1 is more than 10 feet (3048 mm) above lowest grade.

The height of a stepped or terraced building is the maximum height of any segment of the building.

507.10 Non-combustible carports

A new Subsection 507.10 is added to read as follows:

507.10 Non-combustible carports. Non-combustible carports, open on all sides, not over 12 feet (3658 mm) in height, and located a minimum of ten feet (3048 mm) from any building or property line, may be of unlimited area.

602.6 Small structures

A new Subsection 602.6 is added to read as follows:

602.6 Small structures. Small insignificant structures used for parking lot offices, used car lot offices, shoe shine stands and similar uses can be of Type V-B construction provided that the structures do not exceed 500 square feet (46.5 m²) in area, and are not of a temporary nature, and are separated from other structures a distance to be determined by the building official. The provision for area increases under Section 506 shall not apply to such structures. Vehicles or truck trailers shall not be considered as meeting the requirements of this subsection and shall not be permitted under its terms.

602.7 Combustible decorative materials and architectural features

602.7 Combustible decorative materials and architectural features. Architectural features of buildings, building components, and decorative structures shall comply with the provisions of this code. Combustible decorative materials and architectural furnishings used in Group A and public areas of Group R, Division 1 occupancies, shall comply with the Fire Code, as adopted by the City.

704.2.1 Type I and II construction

Subsection 704.2.1 is deleted in its entirety and replaced with a new Subsection 704.2.1 to read as follows:

704.2.1 Type I and II construction. Projections from walls of Type I or II construction shall be of noncombustible materials.

707.14.1 Elevator lobby

Subsection 707.14.1 is amended to delete Exceptions 3 and 4 in their entirety and replace them with Exceptions 3 and 4 to read as follows:

3. In buildings not classified as high-rise by Section 403, where additional doors are provided in accordance with Subsection 3002.6. Such doors shall be tested in accordance with UL 1784 without an artificial bottom seal.
4. In other than Group I occupancies, and in buildings not classified as high-rise by Section 403, lobby separation is not required where the building, including the lobby and corridors leading to the lobby, is protected by an automatic sprinkler system installed throughout in accordance with Subsection 903.3.1.1 or 903.3.1.2.

716.5.2 Fire barriers

Subsection 716.5.2 is amended to delete Exception 2 in its entirety without replacement.

903.1 General

A new Subsection 903.1.2 is added to read as follows:

903.1.2 Residential systems. Unless specifically allowed by this code, residential sprinkler systems installed in accordance with NFPA 13D or NFPA 13R shall not be recognized for the purposes of exceptions or reductions permitted by other provisions of this code.

A new Subsection 903.1.3 is added to read as follows:

903.1.3 Extent of protection. If any fire area in a building or structure is provided with fire sprinklers, whether required or not, all fire areas in the building or structure shall be provided with fire sprinklers.

Exceptions:

1. If a fire area is separated from other fire areas by a listed four-hour rated firewall with no openings.
2. Special hazard areas may be fire sprinklered without requiring additional fire sprinklers, when approved by the building official and fire marshal.

903.2 Where required

Subsection 903.2 is amended to delete the Exception in its entirety without replacement.

903.2.1.2 Group A-2

Subsection 903.2.1.2 is amended to delete Item 2 and replace it with a new Item 2 and its exception to read as follows:

2. The fire area has an occupant load of 100 or more.

Exception: For existing buildings or portions thereof where no work is being done to the Group A occupancy.

903.2.5 Group I

Subsection 903.2.5 is amended to delete the Exception without replacement.

903.2.8 Group S-1

A new Subsection 903.2.8.3 is added to read as follows:

903.2.8.3 Mini Storage Facilities. An automatic sprinkler system shall be provided throughout all buildings used as a mini storage where the fire area exceeds 2,500 square feet (279 m²) and is not separated by firewalls constructed in accordance with Section 705.

903.3.5.2 Secondary water supply

Subsection 903.3.5.2 is deleted in its entirety and replaced with a new Subsection 903.3.5.2 to read as follows:

903.3.5.2 Secondary water supply. For high-rise buildings, a secondary on-site water supply shall be provided. The secondary on-site water supply shall, at a minimum, be the greater of 15,000 gallons storage or in an amount equal to the hydraulically most demanding sprinkler system plus 100 gallons per minute (378.5 L/m) additional of the total standpipe-system. The secondary water supply shall have a duration not less than 30 minutes.

907.2.12 High-rise buildings

Subsection 907.2.12 is amended, along with all its exceptions, and replaced with a new Subsection 907.2.12 to read as follows:

907.2.12 High-rise buildings. Buildings having floors used for human occupancy located more than 55 feet (16764 mm) above the lowest level of fire department vehicle access shall be provided with an automatic fire alarm system and an emergency voice/alarm communications system in accordance with Subsection 907.2.12.2.

Exceptions:

1. Airport traffic control towers in accordance with Section 412.
2. Open parking garages in accordance with Subsection 406.3.
3. Unenclosed occupancies within Group A-5.
4. Low-hazard special occupancies in accordance with Subsection 503.1.2.

909.4.4 HVAC systems

Subsection 909.4.4 is amended to read as follows:

909.4.4 Air-handling systems. The design shall consider the effects of all airhandling components including, but not limited to: kitchen exhaust systems and the heating, ventilating and air-conditioning (HVAC) systems on both smoke and fire transport. The analysis shall include all permutations of systems status. The design shall consider the effects of the fire on the air-handling system.

909.12 Detection and control systems

Subsection 909.12 is amended to delete in their entirety both paragraphs that appear before Subsection 909.12.1 and replace them with the following two paragraphs:

909.12 Detection and control systems. Fire detection systems providing control input or output signals to mechanical smoke control systems or elements thereof shall comply with the requirements of Chapter 9, the Fire Code and NFPA 72. Such systems shall be equipped with a control unit complying with UL 864 and listed as smoke control equipment.

Control systems for mechanical smoke control systems shall include provisions for verification. Verification shall include positive confirmation of actuation, testing, manual override, and the presence

of power downstream of all disconnects. Smoke control systems shall be periodically tested as required by the Fire Code.

909.20.4 Mechanical ventilation alternative

Subsections 909.20.4 through 909.20.4.4 are deleted without replacement.

909.20.5 Stair pressurization alternative

Subsection 909.20.5 is deleted in its entirety and replaced with a new Subsection 909.20.5 and additional Subsections 909.20.5.1 through 909.20.5.3 to read as follows:

909.20.5 Stair pressurization alternative. The provisions of Subsections 909.20.5.1 through 909.20.5.3 shall apply to the smoke proof enclosures using stair pressurization.

909.20.5.1 Pressure difference. The stair enclosure shall be pressurized to a minimum of 0.05 inch of water gage relative to the vestibule with all stairway doors closed under the maximum anticipated stack pressures. The vestibule with doors closed shall have a minimum of 0.05 inch of water gage (12.44 Pa) positive pressure relative to the fire floor. The pressure difference across doors shall not exceed 30 lbs (133-N) maximum force to begin opening the door.

909.20.5.2 Vestibule doors. The door assembly from the building into the vestibule shall be a fire door complying with Subsection 714.2 and provided with gaskets or other provisions to minimize air leakage. The door assembly from the vestibule to the stairway shall have not less than a 20-minute fire protection rating complying with Subsection 714.2.

909.20.5.3 Dampered relief opening. A controlled relief opening capable of discharge a minimum of 2,500 cfm (1180 L/s) of air at the design pressure difference shall be located at the top of pressurized exit enclosures.

909.21 Underground buildings

Subsection 909.21, together with Subsections 909.21.1 through 909.21.3, are deleted and replaced with a new Subsection 909.21 to read as follows:

909.21 Underground building smoke exhaust system. Where required in accordance with Subsection 405.5 for underground buildings, an approved smoke control or smoke exhaust system shall be provided. The design analysis shall comply with Subsection 909.4.

910.3.1.2 Sprinklered buildings

Subsection 910.3.1.2 is amended to read as follows:

910.3.1.2 Sprinklered buildings. Where installed in buildings protected with an approved automatic sprinkler system, smoke and heat vents shall operate automatically by actuation of a heat-responsive device rated at a minimum of 350° F (177° C). Smoke and heat vents shall also be designed for manual operation.

Table 910.3 Requirements for draft curtains and smoke and heat vents

Table 910.3 is amended to read as follows, with no changes to the footnotes.

**TABLE 910.3
REQUIREMENTS FOR DRAFT CURTAINS AND SMOKE AND HEAT VENTS^a**

Occupancy Group and Commodity Classification	Designated Storage Height (feet)	NON-SPRINKLERED					SPRINKLERED			
		Minimum Curtain Board Depth (feet)	Maximum Area Formed by Curtain Boards (feet)	Vent Area to Floor Area Ratio	Maximum Spacing of Vent Centers (feet)	Maximum Distance to Vents from Wall or Curtain Boards ^b (feet)	Draft Curtains	Vent Area to Floor Area Ratio	Maximum Spacing of Vent Centers (feet)	Maximum Distance to Vents from Wall (feet)
Group F-1	-	0.2 xH but ≥ 4	50,000	1:100	120	60	Not Permitted	1:100	100	50
Group S-1 I-IV (Option 1)	≤ 20	6	10,000	1:100	100	60				
	$> 20 \leq 40$	6	8,000	1:75	100	55				
Group S-1 I-IV (Option 2)	≤ 20	4	3,000	1:75	100	55				
	$> 20 \leq 40$	4	3,000	1:50	100	50				
Group S-1 High Hazard (Option 1)	≤ 20	6	6,000	1:50	100	50				
	$> 20 \leq 30$	6	6,000	1:40	90	45				
Group S-1 High Hazard (Option 1)	≤ 20	4	4,000	1:50	100	50				
	$> 20 \leq 30$	4	2,000	1:30	75	40				

TABLE 1004.1.2 MAXIMUM FLOOR AREA ALLOWANCES PER OCCUPANT

Table 1004.1.2 is amended to add a new occupancy type as follows:

OCCUPANCY	FLOOR AREA IN SQ. FT. PER OCCUPANT
Showroom	
Food provided	12 net
Beverage only provided	10 net

TABLE 1005.1 EGRESS WIDTH PER OCCUPANT SERVED

Table 1005.1 and its footnote are deleted and replaced with a new Table 1005.1 to read as follows:

OCCUPANCY	Stairways (inches per occupant)	Other egress components (inches per occupant)
Occupancies other than listed below	0.3	0.2
Hazardous: H-1, H-2, H-3 and H-4	0.7	0.4
Institutional: I-2	N/A	N/A

For SI: 1 inch = 25.4 mm. N/A = Not applicable.

1008.1.8.6 Delayed egress locks

Subsection 1008.1.8.6 is amended to add an exception after the first paragraph, but before Items 1 through 6, to read as follows:

Exception: Daycare facilities, as permitted by approval of the building official.

1011.6 Floor-level exit signs

A new Subsection 1011.6 is added to read as follows:

1011.6 Floor-level exit signs. Where exit signs are required by Subsection 1011.1, additional approved low-level exit signs that are internally or externally illuminated shall be provided in all corridors serving guest rooms in Group R, Division 1 Occupancies. The bottom of each such sign shall not be less than 6 inches (152 mm) nor more than 8 inches (203 mm) above the floor level and shall indicate the path of exit travel. For exit and exit-access doors, the sign shall be on the door or adjacent to the door, with the closest edge of the sign within 4 inches (102 mm) of the doorframe.

1019.1.8 Smokeproof enclosures

Subsection 1019.1.8 is amended to read as follows:

1019.1.8 Smokeproof enclosures. In buildings required to comply with Section 403 or 405, each of the exits of a building that serves stories where the floor surface is located more than 55 feet (16764 mm) above the lowest level of fire department vehicle access or more than 30 feet (9144 mm) below the level of exit discharge serving such floor levels shall be a smokeproof enclosure or a pressurized stairway in accordance with Subsection 909.20.

1024.6.2.1 Smoke control

Subsection 1024.6.2.1 is amended to read as follows:

1024.6.2.1 Smoke control. Means of egress serving a smoke-protected assembly seating area shall be provided with a smoke control system complying with Section 909 or natural ventilation designed to maintain the smoke level at least 10 feet (3048 mm) above the floor of the means of egress.

1025.1 General

Subsection 1025.1 is amended to delete all exceptions and replace them with new exceptions to read as follows:

Exceptions:

1. The emergency escape and rescue opening is permitted to open onto a balcony within an atrium in accordance with the requirements of Section 404, provided the balcony provides access to an exit and the dwelling unit or sleeping room has a means of egress that is not open to the atrium.
2. High-rise buildings in accordance with Section 403.
3. Emergency escape and rescue openings are not required from basements or sleeping rooms which have an exit door that opens directly into a public street, public alley, yard or egress court.

4. Basements without habitable spaces and having no more than 200 square feet (18.6 m²) in floor area shall not be required to have emergency escape windows.
5. Media rooms located in Group R-3.

1203.1 General

Subsection 1203.1 is deleted and replaced with a new Subsection 1203.1, along with additional Subsections 1203.1.2 and 1203.1.2.1 through 1203.1.4.2, to read as follows:

1203.1 General. Buildings shall be provided with natural ventilation or mechanical ventilation and shall comply with the requirements of Subsections 1203.1.2 through 1203.1.4 below.

1203.1.2 Ventilation for R occupancies. Guest rooms and habitable rooms within a dwelling unit or congregate residence shall be provided with natural ventilation by means of openable exterior openings with an area of not less than 1/20th of the floor area of such rooms with a minimum of 5 square feet (0.46 m²).

1203.1.2.1 Bathrooms, etc. Bathrooms, water closet compartments, laundry rooms and similar rooms in R-1, R-2 occupancies, when provided with natural ventilation by means of operable exterior openings, shall have a minimum of 1-1/2 square feet (0.14 m²).

1203.1.2.2 Toilet rooms. Toilet rooms shall be provided with a fully openable exterior window at least 3 square feet (0.27 m²) in area; a vertical duct not less than 100 square inches (0.064516 m²) in area for the first toilet facility, with 50 additional square inches (0.032 m²) for each additional facility; or a mechanically operated exhaust system capable of exhausting 50 cubic feet of air per minute (23.6L/x) for each water closet or urinal installed in the toilet room. Such systems shall be connected directly to the outside, and the point of discharge shall be at least 3 feet (914 mm) from any openable window.

1203.1.3 Mechanical ventilation. Mechanically operated ventilation systems shall be in accordance Subsections 1203.1.3.1 through 1203.1.3.4 that follow.

1203.1.3.1 General. All enclosed portions of Groups A, B, E, F, H, I, M, and S occupancies customarily occupied by human beings shall be provided with natural ventilation by means of openable exterior openings with an area not less than 1/20th of the total floor area or shall be provided with a mechanically operated ventilation system. Such exterior openings shall open directly onto a public way or a yard or court as set forth in Subsection 1203.4. Such mechanically operated ventilation system shall be capable of supplying a minimum of 15 cubic feet per minute (7 L/s) of outside air per occupant in all portions of the building during such time as the building is occupied. If the velocity of the air at the register exceeds 10 feet per second (3 m/s), the register shall be placed more than 8 feet (2438 mm) above the floor directly beneath.

Toilet rooms shall be provided with a fully openable exterior window at least 3 square feet (0.27 m²) in area; a vertical duct not less than 100 square inches (0.064 m²) in area for the first toilet facility, with 50 additional square inches (0.032 m²) for each additional facility; or a mechanically operated exhaust system capable of exhausting 50 cubic feet of air per minute (23.6L/x) for each water closet or urinal installed in the toilet room. Such systems shall be connected directly to the outside, and the point of discharge shall be at least 3 feet (914 mm) from

any openable window.

1203.1.3.2 Groups B, F, M, and S occupancies. In all buildings classified as Groups B, F, M, and S Occupancies or portions thereof where Class I, II or II-A liquids are used, a mechanically operated exhaust ventilation system shall be provided sufficient to produce six air changes per hour. Such exhaust ventilation shall be taken from a point at or near the floor level.

1203.1.3.3 Group H occupancies. Rooms, areas or spaces of Group H Occupancies in which explosive, corrosive, combustible, flammable or highly toxic dusts, mist, fumes, vapors or gases are or may be emitted due to the processing, use, handling or storage of materials shall be mechanically ventilated as required by the Fire Code and the Mechanical Code, and Subsection 414.3 of this code.

1203.1.3.4 Group R occupancies. In Group R occupancies, in lieu of required exterior openings for natural ventilation, a mechanical ventilating system may be provided. Such system shall be capable of providing two air changes per hour in guest rooms, dormitories, habitable rooms and in public corridors with a minimum of 15 cubic feet per minute (7 L/s) of outside air per occupant during such time as the building is occupied.

In lieu of required exterior openings for natural ventilation in bathrooms containing a bathtub, shower or combination thereof, laundry rooms, and similar room, a mechanical ventilation system connected directly to the outside capable of providing five air changes per hour shall be provided. Such systems shall be connected directly outside, and the point of discharge shall be at least 3 feet (914 mm) from any opening that allows air entry into occupied portions of the building. Bathrooms that contain only a water closet, lavatory or combination thereof and similar rooms may be ventilated with an approved mechanical recirculating fan or similar device designed to remove odors from the air.

1203.1.4.1 Repair garage. Ventilation in the repair garage shall be in accordance with Subsection 406.6.3, as amended and adopted by the City.

1203.1.4.2 Enclosed parking garages. Ventilation in the enclosed parking garage shall be in accordance with Subsection 406.4.2, as amended and adopted by the City.

1203.4 Natural ventilation

Subsection 1203.4 and its subparts (Subsections 1203.4.1 through 1203.4.3) are deleted in their entirety.

1203.5 Other ventilation and exhaust systems

Subsection 1203.5 is deleted in its entirety.

1205.2.1 Adjoining spaces

A new Subsection 1205.2.1.1 is added, following the exception to Subsection 1205.2.1, to read as follows:

1205.2.1.1 Common wall openings. The common wall opening may be glazed with a transparent or translucent fenestration product.

1301.1.1 Criteria

Subsection 1301.1.1 is amended to read as follows:

1301.1.1 Criteria. Buildings shall be designed and constructed in accordance with the CABO 1992 Model Energy Code, and the Supplemental Document with amendments thereto, as adopted by Chapter 16.52 of the Las Vegas Municipal Code.

1503.4 Roof drainage

Two new Subsections 1503.4.2 and 1503.4.3 are added to read as follows:

1503.4.2 Roof drainage. Roof drainage water from a building shall not be allowed to drain to adjacent properties and shall not be allowed to accumulate adjacent to any building.

1503.4.3 Overflow drains and scuppers. Overflow scuppers having three times the size of the roof drains and having a minimum opening height of 4 inches (102 mm) may be installed in the adjacent parapet walls with the inlet flow line located 2 inches (51 mm) above the low point of the adjacent roof. If a scupper is used as a combination primary and overflow roof drain, it shall be four times the size of the primary roof drain.

Table 1607.1 MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS AND MINIMUM CONCENTRATED LIVE LOADS

Table 1607.1, Item 27 is amended to add another occupancy or use below "Residential, one- and-two-family dwellings" to read as follows:

OCCUPANCY OR USE	UNIFORM (psf)	CONCENTRATED (lbs.)
Habitable attics and sleeping areas	40	----

1607.2 Loads not specified

Subsection 1607.2 is amended to add a second paragraph to read as follows:

Where it can be determined in designing floors that the actual live load will be greater than the value shown in Table 1607.1, the actual live load shall be used in the design of such buildings or portions thereof. Special provisions shall be made for machine and apparatus loads.

1607.9.2 Alternate floor live load reduction

Subsection 1607.9.2 is amended to change the definition of A (area) for purposes of Equation 16-22 to read as follows:

A = Area of floor supported by the member, square feet (m²).

1612.3 Establishment of flood hazard areas

Subsection 1612.3 is amended to read as follows:

1612.3 Establishment of flood hazard areas. To establish flood hazard areas, the governing body shall adopt a flood hazard map and supporting data. The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management Agency in an engineering report entitled "The Flood Insurance Study for Clark County, Nevada, and Incorporated Areas," dated August 16, 1995, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be part of this section.

1614.1 Scope

Subsection 1614.1 is amended to add a new paragraph to Exception 1 to read as follows:

Subsection 1617.4 shall be used for equivalent lateral force procedure, and Subsection 1617.5 shall be used for simplified analysis procedure for seismic design of buildings.

1617.6.1.1 ASCE 7, Table 9.5.2.2

Subsection 1617.6.1.1 is amended to add an Item 5 to read as follows:

5. The Table 1617.6.2 entry for cantilevered column systems (Item 7A) shall apply.

1704.4 Concrete construction

Subsection 1704.4 and its Exception are amended to read as follows:

1704.4 Concrete construction. The special inspections and verifications for concrete construction shall be as required by this section and Table 1704.4.

Exception: Special Inspections shall not be required for:

1. Isolated spread or continuous concrete footings supporting walls of buildings three stories or less in height that are fully supported on earth or rock where:
 - 1.1. The footings are designed in accordance with Table 1805.4.2; or
 - 1.2. The structural design is based on a f'_c no greater than 2500 pounds per square inch (17.2 Mpa).
2. Nonstructural concrete slabs supported directly on the ground, including prestressed slabs on grade where the effective prestress in the concrete is less than 150 pounds per square inch (1.03 Mpa).
3. Concrete patios, driveways and sidewalks on grade.

1704.5 Masonry construction

Subsection 1704.5 is amended so that Item 2 of the Exception reads as follows:

2. Masonry fence or retaining walls less than 8'-0" in height or combined masonry fence and retaining walls less than 16'-0" in height, with the retaining wall portion less than 8'-0" in height. Wall height shall be measured from top of footing to top of wall. Walls shall be designed in accordance with Chapter 2 of ACI 530/ASCE 5/TMS 402 with allowable stresses for masonry reduced by one half.

1704.7 Soils

Subsection 1704.7 is amended so that its first paragraph (before the Exception) reads as follows:

The special inspections for existing site soil conditions, fill placement and load-bearing requirements shall follow Subsections 1704.7.1 through 1704.7.4.

A new Subsection 1704.7.4 is added to read as follows:

1704.7.4 Excavation. When required by the registered design professional or the building official, the special inspector shall verify that the exposed soils at the completion of the foundation excavation are in compliance with the recommendations of the approved soils report.

A new Subsection 1704.15 is added to read as follows:

1704.15 Amusement and transportation rides. Special inspection and testing are required during installation, construction, modification, repair, operational testing, and when required by the building official and manufacturer.

1802.1 General

Subsection 1802.1 is amended to add a new paragraph at the end to read as follows:

All projects that are exempted from the requirement for a geotechnical report under Subsection 1802.2 shall comply with Tables 1804.2 and 1904.3. Design values based on a Class 5 material and a severe sulfate exposure level shall be selected as default values.

1802.2 Where required

Subsection 1802.2 and its Exception are amended to read as follows:

1802.2 Where required. The owner or applicant shall submit a foundation and soils investigation (geotechnical report) to the building official where required in Subsections 1802.2.1 through 1802.2.7. Geotechnical reports shall be prepared by a registered design professional. Recommendations included in the report and approved by the building official shall be incorporated in the construction documents. Geotechnical reports shall be required for all projects that require new foundations.

Exception. At the option of the building official, the following projects may be exempted from submitting a geotechnical report:

1. Habitable remodels or additions to a dwelling unit with a footprint less than 600 square feet.
2. Storage, garage, agricultural, and similar use buildings, such as gazebos and playhouses, associated with a dwelling unit with a footprint less than 600 square feet.
3. Single story commercial structures less than 600 square feet.

4. Fences.
5. Manufactured homes, trailers, modular buildings, and pre-engineered carports.
6. Signs less than 50 feet in height.

1802.2.3 Ground-water table

Subsection 1802.2.3 is amended to delete its Exception without replacement.

1802.3.2 Expansive soils

Subsection 1802.3.2 is amended to add a new paragraph after Item 4 to read as follows:

Soils may be determined to be expansive or non-expansive by the preceding methods or the standard 60 pounds per square foot swell test. When the standard 60 pounds per square foot swell test is performed on any soil with a swell greater than 4 percent, it shall be considered expansive. When soils are determined to be expansive, special design consideration is required. In the event that expansive soil properties vary with depth, the variation shall be included in the engineering analysis of the expansive soil effect on the structure. The foundation design and special inspection for grading/foundations shall be based upon results obtained from the standard 60 pounds per square foot swell test. Refer to Subsection 1805.8 and Table 1805.8 for additional requirements.

1802.3 Soil classification

Subsection 1802.3 is amended to add a new Subsection 1802.3.3 to read as follows:

1802.3.3 Standard 60 pounds per square foot swell test. The swell test samples may be remolded to the in-place density required for the particular soil type as called for in the geotechnical report, or it may be an in situ undisturbed sample. The test samples shall be one inch thick and laterally confined by placing them in a retaining ring constructed in accordance with ASTM D-235. The swell test sample shall be oven dried at 60° C, and the sample shall be dried a minimum of eight (8) hours. The test sample shall be inundated with water and kept in a standard moisture condition until measurable swelling or vertical movement ceases. The swell test shall use a 60 pounds per square foot surcharge load. The balance of the swell test will be per ASTM D-2435. Swell test results shall be interpreted using Table 1805.8 or as permitted in Subsection 1805.8.

1802.4 Investigation

Subsection 1802.4 is amended to add a new Subsection 1802.4.2 to read as follows:

1802.4.2 Minimum exploration requirements. The minimum exploration requirements are as follows:

1. For areas less than or equal to one acre, a minimum of two explorations.
2. For areas greater than one acre, but less than five acres, a minimum of one exploration for the first acre and one for each additional two acres, or portion thereof.
3. For areas greater than or equal to five acres, but less than twenty acres, a minimum of three explorations plus one additional exploration for each three acres above five.
4. For areas greater than or equal to twenty acres, a minimum of eight explorations plus one additional exploration for each five acres or fraction thereof above twenty.

5. Building additions of less than 2,000 square feet shall require a minimum of one exploration.
6. For signs, towers, and monopoles whose locations are known and only that area of the site is to be developed, a minimum of one exploration at the location is required.
7. The minimum depth of the exploration shall be ten feet. Exploration depth shall be increased as necessary to evaluate the suitability of the material within the foundation's depth of influence as determined by the registered design professional. Should refusal be encountered the exploration can be terminated. However, at least three-fourths of the required explorations shall be to the minimum depth. The geotechnical report shall clearly state the criteria used to determine that refusal was met. When information regarding the final grades is made available, the registered design professional shall determine if the explorations originally documented in the geotechnical report meet the depth requirements.

1802.6 Reports

Subsection 1802.6 is deleted in its entirety and replaced with a new Subsection 1802.6 to read as follows:

1802.6 Reports. The soil classification and design load-bearing capacity shall be shown on the construction document. Where required by the building official, a written report of the investigation shall be submitted that shall include, but need not be limited to, the following information:

1. A plot showing the location of test borings and excavations. The plot shall be dimensioned and shall show the approximate location of all existing structures.
2. A complete record of the soil samples.
3. A record of the soil profile.
4. Depth of the water table, if encountered.
5. Recommendations for foundation type and design criteria, including but not limited to: bearing capacity of natural or compacted soil; provisions to mitigate the effects of expansive soils; mitigation of the effects of liquefaction, differential settlement, and varying soil strength; and the effects of adjacent loads. Provide provisions to mitigate the effects of collapsible soils, soluble soils, uncontrolled fill, chemical heave, and corrosive soils.
6. Expected total and differential settlement.
7. Pile and pier foundation information in accordance with Subsection 1808.2.2.
8. Special design and construction provisions for footings or foundations founded on expansive soils, as necessary.
9. Compacted fill material properties and testing in accordance with Subsection 1803.5. Provide provisions to mitigate the effects of collapsible soils, soluble soils, uncontrolled fill, chemical heave, and corrosive soils.
10. Soil classification by the Unified Soil Classification System. Backup data on tests performed in the soil classification shall be included.
11. Address, if applicable the possible impacts on adjoining properties and mitigating measures to be undertaken.
12. Suitability of onsite soils for use as fill material.
13. Provide grading requirements for onsite and import soils (where applicable) including, but not limited to, swell, solubility, and sulfates.
14. Geotechnical design considerations for drainage structures, as applicable.
15. Trenching or other special procedures for determining fault and fissure(s) locations. The potential for differential movement across a fault and fissuring should be evaluated.
16. Procedures for mitigation for geological hazards.
17. Erosion control requirements, as applicable.

18. Anticipated structural loads and type of proposed structure.
19. Site class per Table 1615.1.1.

1803.5 Compacted fill material

Subsection 1803.5 is amended to add Item 8, before the Exception, to read as follows:

8. A placement procedure for oversized material. The procedure shall include the following elements at a minimum:
 - 8.1 No rock or similar irreducible material with a maximum dimension greater than 12 inches shall be buried or placed in fills within five feet, measured vertically, from the bottom of the footing or lowest finished floor elevation, whichever is lower, within the building pad.
 - 8.2 Oversized fill material shall be placed so as to assure the filling of all voids with well-graded soil. Specific placement and inspection criteria shall be stated in the soils report.
 - 8.3 Continuous special inspections will be required during the placement of any oversized fill material.

1805.1 General

Subsection 1805.1 is amended to add a new Subsection 1805.1.1 to read as follows:

1805.1.1 Minimum distances to ground faulting.

1. The minimum set back for an occupied structure from a Holocene active fault shall be fifty (50) feet. The minimum setback for an essential facility or an R3 occupancy shall not be less than five (5) feet to any Quaternary active fault. A Holocene active fault is a fault with recognized activity within Holocene time (within the past 11,000 years). A Quaternary active fault is a fault with a recognized activity within Quaternary time (within the past 1.6 million years).
2. When the geotechnical report establishes that neither a fault nor a fault zone exists on the project, no fault-zone setback requirements will be imposed.
3. If through exploration, the fault location is defined, the fault, the no-build zone, or both, shall be clearly shown to scale on the grading, plot plan(s), and final map.
4. When the fault location is not fully defined by explorations but a no-build zone of potential fault impact is established by the soils report, no portion of the foundation system shall be constructed within that zone. The no-build zone shall be clearly shown to scale on the grading, plot plan(s), and final map.
5. For single lot, single-family residences, the fault location may be approximated by historical research as indicated in the soils report. A no-build zone of at least fifty (50) feet each side of the historically approximated fault edge shall be established. A no-build zone shall be clearly shown to scale on the grading, plot plan(s), and final map.

1805.5.2 Foundation wall materials

Subsection 1805.5.2 is amended to add Item 6 to read as follows:

6. Horizontal reinforcement shall be evenly distributed throughout the height of the wall, and be not less than one-third for concrete and one-sixth for masonry of that required for the vertical reinforcement. In masonry walls, masonry joint reinforcement may be used to meet this requirement.

1805.5.5.2 Seismic requirements for masonry foundation walls

Subsection 1805.5.5.2 is amended so that Items 1 and 2 read as follows:

1. For Seismic Design Category A, no additional seismic requirements shall apply.
2. For Seismic Design Categories B and C, a design based upon Tables 1805.2(2) through 1805.5(4) shall be used, subject to the seismic requirements of Section 2106.

1805.8 Design for expansive soils

Subsection 1805.8 is amended to add a new Table 1805.8 to read as follows:

**TABLE 1805.8
POST-TENSIONED SLAB CRITERIA**

Expansion	Percent Swell Under 60 psf surcharge	Minimum Design Values Ym (inches) for PT slabs		Minimum thickened edge or footing depth (inches)
		Edge Lift	Center Lift	
Low	0 to < 4	1/8 to 1/4	-----	12
Moderate	≥ 4 to < 8	1/4 to 1/2	1/8 to 3/8	12
High	≥ 8 to < 12	1/2 to 1	3/8 to 1	18
Critical 12	≥ 12 to < 16	See Note No. 12		24
Critical 16	≥ 16 to < 20	See Note No. 12		30
Critical 20+	20 or greater	See Note No. 12		36

Notes:

1. This Table is intended to address expansive soil. The presence of collapsible soil or other geologic conditions may require different design criteria.
2. Foundations shall be designed to meet design criteria of the Post-Tensioning Institute manual "Design and Construction of Post-Tensioned Slabs-On-Ground, Second Edition." Both edge lift and center lift conditions need to be evaluated.
3. Edge moisture variation distance (Em) shall be a minimum of 2.5 feet for edge lift and 4.75 feet for center lift.
4. C_Δ for prefabricated roof truss clear spans shall be 360 for center lift and 800 for edge lift.
5. Typical systems using stiffener beams may be equated to a flat slab of equivalent stiffness. Stiffening beams in post-tension designs shall be spaced no more than 15 feet apart or closer than 6 feet. Stiffener beam width shall not be less than 9 inches. Conventionally reinforced designs may also be used.
6. Modulus of elasticity of the soil (Es) shall be taken at 1000 psi unless tests indicate otherwise.
7. All concrete in the foundation system must be a minimum of 2500 psi and shall comply with Table

1904.3. Lean concrete shall not be permitted in slabs or beams.

8. The calculated differential deflection of the foundation slab shall not exceed the limitations of "Design and Construction of Post-Tensioned Slabs-on-Ground, Second Edition" nor ½ inch for edge lift.
9. Perimeter loading of slab (P) shall be limited to dead load.
10. Expansion (swell) test shall be performed in accordance with Subsection 1802.3.3.
11. Thickened edge embedment depth shall be measured from the top of the lowest adjacent final compacted subgrade to the bottom of the footing.
12. Specific recommendations from a geotechnical engineer are required. Design value (Ym) shall be a minimum of 1 inch if there is no specific recommendation from the geotechnical engineer.
13. Post-tensioned foundations constructed over stable soils, consisting primarily of sands and gravels, need not comply with Subsection 1805.8.

1805.8.2 Slab-on-ground foundations.

Subsection 1805.8.2 is amended to add a new paragraph before the exception, to read as follows:

The criteria for determining the expansive nature of soils are given in Subsection 1802.3.2. The minimum design criteria for post-tensioned slabs are defined in Table 1805.8.2. Where conventional slabs and foundations are used on expansive soils, the footing depth shall be equal to or greater than the thickened edge depth listed in Table 1805.8.2.

1910.4.3.1 Walls

Subsection 1910.4.3.1 is amended to delete the Exception in its entirety without replacement.

1911.2 Post-tension slab-on-ground provisions

A new Subsection 1911.2 is added to read as follows:

1911.2 Post-tension slab-on-ground provisions. Where post-tension slabs-on-ground are utilized, design shall be in accordance with PTI Design and Construction of Post-Tensioned Slabs-On-Ground. The design for expansive soils is specified in Subsection 1805.8.

2107.2 Modifications to ACI 530/ASCE 5/TMS 402

Subsection 2107.2 is amended to add three new Subsections 2107.2.7, 2107.2.8, and 2107.2.9 to read as follows:

2107.2.7 ACI 530/ASCE 5/TMS 402, Section 1.4, standards cited in this code. Modify ASCE 7-98 to ASCE 7-02.

2107.2.8 ACI 530/ASCE 5/TMS 402, Section 2.3.3.2.3. The design of walls with an h/t ratio larger than 30 shall be based on forces and moments determined from an analysis of the structure. Such analysis shall consider the influence of axial loads and variable moment of inertia on member stiffness and fixed-end moments, effect of deflections on moments and forces and the effects of duration of loads.

2107.2.9 ACI 530/ASCE 5/TMS 402, Section 2.3.6, Design assumptions. The working stress design procedure is based on working stresses and linear stress-strain distribution assumptions with all stresses

in the elastic range as follows:

1. Plane sections before bending remain plane after bending.
2. Stress is proportional to strain.
3. Masonry elements combine to form a homogenous member.
4. Masonry carries no tensile stress.
5. Reinforcement is completely surrounded by and bonded to masonry material so that they work together as a homogenous material within the range of allowable working stresses.

2111.15 Fireplaces within a dwelling unit

A new Subsection 2111.15 is added to read as follows:

2111.15 Fireplace within a dwelling unit. A gas or wood-burning fireplace within a dwelling unit shall comply with the 2003 International Residential Code.

2512.1.2 Weep screeds

A new Subsection 2512.1.2.1 is added to read as follows:

2512.1.2.1 Weep screed with stem walls. Where requirements of this code may impose a potential non-compliant weep screed clearance from earth or paved areas, a concrete or masonry stem wall designed for compliance with the required clearances shall be provided for these areas.

2702.2 Where required

A new Subsection 2702.2.20 is added to read as follows:

2702.2.20 Electric fire pumps. An emergency power supply shall be provided for electrical fire pumps that are not backed-up by a diesel driven fire pump. All wiring and transfer/switching equipment shall be in accordance with NFPA 20 and NFPA 70.

2902.1 Minimum number of fixtures

Table 2902.1 is amended to add a superscript letter (f) following the column heading for Water Closets to refer to a new footnote (f) below the table.

Table 2902.1 is further amended to add a new footnote (f) below the table to read:

f. Where urinals are provided, one water closet less than the number specified may be provided for each urinal installed, except the number of water closets in such cases shall not be reduced to less than one half of the minimum specified.

3002.4 Elevator car to accommodate ambulance stretcher

Subsection 3002.4 is amended to read as follows:

3002.4 Elevator car to accommodate ambulance stretcher. In buildings four stories in height or more, at least one elevator in each bank of elevators shall be provided for fire department emergency access to all floors. Each such elevator car shall be of such a size and arrangement to accommodate a 24-inch by 81-inch (610 mm by 2057 mm) ambulance stretcher in the horizontal, open position and shall be identified by the international symbol for emergency medical services (star of life). The symbol shall not be less than 3 inches (76 mm) high and shall be placed inside on both sides of the hoist way doorframe.

Note: A bank of elevators is a group of elevators or a single elevator controlled by a common operating system; that is, all those elevators that respond to a single call button constitute a bank of elevators.

3003.1.3 Two or more elevators

Subsection 3003.1.3 is amended to read as follows:

3003.1.3 Two or more elevators. Where two or more elevators are controlled by a common operating system, all elevators shall automatically transfer to standby power within 60 seconds after failure of normal power where the standby power source is of sufficient capacity to operate all elevators at the same time. Where the standby power source is not of sufficient capacity to operate all elevators at the same time, all elevators shall transfer to standby power in sequence, return to the designated landing and disconnect from the standby power source. After all elevators have been returned to the designated level, at least one elevator in each bank shall remain operable from the standby power source.

Note: A bank of elevators is a group of elevators or a single elevator controlled by a common operating system; that is, all those elevators that respond to a single call button constitute a bank of elevators.

SECTION 3109 SWIMMING POOL ENCLOSURES AND SAFETY DEVICES

Section 3109 is deleted in its entirety and replaced with a new Section 3109 to read as follows:

SECTION 3109 SWIMMING POOL ENCLOSURES AND SAFETY DEVICES.

See the 2003 Southern Nevada Pool Code.

3404.1 Where permitted

Subsection 3404.1, together with Subsections 3404.1.1 through 3404.1.4, are deleted and replaced with a new Subsection 3404.1, including an exception, and Subsection 3404.1.1 to read as follows:

3404.1 Number of exits. Every floor above the first story used for human occupancy shall have at least two separate exits. An exterior fire escape may not be used as one of the required exits unless specifically approved by the building official and fire chief.

Exception: In any occupied second story with an occupant load that does not require two (2) exits in accordance with Section 1014 and Table 1014.1, one exit is permitted.

3404.1.1 Existing fire escapes. Existing fire escapes shall be replaced with complying stairways during remodeling operations. Where such replacement is not feasible, the building official may consider alternative requirements.

3410.2 Applicability

Subsection 3410.2 is amended to read as follows:

3410.2 Applicability. Structures existing prior to the adoption of this code, in which there is work involving additions, alterations or changes of occupancy, shall be made to conform to the requirements of this section or the provisions of Sections 3403 through 3407. The provisions in Subsections 3410.2.1 through 3410.2.5 shall apply to the existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S and U. These provisions shall not apply to buildings with occupancies in Group H or I.

CHAPTER 35 REFERENCED STANDARDS

Chapter 35 is amended to add the following standards:

STANDARD REFERENCE NUMBER	REFERENCED IN CODE SECTION NUMBER
ASTM D-235	1802.3.3
ASTM D-2435	1802.3.3
ASTM 1586-99	Appendix J, Subsection J102.1
NFPA 20	2702.2.20
NFPA 70	2702.2.20

I102.1 General

Subsection I102.1 is amended by adding an Exception following the definition of "Patio Covers," to read as follows:

Exception: In the case of an attached patio cover that shares a common wall with the main structure, the existing common wall and the openings of the main structure shall not be removed or modified except in order to comply with structural requirements.

J101.3 Relationship to other provisions

A new Subsection J101.3 is added to read as follows:

J101.3 Relationship to other provisions. The provisions of this Chapter shall not be deemed to supersede or waive the requirements or other provisions of Title 20 of the Las Vegas Municipal Code. All such provisions should be applied to the extent possible. Any conflict shall be resolved in favor of applying the more restrictive requirement or provision, unless otherwise determined by the building official in consultation with officials charged with the administration of Title 20.

J102.1 Definitions

Subsection J102.1 is amended by amending the initial paragraph to read as follows:

For the purposes of this Appendix J and Chapters 18 and 19 of this code, as adopted by the City, the terms, phrases and words listed in this section and their derivatives shall have the indicated meanings.

Subsection J102.1 is further amended by adding the following definitions:

BUILDING PAD. The soil, cut or fill site, outlined by the area of the footprint of the building plus a minimum of 5 additional feet (1524 mm) to the exterior. This includes any type of foundation system for this structure.

CHEMICAL ANALYSIS. The use of chemical methods in soils analysis to determine the specific content of soluble salt.

FINAL GRADING REPORT. A grading report stamped and signed by a registered design professional certifying that the building pad was constructed in conformance with the recommendations set forth in the Geotechnical report. This report contains explicit information and data that verifies compliance with the Geotechnical report of record including any approved supplements or addenda.

GEOTECHNICAL REPORT (SOILS REPORT). Data and engineering recommendations resulting from site exploration which evaluates the soil conditions and general site characteristics and suitability of the site for the proposed construction. A registered design professional shall prepare the report.

PAD CERTIFICATION (OR RECERTIFICATION) REPORT. A report stamped and signed by a registered design professional certifying that the building pad currently is in conformance with the recommendations set forth in the Geotechnical report of records. This report contains explicit information and data that verifies compliance to the Geotechnical report of record including any approved supplements or addendums.

REFUSAL. Refusal while advancing an exploration is recognized as a Standard Penetration blow count, as defined by ASTM 1586-99, exceeding 100 blows per full lineal foot.

SPECIAL GEOTECHNICAL CONSIDERATION AREA. A portion of Clark County where additional Geotechnical investigation requirements may apply. These areas are identified on the most recent edition of the "Clark County Soil Guidelines Reference Map(s)" as published by Clark County.

J103.3 Hazards

Subsection J103 is amended by adding a new Subsection J103.3 to read as follows:

J103.3 Hazards. Whenever the building official determines that any existing excavation or embankment or fill on private property has become a hazard to life and limb, or endangers property, or adversely affects the safety, use or stability of a public way or drainage channel, the owner of the property upon which the excavation or fill is located, or other person or agent in control of said property, upon receipt of notice in writing from the building official, shall within the period specified therein repair or eliminate such excavation or embankment to eliminate the hazard and to be in conformance with the requirements of this

code.

J104.2 Site plan requirements

Subsection J104.2 is amended by adding a new sentence at the end to read as follows:

All grading plans shall be prepared, stamped and signed by a registered design professional.

J105.2 Special inspections

Subsection J105.2 is amended by adding a new Subsection J105.2.1, together with Subsections J105.2.1.1 through J105.2.1.4, to read as follows:

J105.2.1 Completion of work and final reports. Report submittal shall be in compliance with Subsection 1704.1.2.

J105.2.1.1 Final grading report. Upon completion of pad grading (or foundation construction) and prior to a footing or foundation inspection, a final grading report shall be provided by an approved agency. Grading (or foundation construction) shall be observed and tested by an approved agency. At the option of the building official, a pad certification report submitted in accordance with Subsection J105.2.1.2 may be accepted as an interim report prior to a footing or foundation inspection. A final grading report will then be required prior to receiving a final inspection. The final grading report itself will contain all applicable test data and analysis of the data. Specific project information is also required if there were any changes to the geotechnical report of record or unusual circumstances encountered during grading.

The report shall also include all the following information:

1. Compaction test results, requirements, locations, and depth of backfill at test locations.
2. Moisture density values and curves that include classifications for all soils used in the grading operation.
3. Description of structure or pad including the proposed use.
4. Grading plan showing approximate locations of tests, dates, and depths of over-excavation observations, original contours and finish pad elevations.
5. Swell and solubility test requirements and results. This information shall be provided if required by the geotechnical report of record, elsewhere in the code, or if imported soils were utilized.
6. Type of foundation system applicable to work being certified (i.e. spread footings, strip footings, combination footings, drilled shafts, etc.).
7. Import material used, source of import, and tests indicating compliance with the geotechnical report of record recommendations, and classification in relation to Table 1904.3.
8. A statement describing the process of pad grading. Where applicable, this shall include, but not be limited to, the minimum depth of over-excavation, blending operations, the use of import soils, nested aggregate, organics encountered, and removal of unsuitable soils.
9. The preceding requirements shall be presented for each pad or structure being certified.

The final grading report remains valid for a maximum of six months after the completion of grading. The six-month period begins at the first test date of the final test of the final lift of the structural pad. Once expired, a pad recertification report is required.

J105.2.1.2 Pad certification report. This letter/report is used as an interim document until a final grading report is completed (i.e., a final grading report for the entire project or a particular phase(s) of a project). The approved agency shall prepare this report signed by a registered design professional and certifying that the grading and earthwork are complete and substantially comply with the requirements of the geotechnical report of records including any approved supplements or addenda. Specific project information is also required if there were any changes to the geotechnical report of record or unusual circumstances encountered during grading.

J105.2.1.3 Finished floor elevation certificate. A Nevada Professional Land Surveyor shall certify the lowest habitable finished floor elevation to the elevation on the approved plans upon completion of the slab inspection and placement or the placement of the final construction form for the finished floor. All certifications required by this section shall be provided to and accepted by the building official prior to performance of any additional inspections. The minimum finished floor elevation shall comply with the approved plans and the allowable tolerance shall be minus (-) 0.0 feet to plus (+) 0.3 feet of the finished floor elevation detailed on the approved plans.

J105.2.1.4 Drainage compliance report. Upon completion of final grading, and prior to the final building inspection, a statement of compliance for drainage shall be provided by the registered design professional of record or the developer when approved by the building official. This report shall state that site conditions at the time of final construction provide positive drainage in compliance with approved drainage plan or the plot and grading plan. When engineered drainage features, facilities, or structures are required by the approved plans, the registered design professional of record shall verify that installed and constructed elements are in compliance with the approved plans. This includes site detention, lot-to-lot drainage, and drainage conveyance devices.

J105.2.1.5 Notification of noncompliance. If in the course of fulfilling their respective duties under this appendix, the registered design professional or approved agency finds that the work is not being done in conformance with this appendix or the approved plans, the discrepancies shall be immediately reported in writing to the contractor, the permittee, and to the building official.

J106.2 Excess excavations

Section J106 is amended by adding a new Subsection J106.2 to read as follows:

J106.2 Excess excavation. A disposal area must be designated prior to the issuance of a grading permit if off-site disposal of waste or excess excavation is anticipated. A grading permit and fill control may be required for the disposal area. Written permission from the owner of the designated disposal area shall be required.

J111 REFERENCED STANDARDS

Section J111 is amended to read as follows:

ASTM D 1557-00	Test Method for Laboratory Compaction Characteristics of Soil Using Modified Effort (56,000 ft-lb/ft).	J107.5
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J112 ADDITIONAL STANDARDS

Appendix J is amended by adding a new Section J112 to read as follows:

J112 ADDITIONAL STANDARDS

The following additional standards are adopted:

ASTM D1556 – In place Density of Soils by the Sand-Cone Method.

ASTM D2922 and D3017 – Density of Soils by Nuclear Methods and In-Place Moisture Content.

APPENDIX K FENCES, WALLS AND RETAINING WALLS

A new Appendix K is added to this code to read as follows:

APPENDIX K FENCES, WALLS AND RETAINING WALLS**SECTION K101 GENERAL**

K101.1 Prohibition. It shall be unlawful for any person, contractor, firm or corporation to erect, install, construct or replace any fence, wall or retaining wall contrary to the provisions of this code.

K101.2 Applicable regulations. All regulations and requirements of the Building Code and any amendments, deletions and additions thereto shall apply to the erection, installation or construction of any fence, wall or retaining wall except that which may be inconsistent with this chapter.

SECTION K102 DEFINITIONS

K102.1 General. For purposes of this appendix, certain terms are defined as follows:

CUT. See "Excavation."

EXCAVATION. The removal of earth material by artificial means, also referred to as a cut.

FENCE. A structure of temporary or semi-permanent material such as wrought iron, wire, wood, screen, vinyl, plastic, etc., that is erected for purposes of enclosure, division of property or decoration.

FILL. The deposition of earth materials by artificial means.

RETAINING WALL. Any wall that is used to resist the lateral displacement of earth or any other material with a difference in elevation of the material from one side to the other exceeding 24 inches (610 mm) in height.

WALL. A structure of stone, brick, masonry, concrete or other similar permanent material, raised to some height and erected for purposes of enclosure, division of property or decoration.

SECTION K103 PERMITS

K103.1 Permits required. No fence, wall or retaining wall regulated by this code shall be erected, constructed, enlarged, altered, repaired, moved, improved, converted or demolished unless a separate permit for each fence, wall or retaining wall is obtained from the building official.

K103.2 Separate permits required. A separate permit is required for each parcel of land upon which the fence, wall or retaining wall is to be located.

Exception: Only one permit is required for multiple fence(s), wall(s) or retaining wall(s) constructed along property lines in connection with the development of a subdivision, provided that a legal description of the property is submitted together with a dimensioned plot plan showing the exact location of the fence, wall or retaining wall and all other recorded lot and easement lines.

K103.3 Application for a fence, wall or retaining wall permit. To obtain a permit, the applicant shall first file an application on a form furnished by the jurisdiction for that purpose. The application shall include the following:

1. The name and address of the owner of the real property upon which the fence, wall or retaining wall is to be located.
2. The type of material to be used for construction of the fence, wall, or retaining wall.
3. The total length, height and square footage of each fence, wall or retaining wall.
4. The authorized agent to perform construction.
5. A dimensioned drawing that identifies the location of each fence, wall or retaining wall with respect to the property or lot lines, easements, streets, and other rights-of-way. Existing construction and drainage features shall be clearly identified on the drawings.
6. The location of all light standards, gas and water meters, and fire hydrants.
7. Other information deemed pertinent by the building official.

K103.4 Drawings and specifications. Drawings and specifications required for retaining walls shall be prepared by a registered design professional. The design shall be in accordance with the applicable chapters of this code. Drawings or specifications for fences and walls need not be submitted unless required by the building official. Drawings and specifications shall be submitted for retaining walls showing that the retaining wall is designed in accordance with this code.

SECTION K104 GENERAL REQUIREMENTS AND LIMITATIONS

K104.1 General. General requirements and limitations shall be as follows:

1. No fence, wall or retaining wall shall be placed within a right-of-way unless granted permission by the authority having jurisdiction.
2. The height and location of a fence, wall and or retaining wall shall comply with all zoning ordinances and regulations of the authority having jurisdiction.
3. Fences, walls or retaining walls shall not be constructed closer than 18 inches (457.2 mm) from any light standard, gas meter or water meter, and shall be in accordance with published standards of the department or agency having authority of utility easements, when located within a utility easement. Fences, walls or retaining walls shall not be constructed closer than 30 inches (762 mm) from the back or 36 inches (914.4 mm) from either side of a fire hydrant.

4. Special inspections, if required, shall be in accordance with Chapter 17.

K104.2 Required inspections. The following shall apply to special inspections under this appendix:

1. All footings shall be inspected to verify location to property line, structures, and compliance with the approved plans and permit.
2. Concrete foundations shall not be poured until footings have been inspected and approved by the building official.
3. No wall or retaining wall shall be grouted until the reinforcing required has been inspected and approved by the building official.
4. No retaining wall shall be backfilled until verification of the required damp-proofing and drainage has been inspected and approved by the building official.

K104.3 Natural drainage. No permits shall be issued for fences, walls or retaining walls, which would block any natural drainage channel.

K104.4 Prohibited materials. Walls, fences and retaining walls shall not be constructed of materials which impose a direct safety hazard, such as pointed posts, stakes or pickets, components intended for electrocution, embedded glass, nails, barbed or razor type wire, or other sharp cutting objects.

Exception: Manufactured barbed or razor wire may be used when its detailed use, location, and construction requirements are approved by the Planning Commission.

SECTION K105 IMPLEMENTATION

K105.1 Implementation. The building official is authorized to formulate procedural guidelines to be used in implementing this appendix.

CITY OF LAS VEGAS

**AMENDMENTS TO
2003 INTERNATIONAL RESIDENTIAL CODE**

PREFACE

This document comprises the Amendments to the 2003 International Residential Code as published by the International Code Council. The Amendments were developed by the City of Las Vegas to be adopted by reference. These Amendments are not to be considered part of a local government's building code unless they have been adopted by that local government. These Amendments are not intended to prevent the use of any material or method of construction not specifically prescribed herein, provided any alternate has been approved and its use authorized by the building official. This document is available to be adopted by any jurisdiction without permission or approval from the City of Las Vegas.

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NOTE: This Table of Contents is included for the sake of convenience, but is not officially part of the adopted Amendments. Efforts have been made to ensure completeness and accuracy of the Table of Contents, but its completeness and accuracy cannot be guaranteed.

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City of Las Vegas Amendments to the 2003 International Residential Code

CHAPTER 1 ADMINISTRATION

Chapter 1 is deleted in its entirety and replaced with a new Chapter 1 to read as follows:

CHAPTER 1 ADMINISTRATION

SECTION R101 GENERAL

R101.1 Title and Scope. These regulations shall be a part of, and may be referred to as the Building Code, as adopted by the City of Las Vegas (hereinafter referred to as "this code"). The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of detached one-and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories in height with a separate means of egress and their accessory structures.

Unless any such code has been specifically adopted by the City, any reference to an I-Code (international code), including without limitation the following, shall be deemed to refer to the equivalent code, if any, that has been adopted by the City:

- ICC Electrical Code
- International Energy Conservation Code
- International Existing Building Code
- International Fire Code
- International Fuel Gas Code
- International Mechanical Code
- ICC Performance Code
- International Plumbing Code
- International Private Sewer Disposal Code
- International Administrative Code
- International Urban-Wildland Interface Code
- International Zoning Code

Equivalent adopted versions include the:

- 2002 National Electrical Code
- 1992 Model Energy Code
- 2003 NFPA 1 Fire Code
- 2000 Uniform Mechanical Code
- 2000 Uniform Plumbing Code
- 1997 Uniform Administrative Code

(end of New Chapter 1)

SECTION R202 DEFINITIONS

Section R202 is amended by adding two new definitions to read as follows:

SLEEPING AREA. Any area that includes one or more sleeping rooms that are located on the same floor and are not separated by another habitable room, such as a living room, dining room, or kitchen (but not a bathroom, hallway or closet).

SLEEPING ROOM. Any bedroom or other room that is ordinarily used or intended to be used for sleeping purposes. The term is deemed to include any room that contains a closet and that provides for occupant privacy.

R301.1.2 Construction systems

Subsection R301.1.2 is amended by adding a new paragraph to read as follows:

All plain (unreinforced) concrete, plain (unreinforced) masonry, and rubble stone masonry construction is prohibited. All tables, figures and references for these unreinforced systems are deleted.

R301.1.3 Engineered design

Subsection R301.1.3 is amended to read as follows:

R301.1.3 Engineered design. When a building of otherwise conventional construction contains structural elements exceeding the limits of Section R301, or otherwise not conforming to this code, including applicability limits, the entire structure shall be designed in accordance with the provisions of the 2003 International Building Code. Engineered design in accordance with the 2003 International Building Code is permitted for all buildings and structures.

Table R301.2(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA

Table R301.2(1) is amended to read as follows:

**TABLE R301.2(1)
CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

GROUND SNOW LOAD	WIND SPEED ^e (mph)	SEISMIC DESIGN CATEGORY ^g	SUBJECT TO DAMAGE FROM				WINTER DESIGN TEMP ^f	ICE SHIELD UNDER- LAYMENT REQUIRED ^d	FLOOD HAZARDS ^b	AIR FREEZING INDEX ^j	MEAN ANNUAL TEMP ^k
			Weathering ^a	Frost line depth ^b	Termite ^c	Decay ^d					
0	90	D ₁	Negligible	12"	Moderate to Heavy	None to Slight	28°	No	*	35 (F°-days)	66.3F°

For SI: 1 pound per square foot = 0.0479 kN/m², 1 mile per hour = 1.609 km/h.

- a. Weathering may require a higher strength concrete or grade of masonry than necessary to satisfy the structural requirements of this code. The weather column shall be filled in with the weathering index (i.e., "negligible," "moderate" or "severe") for concrete as determined from the Weathering Probability Map [Figure R301,2(3)]. The grade of masonry units shall be determined from ASTM

C34, C55, C62, C73, C90, C128, C145, C216 or C652.

- b. The frost line depth may require deeper footings than indicated in Figure R403.1(1). The jurisdiction shall fill in the frost line depth column with the minimum depth of footing below finish grade.
 - c. The jurisdiction shall fill in this part of the table with "very heavy," "moderate to heavy," "slight to moderate," or "none to slight" in accordance with Figure R301.2(6) depending on whether there has been a history of local damage.
 - d. The jurisdiction shall fill in this part of the table with "moderate to severe," "slight to moderate," or "none to slight" in accordance with Figure R301.2(7) depending on whether there has been a history of local damage.
 - e. The jurisdiction shall fill in this part of the table with the wind speed from the basic wind speed map [Figure R301.2(4)]. Wind exposure category shall be determined on a site-specific basis in accordance with Subsection R301.2.1.4.
 - f. The outdoor design dry-bulb temperature shall be selected from the columns of 97-1/2 percent values for winter from Appendix D of the International Plumbing Code. Deviations from the Appendix D temperatures shall be permitted to reflect local climates or local weather experience as determined by the building official.
 - g. The jurisdiction shall fill in this part of the table with the Seismic Design Category determined from Subsection R301.2.2.1.
 - h. The jurisdiction shall fill in this part of the table with (a) the date of the jurisdiction's entry into the National Flood Insurance program (date of adoption of the first code or ordinance for management of flood hazard areas), (b) the date(s) of the currently effective FIRM and FBFM, or other flood hazard map adoption by the community, as may be amended.
 - i. In accordance with Subsections R905.2.7.1, R905.4.3, R905.5.3, R905.6.3, R905.7.3 and R905.8.3 for areas where the average daily temperature in January is 25° F (-4° C) or less, or where there has been a history of local damage from the effects of ice damming, the jurisdiction shall fill in this part of the table with "YES". Otherwise, the jurisdiction shall fill in this part of the table with "NO".
 - j. The jurisdiction shall fill in this part of the table with the 100-year return period air freezing index (BF-days) from Figure R403.3(2) or from the 100-year (99%) value on the National Climatic Data Center data table "Air Freezing Index-USA Method (Base 32° Fahrenheit)" at www.ncdc.noaa.gov/fpsf.htm.
 - k. The jurisdiction shall fill in this part of the table with the mean annual temperature from the National Climatic Data Center data table "Air Freezing Index-USA Method (Base 32° Fahrenheit)" at www.ncdc.noaa.gov/fpsf.htm.
- * h. August 16, 1995. "The Flood Insurance Study for Clark County, Nevada and Incorporated Areas", as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto.

R301.2.2.1 Determination of seismic design category

Subsection R301.2.2.1 is amended to read as follows:

R301.2.2.1 Determination of seismic design category. Buildings shall be assigned a Seismic Design Category of D₁.

R301.2.2.1.1 Alternate determination of seismic design category

Subsection R301.2.2.1.1 is amended to add an exception to read as follows:

Exception: Seismic design categories A and B shall not be permitted for wood or light gage steel construction. Seismic design categories A, B, and C shall not be permitted for any concrete or masonry construction.

R301.2.2.2.2 Irregular buildings

Subsection R301.2.2.2.2 is amended so that the first paragraph, before Items 1 through 7, reads as follows:

R301.2.2.2.2 Irregular buildings. Concrete construction complying with Section R611 or R612 and conventional light-frame construction shall not be used in irregular structures in Seismic Design Categories C, D₁, and D₂. Such irregular structures shall be designed in accordance with the provisions of the International Building Code. A building shall be considered to be irregular when one or more of the following conditions occur:

R301.3 Story height

Subsection R301.3 is amended so that Items 1, 2, and 3 thereof read as follows:

1. For wood wall framing, the laterally unsupported bearing wall stud height permitted by Table R602.3(5) plus a height of floor framing not to exceed 16 inches, except that the height of floor framing may exceed 16 inches, up to a maximum of 24 inches, if the braced wall length required by Table R602.10.1 is multiplied by 1.05.

Exception: For wood framed wall buildings with bracing in accordance with Table R602.10.1, the wall stud clear height used to determine the maximum permitted story height may be increased to 12 feet without requiring an engineered design for the building wind and seismic force resisting systems provided that the length of bracing required by Table R602.10.1 is increased by multiplying by a factor of 1.20. Wall studs are still subject to the requirements of this section.

2. For steel wall framing, a stud height of 10 feet, plus a height of floor framing not to exceed 16 inches. Where floor height is between 16 inches and 24 inches, the minimum percentage of full height structural sheathing shall be multiplied by 1.05.
3. For masonry walls, a maximum bearing wall clear height of 12 feet plus a height of floor framing not to exceed 24 inches.

Table R301.5 MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS

Table R301.5 is amended by amending the live load figure for sleeping rooms, so that the row pertaining to that use reads as follows:

USE	LIVE LOAD
Sleeping rooms	40

Table R301.5 is further amended by adding a new Note "g" to read as follows:

- g. Where it can be determined in designing floor that the actual live load will be greater than the value

shown in Table R301.5, the actual live load shall be used in the design of such buildings or portions thereof. Special provisions shall be made for machine and apparatus loads.

R301.6 Roofload

Subsection R301.6 is amended to read as follows:

R301.6 Roof load. Roof shall be designed for the live load indicated in Table R301.6 or the snow load indicated in Table R301.2(1), whichever is greater. Roof live loads in accordance with Subsection 1607.11 of the 2003 International Building Code may be used in place of the loads in Table R301.6.

R303.6.1 Light activation

Subsection R303.6.1, including its Exception, is deleted and replaced with the following Subsection R303.6.1 and exceptions to read as follows:

R303.6.1 Light activation. The control for the activation of the required interior and exterior stairway lighting shall be accessible at the top and bottom of each stairway without traversing any steps. The illumination of exterior stairways shall be controlled from outside the dwelling unit and adjacent to the exterior stairway. Additional control may be located inside the dwelling unit.

Exceptions:

1. Lights that are continuously illuminated or automatically controlled.
2. Interior stairways with five risers or less.

Figure R307.2 MINIMUM FIXTURE CLEARANCES

Figure R307.2 is deleted in its entirety without replacement.

R311.5.3 Stair treads and risers

Subsection R311.5.3.1 is amended to read as follows:

R311.5.3.1 Riser height. The maximum riser height shall be 8 inches (203 mm). The riser shall be measured vertically between leading edges of the adjacent treads. The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm).

Subsection R311.5.3.2 is amended to read as follows:

R311.5.3.2 Tread depth. The minimum tread depth shall be 9 inches (229 mm). The tread depth shall be measured horizontally between the vertical planes of the foremost projection of adjacent treads and at a right angle to the tread's leading edge. The greatest tread depth within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5mm). Winder treads shall have a minimum tread depth of 9 inches (229 mm) measured as above at a point 12 inches (305 mm) from the side where the treads are narrower. Winder treads shall have a minimum tread depth of 6 inches (152 mm) at any point. Within any flight of stairs, the greatest winder tread depth at the 12 inch (305 mm) walk line shall not exceed the smallest by more than 3/ 8 inch (9.5 mm).

R323.2.3 Foundation design and construction

Subsection R323.2.3 is amended to read as follows:

R323.2.3 Foundation design and construction. Foundation walls for all buildings and structures erected in flood hazard areas shall meet the requirements of Chapter 4.

Exception: Unless designed in accordance with Section 404, the unsupported height of 8 inches (203 mm) reinforced masonry walls shall be no greater than 8 feet (2438 mm). For purposes of this exception, unsupported height is the distance from the finished grade of the under-floor space and the top of the wall.

R401.4 Soil tests

Subsection R401.4 is amended to read as follows:

R401.4 Soils tests. A soils test (geotechnical report) shall be required for all projects that require new foundations. The geotechnical report shall be prepared by a registered design professional. Recommendations included in the report and approved by the building official shall be incorporated in the construction documents. Minimum explorations shall conform to Subsection 1802.4.2 of the 2003 International Building Code (IBC), as adopted by the City. Information contained in the geotechnical report shall conform to Subsection 1802.6 of the 2003 IBC, as adopted by the City.

Exception: At the option of the building official, habitable remodels or additions to a dwelling unit with a footprint less than 600 square feet may be exempted from submitting a geotechnical report.

R402.2 Concrete

Subsection R402.2 is deleted in its entirety and replaced with a new Subsection R402.2 to read as follows:

R402.2 Concrete. Concrete shall have a minimum specified compressive strength of 4500 psi with Type V cement and a maximum water-cementitious materials ratio, by weight, normal-weight aggregate concrete of 0.45.

Exception: The concrete strength shall be 2500 psi minimum with Type V cement if the geotechnical report classifies the sulfate exposure as negligible and is accepted by the building official.

Figure R403.1(1) CONCRETE AND MASONRY FOUNDATION DETAILS

Figure R403.1(1) is amended to delete each reference to 3.5 inches as the minimum slab thickness and replace it with a 4.0 inch minimum slab thickness.

R403.1.1 Minimum size

Subsection R403.1.1 is amended to read as follows:

R403.1.1 Minimum size. Minimum sizes for concrete and masonry footings shall be as set forth in Table R403.1 and Figure R403.1(1). The footing width, W, shall be based on the load-bearing value of the soil

in accordance with Table R401.4.1. Spread footings shall be at least 12 inches (305 mm) in thickness, or as required for development of reinforcement in tension or compression. Footing projections, P, shall be at least 2 inches (51 mm) and shall not exceed the thickness of the footing. The size of footings supporting piers and columns shall be based on the tributary load and allowable soil pressure in accordance with Table R401.4.1. Footings for wood foundations shall be in accordance with the details set forth in Subsection R403.2, and Figures R403.1(2) and R403.1(3).

R403.1.3 Seismic reinforcing

Subsection 403.1.3 is amended to delete the entire Exception with no replacement.

R403.1.3.2 Slabs-on-ground with turned-down footings

Subsection 403.1.3.2 is amended to delete the entire Exception with no replacement.

R403.1.6 Foundation anchorage

Subsection 403.1.6 is amended to delete the second paragraph (but not the Exception) and replace it with a paragraph to read as follows:

The wood sole plate at the exterior walls on monolithic slabs and wood sill plate shall be anchored to the foundation with anchor bolts spaced a maximum of 4 feet (1219 mm) on center. There shall be a minimum of two bolts per plate section with one bolt located not more than 12 inches (305 mm) or less than seven bolt diameters from each end of the plate section. In Seismic Design Categories C, D₁ and D₂, anchor bolts shall also be spaced at 4 feet (1219 mm) on center and located within 12 inches (305 mm) from the ends of each plate section at interior braced wall lines when required by Subsection R602.10.9 to be supported on a continuous foundation. Bolts shall be at least ½ inch (12.7 mm) in diameter and shall extend a minimum of 7 inches (178 mm) into masonry or concrete. Interior bearing wall sole plates on monolithic slab foundations shall be positively anchored with approved fasteners. A nut and washer shall be tightened on each bolt to the plate. Sills and sole plates shall be protected against decay and termites where required by Section R318 and R319. Cold-formed steel framing systems shall be fastened to the wood sill plates or anchored directly to the foundation as required in Subsections R505.3.1 or R603.1.1.

R404.1.1 Masonry foundation walls

Subsection R404.1.1 is amended to read as follows:

R404.1.1 Masonry foundation walls. Concrete masonry and clay masonry foundation walls shall be constructed as set forth in Tables R404.1.1(2), R404.1.1(3) and R404.1.1(4) and shall also comply with the provisions of this section and the applicable provisions of Sections R606, R607, and R608. In Seismic Design Categories D₁ and D₂, concrete masonry and clay masonry foundation walls shall comply with Subsection R404.1.4. Rubble stone masonry foundation walls shall be constructed in accordance with Subsections R404.1.8 and R606.2.2. Rubble stone masonry walls shall not be used in Seismic Design Categories D₁ and D₂.

R404.1.2 Concrete foundation walls

Subsection R404.1.2 is amended to read as follows:

R404.1.2 Concrete foundation walls. Concrete foundation walls shall be constructed as set forth in Tables R404.1.1(2), R404.1.1(3) and R404.1.1(4), and shall also comply with the provisions of this section and the applicable provisions of Subsection R402.2. Seismic Design Categories D₁ and D₂, concrete foundation walls shall comply with Subsection R404.1.4.

R404.1.4 Seismic Design Categories D₁ and D₂

Subsection R404.1.4 is amended to delete in its entirety the second paragraph (following Items 1 through 5) and to replace it with a new paragraph to read as follows:

Vertical reinforcement for masonry stem walls shall be tied to the horizontal reinforcement in the footings. Masonry stem walls located in Seismic Design Categories D₁ and D₂ shall have a minimum vertical reinforcement of one No. 4 bar to match wall reinforcing, located a maximum of 4 feet (1220 mm) on center in grouted cells.

R404.1.5.1 Pier and curtain wall foundations

Subsection R404.1.5.1 is amended so that Item 2 thereof reads as follows:

2. The minimum actual thickness of a load-bearing masonry wall shall not be less than 8 inches (203 mm) nominal or 7-5/8 inches (194 mm) actual thickness, and shall be bonded integrally with piers spaced in accordance with Subsection R606.8.

SECTION R502 WOOD FLOOR FRAMING

Section R502 is amended by adding at the beginning, before Subsection R502.1, a new paragraph to read as follows:

Applicability limits. The provisions of this Section R502 shall control the construction of wood roof framing for buildings not greater than 60 feet (18288 mm) in length perpendicular to the joist, rafter or truss span, and not greater than 36 feet (10973 mm) in width parallel to the joist span or truss.

R502.3 Allowable joist spans

Subsections R502.3.1 and R502.3.2 are deleted in their entirety and replaced with new Subsections R502.3.1 and R502.3.2 to read as follows:

R502.3.1 Attic joists. Table R502.3.1(1) shall be utilized to determine the maximum allowable span of floor joists that support attics that are accessed by means of a fixed stairway provided that the design live load does not exceed 30 psf (1.44 kN/m²) and the design dead load does not exceed 10 psf (0.48 kN/m²). The allowable span of ceiling joists that support attics utilized for limited storage or not storage shall be determined in accordance with Subsection R802.4.

R502.3.2 Other floor joists. Table R502.3.1(2) shall be utilized to determine the maximum allowable span of floor joists that support all areas of the building, other than attics, provided that the design live load does not exceed 40 psf (1.92 kN/m²) and the design dead load does not exceed 10 psf (0.48 kN/m²).

R502.6.2 Joist framing

Subsection R502.6.2 is amended to read as follows:

R502.6.2 Joist framing. Joists framing into the side of a wood girder shall be supported by approved framing anchors.

R502.10 Framing of openings

Subsection R502.10 is amended to read as follows:

R502.10 Framing of openings. Openings in floor framing shall be framed with a header and trimmer joists. When the header joist span does not exceed 4 feet (1219 mm), the header joist may be a single member the same size as the floor joist. Single trimmer joists may be used to carry a single header joist that is located within 3 feet (914 mm) of the trimmer joist bearing. When the header joist span exceeds 4 feet (1219 mm), the trimmer joists and the header joist shall be doubled and of sufficient cross section to support the floor joists framing into the header. Approved hangers shall be used for the header joist to trimmer joist connections when the header joist span exceeds 6 feet (1829 mm). Tail joists over 12 feet (3658 mm) long shall be supported at the header by framing anchors.

R502.11.4 Truss design drawings

Subsection R502.11.4 is amended so that the first paragraph (before Items 1-12) reads as follows:

R502.11.4 Truss design drawings. Truss design drawings, prepared in compliance with Subsection R502.11.1, shall be provided to the building official and approved prior to fabrication. Truss design drawing shall be provided with the shipment of trusses delivered to the job site. Truss design drawings shall include, at a minimum, the information specified below:

(Items 1-12 remain unchanged)

R503.3.2 Floor underlayment

Subsection R503.3.2 is amended to read as follows:

R503.3.2 Floor underlayment. Particleboard floor underlayment shall conform to Type PBU and shall not be less than 5/16 inch (7.94 mm) in thickness.

SECTION R602 WOOD WALL FRAMING

Section R602 is amended by adding at the beginning, before Subsection R602.1, a new paragraph to read as follows:

Applicability limits. The provisions of this Section R602 shall control the construction of exterior wood wall framing and interior bearing wood wall framing for buildings not greater than 60 feet (18288 mm) in length perpendicular to the joist, rafter or truss span, and not greater than 36 feet (10973 mm) in width parallel to the joist span or truss.

Table R602.3(5) SIZE, HEIGHT AND SPACING OF WOOD STUDS

Table R602.3(5) is amended by deleting in its entirety, and substituting therefore a new Table R602.3(5) to read as follows:

**TABLE R602.3(5)
SIZE, HEIGHT AND SPACING OF WOOD STUDS^a
FOR BUILDINGS 36 FEET WIDE OR LESS**

STUD SIZE (inches)	INTERIOR BEARING WALLS					INTERIOR NON-BEARING WALLS		EXTERIOR NON- BEARING WALLS ^d	
	Laterally unsupported stud height (feet) ^a	Maximum spacing when supporting roof and ceiling only (inches) ^b	Maximum spacing when supporting one floor, roof, and ceiling (inches) ^b	Maximum spacing when supporting two floors, roof, and ceiling (inches) ^b	Maximum spacing when supporting one floor only (inches) ^b	Laterally unsupported stud height (feet) ^a	Maximum spacing (inches)	Laterally unsupported stud height (feet) ^a	Maximum spacing (inches)
2 x 4	10	12	8	8	16	14	12	14	12 ^c
2 x 6	10	24	24	24	24	20	16	20	16 ^c

- a. Listed heights are distances between points of lateral support placed perpendicular to the plane of the wall. Increases in unsupported height are permitted where justified by analysis.
- b. Roof tributary = 18 ft, floor tributary = 10 ft.
- c. The on-center spacing for studs located within 3 ft. of building exterior corners shall be reduced to the next smaller spacing.
- d. 1 ft of floor tributary and 3 ft of roof tributary included.

TABLE R602.3.1 MAXIMUM ALLOWABLE LENGTH OF WOOD WALL STUDS...

Table R602.3.1 is deleted in its entirety, and replaced with a new Table R602.3.1 to read as follows:

TABLE R602.3.1
MAXIMUM ALLOWABLE LENGTH OF WOOD WALL STUDS EXPOSED TO
WIND SPEED OF 90 MPH OR LESS IN SEISMIC DESIGN CATEGORIES A, B, C and D^{b,c}

HEIGHT (feet)	ON-CENTER SPACING (inches)			
	24	16	12	8
Supporting a roof only; roof tributary = 18 ft., plus up to 2' eave				
8	2x6	2x4	2x4	2x4
9	2x6	2x4	2x4	2x4
10	2x6	2x6	2x4	2x4
12	2x6	2x6	2x4	2x4
14	2x6	2x6	2x6	2x4
16	NA ^a	2x6	2x6	2x6
18	NA ^a	2x6	2x6	2x6
20	NA ^a	NA ^a	2x6	2x6
22	NA ^a	NA ^a	2x6 ^c	2x6
24	NA ^a	NA ^a	NA ^a	NA ^a
Supporting one floor and a roof; roof tributary = 18 ft., plus up to 2' eave, and floor tributary = 10 ft.				
8	2x6	2x6	2x4	2x4
9	2x6	2x6	2x4 ^c	2x4
10	2x6	2x6	2x6	2x4
12	2x6	2x6	2x6	2x4
14	NA ^a	2x6	2x6	2x6
16	NA ^a	2x6 ^c	2x6	2x6
18	NA ^a	NA ^a	2x6	2x6
20	NA ^a	NA ^a	NA ^a	2x6
22	NA ^a	NA ^a	NA ^a	2x6
24	NA ^a	NA ^a	NA ^a	NA ^a
Supporting two floors and a roof; roof tributary = 18 ft., plus up to 2' eave, and floor tributary = 10 ft.				
8	2x6	2x6	2x4	2x4
9	2x6	2x6	2x6	2x4
10	2x6	2x6	2x6	2x4 ^c
12	NA ^a	2x6	2x6	2x6
14	NA ^a	2x6	2x6	2x6
16	NA ^a	NA ^a	2x6	2x6
18	NA ^a	NA ^a	NA ^a	2x6
20	NA ^a	NA ^a	NA ^a	2x6
22	NA ^a	NA ^a	NA ^a	NA ^a
24	NA ^a	NA ^a	NA ^a	NA ^a

For SI : 1 inch = 25.4 mm, 1 foot = 304.8 mm, 1 pound per square foot = 0.0479 KN/m², 1 pound square inch = 6.895 kpa, 1 mile per hour = 1.609 km/h

- a. Design required.
- b. Eaves are not greater than 2', live load not exceeding 20 psf, snow load not exceeding 20 psf, 2x4 studs 10' or less shall be Douglas Fir stud grade or better, 2x4 studs greater than 10' shall be Douglas Fir No.2 or better, 2x6 studs shall be Douglas Fir No.2 or better. Where the conditions are not within these parameters, design is required.
- c. The on-center spacing for studs located within 3' of building exterior corners shall be reduced to next smaller spacing.

R602.3.2 Top plate

Subsection R602.3.2 is amended so that the Exception reads as follows:

Exception: A single top plate may be installed in an interior non-bearing, non-braced (shear) stud wall, provided the plate is adequately tied at joints, corners and intersecting walls by a minimum 3-inch-by-6-inch by a 0.036-inch-thick (77 mm by 152 mm by 0.914 mm) galvanized steel plate that is nailed to each wall or segment of wall by six 8d nails on each side, provided the rafters or joists are centered over the studs with a tolerance of no more than 1 inch (25.4 mm). The top plate may be omitted over lintels that are adequately tied to adjacent wall sections with steel plates or equivalent as previously described.

R602.10.3 Braced wall panel construction methods

Subsection R602.10.3 is amended to delete bracing methods # 1, #2, #6, and #8 without replacement, and to add, following the Exception, a new paragraph to read as follows:

Regardless of which bracing method is used in this Subsection R602.10.3, a minimum of two anchor bolts shall be installed in each panel. Anchor bolts shall be placed within 12 inches of the ends of braced wall panels and evenly spaced at 24" o.c. maximum between ends of the braced walls for one-story structures and 16" o.c. maximum between ends of braced wall for all two-story and three-story structures. All braced walls shall have a minimum of two (2) studs at each end.

A new Subsection R602.10.3.1 is added to read as follows:

R602.10.3.1 Braced wall anchorage. Braced wall anchorage shall be in accordance with Table R602.10.3 and Figure R602.10.3.1. Braced walls that are not stacked shall be strapped or tied down with devices having a minimum capacity as shown in the table for the story at which the wall occurs.

The required braced wall panel tie-down device capacity shall be 1600 pounds for each story having a braced wall panel and shall be additive for stacked braced wall panels.

Subsection R602.10.3 is amended further to add a new Table R602.10.3 and a new Figure R602.10.3.1, to read as follows:

TABLE R602.10.3
CAPACITY OF TIE-DOWN DEVICES AT BRACED WALL PANEL ENDS OF
SINGLE-STORY AND STACKED BRACED WALLS^{a,b}

BUILDING HEIGHT →	ONE-STORY	TWO-STORY	THREE-STORY
Third Story	—	—	1600 lbs
Second Story	—	1600 lbs	3200 lbs
First Story	1600 lbs	3200 lbs	4800 lbs

- a. Braced walls that are not stacked shall be strapped or tied down with devices having a minimum capacity, as shown in the Table, for the story at which the wall occurs.
- b. The required braced wall panel tie-down device capacity shall be 1600 pounds for each story having a braced wall panel and shall be additive for stacked braced wall panels.

Figure R602.10.3.1: See page 13a.

R602.10.6 Alternate braced wall panels

Subsection R602.10.6 is amended to read as follows:

R602.10.6 Alternate braced wall panels in one- and two-story buildings. Alternate braced wall lines constructed in accordance with one of the following provisions shall be permitted to replace each 4 feet (1219 mm) of braced wall panel as required by Subsection R602.10.4:

1. In one-story buildings, each panel shall have a length of not less than 4 feet (1216 mm) and a height of not more than 10 feet (3048 mm). Each panel shall be sheathed on one face with 3/8-inch-minimum-thickness (9.5 mm) wood structural panel sheathing nailed with 8d common or galvanized box nails in accordance with Table R602.3(1) and blocked at all wood structural panel sheathing edges. Two anchor bolts installed in accordance with Figure R403.1(1) shall be provided in each panel. Anchor bolts shall be placed at panel quarter points. Each panel end stud shall have a tie-down device fastened to the foundation, capable of providing an uplift capacity of at least 2,800 pounds (1270 kg). The tie-down device shall be installed in accordance with the manufacturer's recommendations. The panels shall be supported directly on a foundation or on floor framing supported directly on a foundation which is continuous across the entire length of the braced wall line. This foundation shall be reinforced with not less than one No. 4 bar top and bottom. When the continuous foundation is required to have a depth greater than 12 inches (305 mm), a minimum 12-inch-by-12-inch (305 mm by 305 mm) continuous footing or turned down slab edge is permitted at door openings in the braced wall line. This continuous footing or turned down slab edge shall be reinforced with not less than one No. 4 bar top and bottom. This reinforcement shall be lapped 15 inches (381 mm) with the reinforcement required in the continuous foundation located directly under the braced wall line.

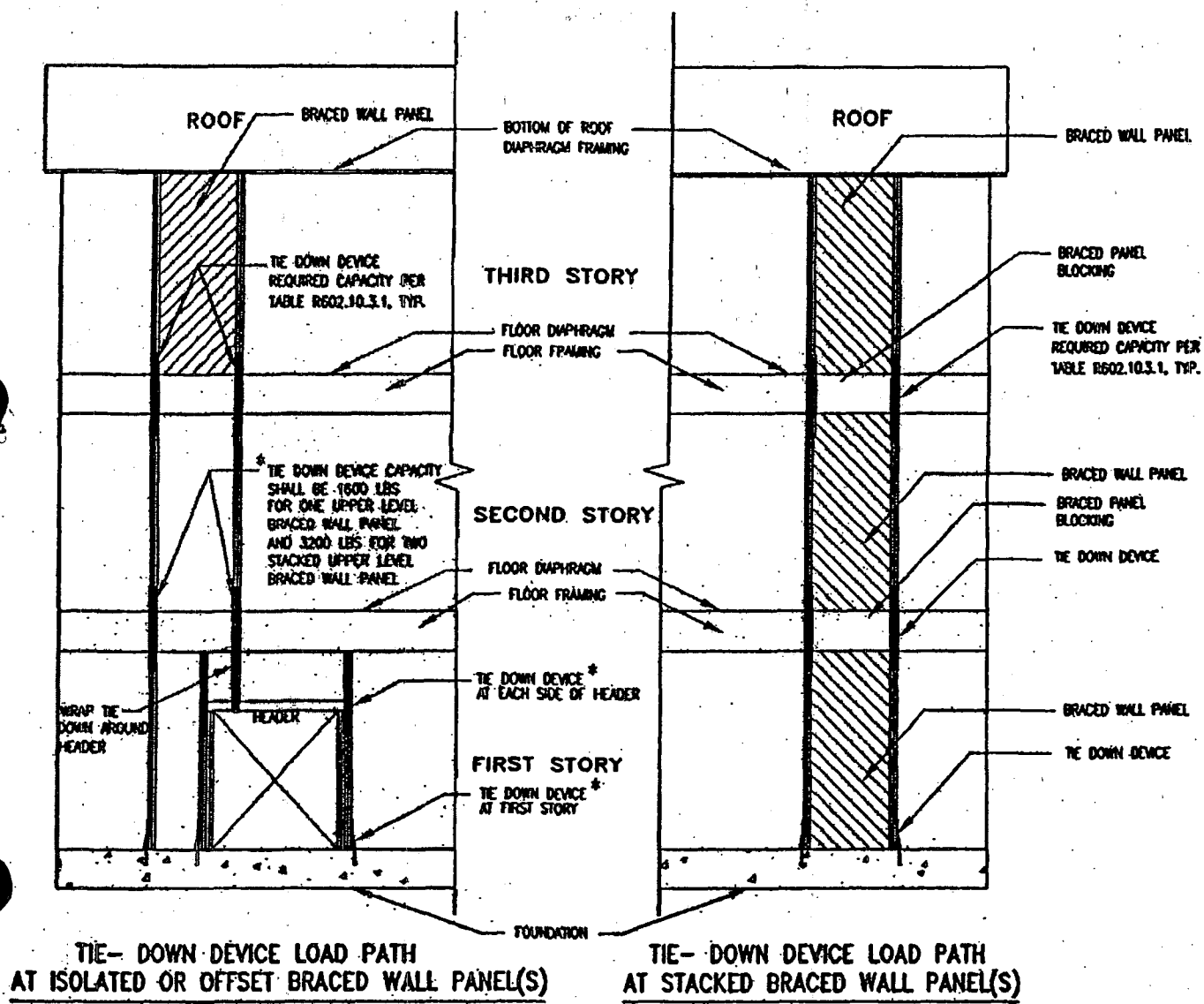


FIGURE R602.10.3.1

2. In the first story of two-story buildings, each braced wall panel shall be in accordance with Item 1 above, except that the wood structural panel sheathing shall be provided on both faces, sheathing edge nailing spacing shall not exceed four inches on center for the first-story and the roof, at least three anchor bolts shall be placed at one-fifth points, and tie-down device uplift capacity shall not be less than 5,000 pounds (2268 kg).

R602.10.11 Bracing in Seismic Design Categories D₁ and D₂

Subsection R602.10.11 is amended so that the first Exception reads as follows:

Exception: In one- and two-story buildings, spacing between braced wall lines shall not exceed 35 feet (10363 mm) on center in order to accommodate one single room not exceeding 900 square feet (83.61 m²) in each dwelling unit. The length of wall bracing in braced wall lines spaced greater or less than 25 feet (7620 mm) apart shall be the length required by Table R602.10.1 multiplied by the appropriate adjustment factor from Table R602.10.11.

Exterior braced wall lines shall have a braced wall panel located at each end of the braced wall line.

R602.10.11.2 Sheathing attachment

Subsection R602.10.11.2 is amended to read as follows:

R602.10.11.2 Sheathing attachment. Adhesive attachment of wall sheathing without the use of fasteners, screws or nails, shall not be permitted in Seismic Design Categories C, D₁ and D₂.

Figure R603.3.1(2) WALL TO WOOD SILL CONNECTION

Figure R603.3.1(2) is amended to add a note to read as follows:

Note: Steel track may be attached without wood sill plate provided that a vapor barrier is installed between the concrete and the track.

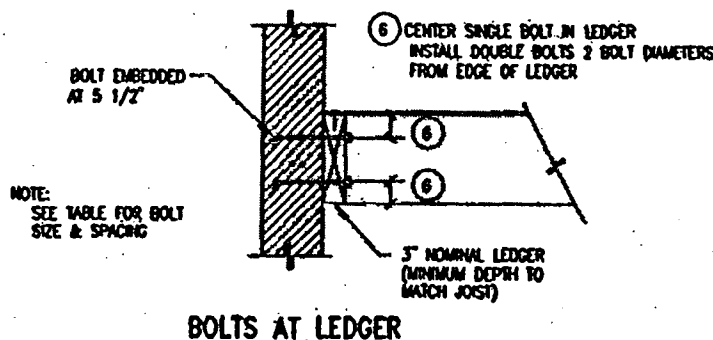
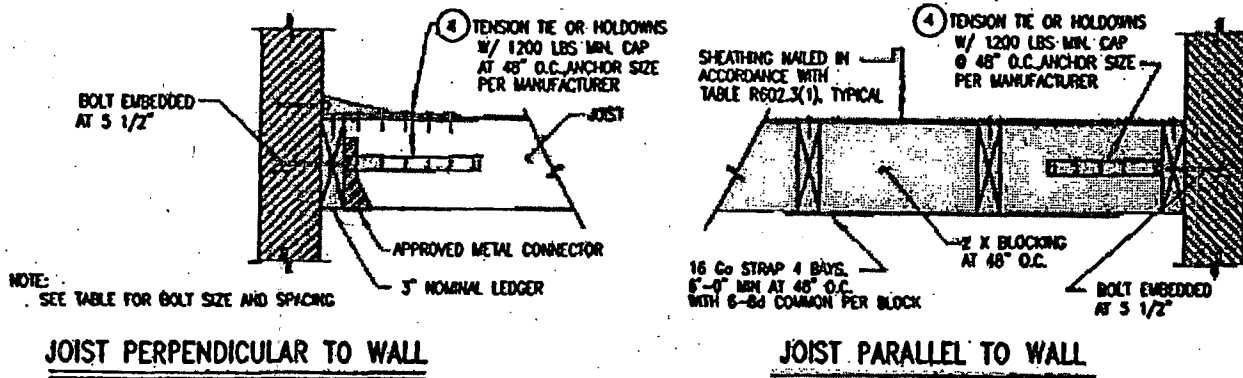
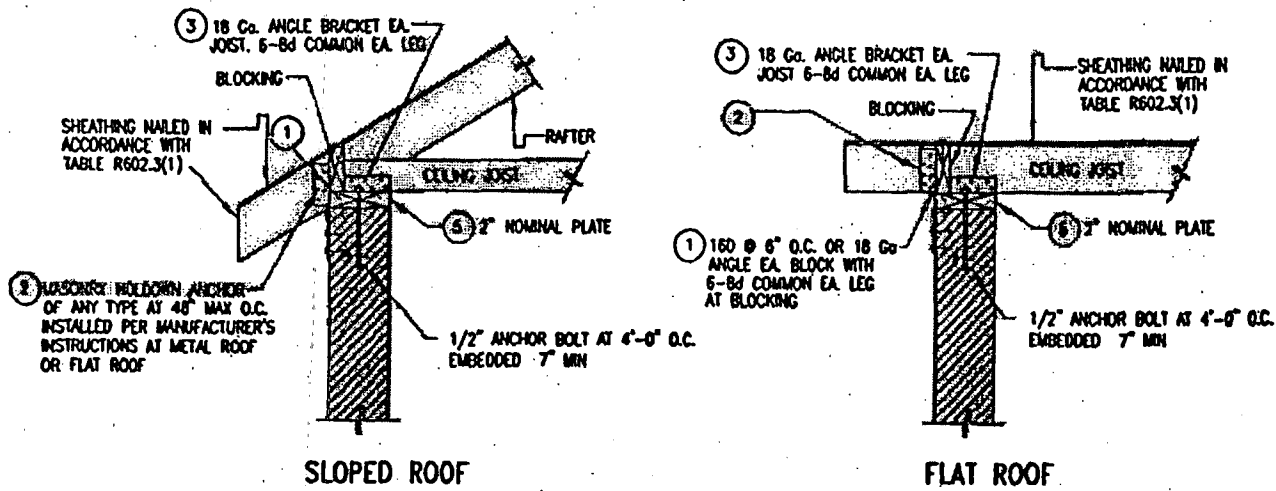
R606.8.2.1 Roof structures

Subsection R606.8.2.1 is amended to read as follows:

R606.8.2.1 Roof structures. Masonry walls shall be anchored to roof structures with metal strap anchors spaced at 4'0", maximum, and installed in accordance with the manufacturer's instructions; with ½-inch (12.7 mm) bolts spaced not more than 4'0" (1220 mm) on center with 18-gauge angle brackets at each joist; or other anchors approved by the building official. Anchors shall be embedded at least 6 inches (152 mm) into the masonry and shall be hooked or end with a bolt head or nut. Sill plate at roof structures on the masonry wall shall be of 2x framing with a minimum width of the wall width minus 5/8 inch (16 mm) with ½" anchor bolts installed as noted above. Bond beam at the top of the masonry wall shall be a minimum of 16 inches (203 mm) deep with one #5 reinforcing bar.

Figure R606.10(1) ANCHORAGE REQUIREMENTS FOR MASONRY WALLS LOCATED IN SEISMIC DESIGN CATEGORY A, B OR C AND WHERE WIND LOADS ARE LESS THAN 30 PSF

Figure R606.10(1) is deleted and replaced with a new Figure R606.10(1) to read as set forth on Pages 15a and 15b.

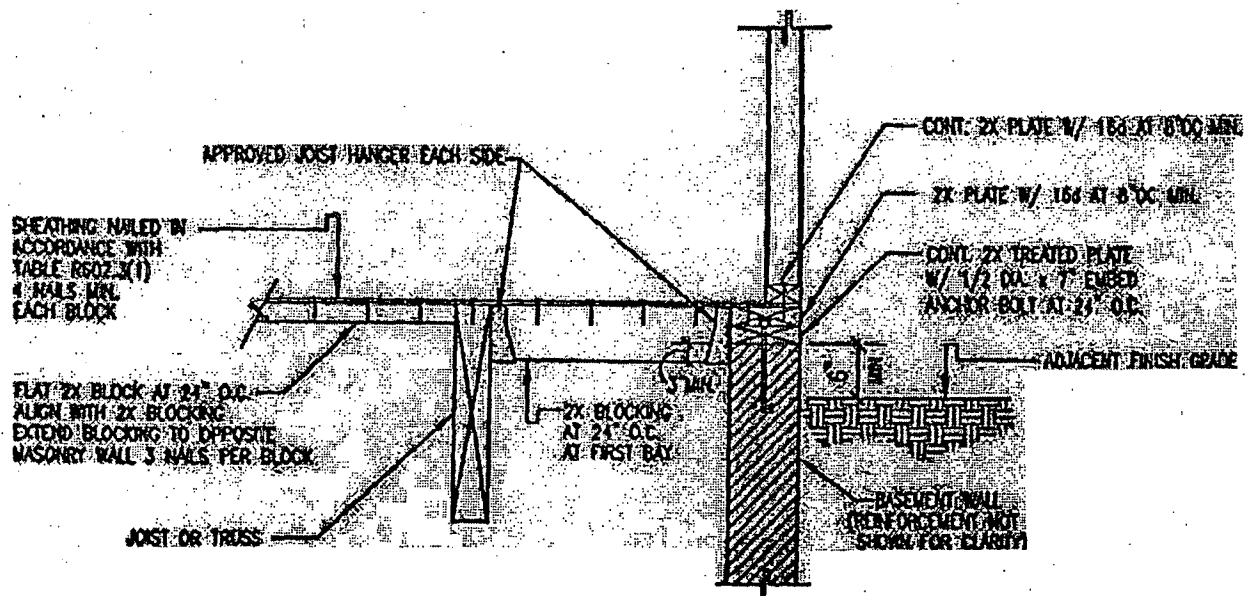
LEDGER BOLT SPACING AND SIZE¹

JOIST SPAN	JOIST PERPENDICULAR TO WALL		JOIST PARALLEL TO WALL	
	BOLT SIZE AND SPACING		BOLT SIZE AND SPACING	
	ROOF	FLOOR	ROOF	FLOOR
10 FT.	1/2" AT 2 FT. 0 IN. 3/4" AT 2 FT. 0 IN.	1/2" AT 1 FT. 4 IN. 3/4" AT 2 FT. 0 IN.	1/2" AT 2 FT. 0 IN.	1/2" AT 1 FT. 4 IN. 3/4" AT 2 FT. 0 IN.
10-15 FT.	(2) 1/2" AT 2 FT. 0 IN. 3/4" AT 2 FT. 0 IN.	(2) 1/2" AT 2 FT. 0 IN. 3/4" AT 1 FT. 4 IN.	3/4" AT 2 FT. 0 IN.	3/4" AT 2 FT. 0 IN.
15-20 FT.	(2) 1/2" AT 2 FT. 0 IN. 3/4" AT 1 FT. 4 IN.	(2) 1/2" AT 1 FT. 4 IN. (2) 3/4" AT 2 FT. 0 IN.	3/4" AT 2 FT. 0 IN.	3/4" AT 2 FT. 0 IN.

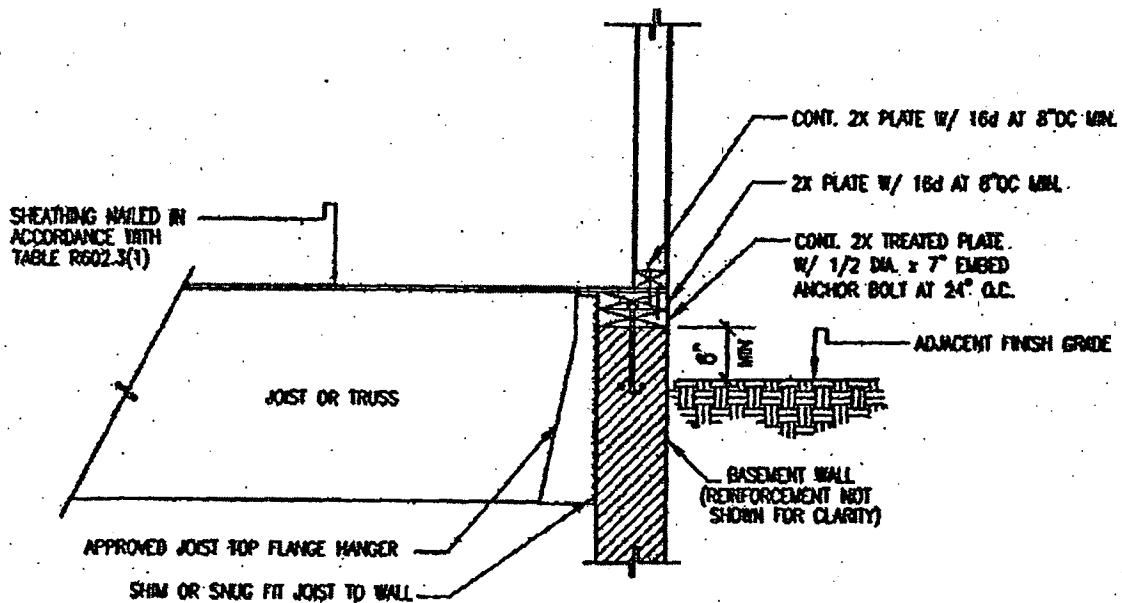
1. BOLTS SHALL BE INSTALLED WITH A METAL PLATE, METAL STRAP, OR WASHER NOT LESS THAN A STANDARD CUT WASHER BETWEEN THE WOOD AND THE BOLT HEAD AND BETWEEN THE WOOD AND THE NUT.

NOTE: WHERE BOLTS ARE LOCATED IN HOLLOW MASONRY, THE CELLS IN THE COURSES RECEIVING THE BOLT SHALL BE GROUTED SOLID.
FOR 5/8" INCH = 25.4 MM, 1 FOOT = 304.8MM, 1 POUND PER SQUARE FOOT = 0.0479KPA/M²

FIGURE R606.10(1)
ANCHORAGE REQUIREMENTS FOR MASONRY WALLS LOCATED IN SEISMIC DESIGN CATEGORY A, B, C OR D1 AND WHERE WIND LOADS ARE LESS THAN 30 PSF



JOIST PARALLEL TO BASEMENT WALL



JOIST PERPENDICULAR TO BASEMENT WALL

NOTE: WHERE BOLTS ARE LOCATED IN HOLLOW MASONRY, THE CELLS IN THE COURSES RECEIVING THE BOLT SHALL BE GROUTED SOLID.
FOR SI: 1 INCH = 25.4 MM, 1 FOOT = 304.8MM, 1 POUND PER SQUARE FOOT = 0.0479Kil/N

FIGURE R606.10(1) CONTINUED
ANCHORAGE REQUIREMENTS FOR MASONRY WALLS LOCATED IN SEISMIC DESIGN CATEGORY
A, B, C OR D1 AND WHERE WIND LOADS ARE LESS THAN 30 PSF

Figure R606.10(3) REQUIREMENTS FOR REINFORCED MASONRY CONSTRUCTION IN SEISMIC DESIGN CATEGORY D, OR D_s

Figure 606.10(3) is amended as follows:

The thickness of the footings as shown in this figure is 6 inches. The thickness of the footing shown in the "Foundation for wood floor" detail and the "Foundation for concrete floor" detail is amended from 6 inches (152 mm) to 12 inches (305 mm).

Detail "A" shall be amended to reflect the Dowel and Rod detail is not 3/8 inch but shall be a # 4 reinforcing bar in accordance with Table R606.11.3.2.

R606.13 Beam supports

Subsection R606.13 is amended to read as follows:

R606.13 Beam supports. Beams, girders or other concentrated loads supported by a wall or column shall have a bearing of at least 3 inches (76 mm) in length measured parallel to the beam upon solid masonry not less than 4 inches (102 mm) in thickness, or upon a metal bearing plate of adequate design and dimensions to distribute the load safely. (The remainder of the section is deleted.)

R606.13.1 Joist bearing

Subsection R606.13.1 is amended to read as follows:

R606.13.1 Joist bearing. Joists shall have a bearing of not less than 2-1/2 inches (63.5 mm) or as necessary to accept end nailing or connectors, except as provided in Subsection R606.13, and shall be supported in accordance with Figure R606.10(1).

R609.1.4 Grout placement

Subsection R609.1.4 is amended to read as follows:

R609.1.4 Grout placement. Grout shall be a plastic mix suitable for pumping without segregation of the constituents and shall be mixed thoroughly. Grout shall be placed by pumping or by an approved alternate method and shall be placed before any initial set occurs and in no case more than 1-1/2 hours after water has been added. Grouting shall be done in a continuous pour, in lifts not exceeding 5 feet (1524 mm) or in accordance with Subsection R609.4.1. It shall be consolidated by puddling or mechanical vibrating during placing and reconsolidated after excess moisture has been absorbed but before plasticity is lost.

R703.6.2.1 Weep screeds

A new Subsection R703.6.2.1.1 is added to read as follows:

R703.6.2.1.1 Weep screeds with stem wall. Where requirements of this code may impose a potential non-compliant weep screed clearance from earth or paved areas, a concrete or masonry stem wall

designed for compliance with the required clearances shall be provided for these areas.

R801.3 Roof drainage

Subsection R801.3 is deleted in its entirety without replacement.

SECTION R802 WOOD ROOF FRAMING

Section R802 is amended by adding at the beginning, before Subsection R802.1, a new paragraph to read as follows:

Applicability limits. The provisions of this Section R802 shall control the construction of wood roof framing for buildings not greater than 60 feet (18288 mm) in length perpendicular to the joist, rafter or truss span, and not greater than 36 feet (10973 mm) in width parallel to the joist span or truss.

R802.6 Bearing

Subsection R802.6 is amended to read as follows:

R802.6 Bearing. The ends of each rafter or ceiling joist shall bear the full width on wood or metal and not less than 3 inches (76 mm) on masonry or concrete.

R802.7.1 Sawn lumber

Subsection R802.7.1 is amended to read as follows (with no change to the Exception):

R802.7.1 Sawn lumber. Notches in solid lumber joists, rafters and beams shall not exceed one-sixth of the depth of the member, shall not be longer than one-third of the depth of the member and shall not be located in the middle one-third of the span or the end one-sixth of the span. The tension side of members 4 inches (102 mm) or greater in nominal thickness shall not be notched. The diameter of the holes bored or cut into members shall not exceed one-third the depth of the member. Holes shall not be closer than 2 inches (51 mm) to the top or bottom of the member, or to any other hole located in the member. Where the member is also notched, the hole shall not be closer to the notch than the depth of the member.

R802.9 Framing of openings

Subsection R802.9 is amended to read as follows:

R802.9 Framing of openings. Openings in roof and ceiling framing shall be framed with header and trimmer joists. When the header joist span does not exceed 4 feet (1219 mm), the header joist may be a single member the same size as the ceiling joist or rafter. Single trimmer joists may be used to carry a single header joist that is located within 3 feet (914 mm) of the trimmer joist bearing. When the header joist span exceeds 4 feet (1219 mm), the trimmer joists and the header joist shall be doubled and of sufficient cross section to support the ceiling joists or rafter framing into the header. Approved hangers shall be used for the header joist to trimmer joist connections when the header joist span exceeds 6 feet (1829 mm). Tail joists over 12 feet (3658 mm) long shall be supported at the header by framing anchors.

R802.10.1 Truss design drawings

Subsection R802.10.1 is amended so that the introductory paragraph, before Items 1-12, reads as follows:

R802.10.1 Truss design drawings. Truss design drawings, prepared in compliance with Subsection R802.10.1, shall be provided to the building official and approved prior to fabrication. Truss design drawing shall be provided with the shipment of trusses delivered to the job site. Truss design drawings shall include, at a minimum, the information specified below:

R802.10.5 Truss to wall connection

Subsection R802.10.5 is amended to read as follows:

R802.10.5 Truss/rafter to wall connection. Trusses and rafters shall be connected to wall plates by the use of approved connectors having a resistance to uplift not less than 175 pounds (79.45 kg) and shall be installed in accordance with manufacturer's specifications. For roof assemblies subject to wind uplift pressures of 20 pounds per square foot (0.958 kN/m²) or greater, as established in Table R301.2(2), adjusted for height and exposure per Table R301.2(3), see Subsection R802.11.

R804.3.1 Allowable ceiling joist spans

Subsection 804.3.1 is amended to read as follows:

R804.3.1 Allowable ceiling joist spans. The clear span of cold-formed steel ceiling joists shall not exceed the limits set forth in Table R804.3.1(1) or R804.3.1(2). Ceiling joists shall bear full length on the walls and may be slope cut even with the top of the rafter to match the slope of the roof. The ceiling joist shall have a minimum bearing length of 1.5 inches (38 mm) between the edge of the wall and the beginning of the slope cut and shall be connected to rafters (heel joint) in accordance with Figure R804.3.1(1) and Table R804.3.1.(3). When continuous joists are framed across interior bearing supports, the interior bearing supports shall be located within 24 inches (610 mm) of midspan of the ceiling joist, and the individual spans shall not exceed the applicable spans in Table R804.3.1(1) or R804.3.1(2). Where required in Table R804.3.1(1) or R804.3.1(2), bearing stiffeners shall be installed at each bearing location in accordance with Subsection R804.3.8 and Figure R804.3.8. When the attic is to be used as an occupied space, the ceiling joists shall be designed in accordance with Section R505.

R903.4.1 Overflow drains and scuppers

Subsection R903.4.1 is amended to add a new sentence at the end of the second paragraph to read as follows:

Roof drainage water from a building shall not be allowed to drain to adjacent properties and shall not be allowed to accumulate adjacent to any building.

R1007 FIREPLACES-ADDITIONAL LIMITATIONS AND REQUIREMENTS

A new Section R1007 and two new Subsections R1007.1 and R1007.2 are added to read as follows:

SECTION R1007 FIREPLACES—ADDITIONAL LIMITATIONS AND REQUIREMENTS

R1007.1 Permissible types of fireplaces. No fireplace shall be constructed in any residential dwelling unit in Boulder City or within the Las Vegas Valley Hydrographic Basin at an elevation of less than 4000 feet (1220 m) above sea level unless it is one of the following:

1. A fireplace equipped with gas logs with a nationally recognized listing approved by the building official;
2. A dedicated natural gas burning factory-built fireplace with a nationally recognized listing approved by the building official;
3. A dedicated wood-burning factory-built enclosed fireplace or heater that conforms to the "Phase II Environmental Protection Agency, Standards of Performance for New Stationary Sources, New Residential Wood Heaters" as prescribed in 40 CFR Part 60, Subpart AAA, as verified by a nationally recognized listing approved by the building official;
4. A masonry fireplace that includes the installation of a wood-burning insert which meets the standards described in Paragraph 3 of this section and which is installed in accordance with the insert manufacturers instructions; or
5. A decorative electrical appliance with a nationally recognized listing approved by the building official.

R1007.2 Fireplace requirements. A gas or wood-burning fireplace installed within a dwelling unit shall comply with the following requirements:

1. The fireplace opening shall be provided with solid doors such as glass, solid steel or cast iron.
2. If the fireplace is located in a sleeping room or an adjacent bathroom, then a permanent unobstructed fresh air supply shall be provided directly from the exterior of the structure to the firebox.
3. When gas is piped to the fireplace, a caution sign shall be installed that states "Caution: Damper must be permanently blocked open if gas is supplied to this fireplace." The letters on the sign must be a minimum of 3/8 inches in height.

N1101 GENERAL

Section N1101 including its constituent subsections, is deleted in its entirety and replaced with a new Section N1101, together with a new Subsection N1101.1 and a new Subsection N1101.1.1, to read as follows:

SECTION N1101 GENERAL

Subsection N1101.1 Scope. This chapter governs the design and construction of buildings for energy efficiency.

Subsection N1101.1.1 Criteria. Buildings shall be designed and constructed in accordance with the CABO 1992 Model Energy Code, and the Supplemental Document with amendments thereto, as adopted by Chapter 16.52 of the Las Vegas Municipal Code.

N1102 BUILDING ENVELOPE

Section N1102, including its constituent subsections, is deleted in its entirety without replacement.

APPENDIX H PATIO COVERS**AH102 DEFINITION**

Section AH102 is amended by adding an exception following the definition of "Patio Covers," to read as follows:

Exception: In the case of an attached patio cover that shares a common wall with the main structure, the existing common wall and the openings of the main structure shall not be removed or modified except in order to comply with structural requirements.

City of Las Vegas

Agenda Item No. 77

AGENDA SUMMARY PAGE**SPECIAL CITY COUNCIL MEETING OF: OCTOBER 29, 2003****DEPARTMENT: CITY ATTORNEY****DIRECTOR: BRADFORD R. JERBIC**☐**CONSENT**☒**DISCUSSION****SUBJECT:****NEW BILL:**

Bill No. 2003-84 – Amends the City's version of the Uniform Administrative Code to adapt it to the City's adoption of the International Building Code and International Residential Code as the City's Building Code. Proposed by: Paul K. Wilkins, Director of Building and Safety

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In a companion bill, it is proposed that the City adopt the 2003 editions of the International Building Code and International Residential Code as the City's Building Code. The City's Administrative Code includes the administrative provisions that correspond to the Building Code, so this bill will amend the City's Administrative Code to correspond to the adoption of the International Codes.

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. 2003-84

MOTION:**None required.****MINUTES:**

First Reading – Referred – COUNCILMEMBERS WEEKLY and MONCRIEF

11/3/2003 Recommending Committee

11/5/2003 Council Agenda

(10:07 – 10:10)

1-2280

1 **BILL NO. 2003-84**2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO REPEAL AND REPLACE THE DOCUMENT ENTITLED "A
4 SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM ADMINISTRATIVE CODE, 1997
5 EDITION," AS ADOPTED IN LVMC 16.02.010(B), AND TO PROVIDE FOR OTHER RELATED
6 MATTERS.

7 Proposed by: Paul K. Wilkins, Director of
8 Building and Safety

Summary: Amends the City's Uniform
Administrative Code to adapt it to the City's
adoption of the International Building Code and
International Residential Code as the City's
Building Code.

9 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN

10 AS FOLLOWS:

11 SECTION 1: The document entitled "A Supplemental Document Amending the
12 Uniform Administrative Code, 1997 Edition," adopted in LVMC 16.02.010(B), is hereby repealed in
13 its entirety.

14 SECTION 2: The document entitled "A Supplemental Document Amending the
15 Uniform Administrative Code, 1997 Edition," which is attached hereto and incorporated by this
16 reference, is hereby adopted and incorporated in LVMC 16.02.010(B).

17 SECTION 3: If any section, subsection, subdivision, paragraph, sentence, clause or
18 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
19 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 4: Whenever in this ordinance any act is prohibited or is made or declared
26 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
27 required or the failure to do any act is made or declared to be unlawful or an offense or a
28 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall

1 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
2 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
3 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

4 SECTION 5: 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:

9
10 By _____
11 OSCAR B. GOODMAN, Mayor

12 ATTEST:

13 _____
14 BARBARA JO RONEMUS, City Clerk

15 APPROVED AS TO FORM:

16 Val Steed 10-1-03
17 Date

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

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11
12 APPROVED:

13
14 By _____
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

17 _____
18 BARBARA JO RONEMUS, City Clerk
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TABLE NO. 3-A BUILDING PERMIT FEES

NOTE: Fee categories marked with an asterisk represent an alternate method of calculating mechanical, plumbing and electrical permit fees for new Group R Occupancies.

VALUATION IN DOLLARS		BLDG PERMIT FEE	PLAN CHECK FEE	ZONING CHECK FEE	MECH PERMIT FEE*	PLUMB PERMIT FEE*	ELEC PERMIT FEE*	M P E PERMIT FEE*
1 to	500	14	9	1	2	3	3	8
501 to	600	15	10	1	2	3	3	8
601 to	700	17	11	1	3	3	3	9
701 to	800	20	13	1	3	4	4	11
801 to	900	21	14	1	3	4	4	11
901 to	1000	23	15	1	3	5	5	13
1000 to	1100	26	17	1	4	5	5	14
1101 to	1200	28	18	1	4	6	6	16
1201 to	1300	30	20	2	5	6	6	17
1301 to	1400	31	20	2	5	6	6	17
1401 to	1500	33	21	2	5	7	7	19
1501 to	1600	35	23	2	5	7	7	19
1601 to	1700	37	24	2	6	7	7	20
1701 to	1800	40	26	2	6	8	8	22
1801 to	1900	41	27	2	6	8	8	22
1901 to	2000	42	27	2	6	8	8	22
2001 to	3000	61	40	3	9	12	12	33
3001 to	4000	65	42	3	10	13	13	36
4001 to	5000	71	46	4	11	14	14	39
5001 to	6000	78	51	4	12	16	16	44
6001 to	7000	87	57	4	13	17	17	47
7001 to	8000	96	62	5	14	19	19	52
8001 to	9000	101	66	5	15	20	20	55
9001 to	10000	105	68	5	16	21	21	58
10001 to	11000	112	73	6	17	22	22	61
11001 to	12000	121	79	6	18	24	24	66
12001 to	13000	132	86	7	20	26	26	72
13001 to	14000	135	88	7	20	27	27	74
14001 to	15000	140	91	7	21	28	28	77
15001 to	16000	148	96	7	22	30	30	82
16001 to	17000	157	102	8	24	31	31	86
17001 to	18000	166	108	8	25	33	33	91
18001 to	19000	169	110	8	25	34	34	93
19001 to	20000	173	112	9	26	35	35	96
20001 to	21000	183	119	9	27	37	37	101
21001 to	22000	192	125	10	29	38	38	105
22001 to	23000	200	130	10	30	40	40	110

VALUATION IN DOLLARS	BLDG PERMIT FEE	PLAN CHECK FEE	ZONING CHECK FEE	MECH PERMIT FEE*	PLUMB PERMIT FEE*	ELEC PERMIT FEE*	M P E PERMIT FEE*
23001 to 24000	209	136	10	31	42	42	115
24001 to 25000	213	138	11	32	43	43	118
25001 to 26000	217	141	11	33	43	43	119
26001 to 27000	227	148	11	34	45	45	124
27001 to 28000	234	152	12	35	47	47	129
28001 to 29000	238	155	12	36	48	48	132
29001 to 30000	244	159	12	37	49	49	135
30001 to 31000	252	164	13	38	50	50	138
31001 to 32000	258	168	13	39	52	52	143
32001 to 33000	264	172	13	40	53	53	146
33001 to 34000	267	174	13	40	53	53	146
34001 to 35000	270	176	14	41	54	54	149
35001 to 36000	278	181	14	42	56	56	154
36001 to 37000	284	185	14	43	57	57	157
37001 to 38000	290	189	15	44	58	58	160
38001 to 39000	293	190	15	44	59	59	162
39001 to 40000	296	192	15	44	59	59	162
40001 to 41000	301	196	15	45	60	60	165
41001 to 42000	308	200	15	46	62	62	170
42001 to 43000	314	204	16	47	63	63	173
43001 to 44000	320	208	16	48	64	64	176
44001 to 45000	327	213	16	49	65	65	179
45001 to 46000	330	215	17	50	66	66	182
46001 to 47000	334	217	17	50	67	67	184
47001 to 48000	339	220	17	51	68	68	187
48001 to 49000	345	224	17	52	69	69	190
49001 to 50000	351	228	18	53	70	70	193
50001 to 51000	354	230	18	53	71	71	195
51001 to 52000	358	233	18	54	72	72	198
52001 to 53000	364	237	18	55	73	73	201
53001 to 54000	370	241	19	56	74	74	204
54001 to 55000	376	244	19	56	75	75	206
55001 to 56000	379	246	19	57	76	76	209
56001 to 57000	382	248	19	57	76	76	209
57001 to 58000	388	252	19	58	78	78	214
58001 to 59000	396	257	20	59	79	79	217
59001 to 60000	401	261	20	60	80	80	220
60001 to 61000	407	265	20	61	81	81	223
61001 to 62000	409	266	20	61	82	82	225
62001 to 63000	411	267	21	62	82	82	226
63001 to 64000	416	270	21	62	83	83	228

VALUATION IN DOLLARS	BLDG PERMIT FEE	PLAN CHECK FEE	ZONING CHECK FEE	MECH PERMIT FEE*	PLUMB PERMIT FEE*	ELEC PERMIT FEE*	M P E PERMIT FEE*
64001 to 65000	421	274	21	63	84	84	231
65001 to 66000	428	278	21	64	86	86	236
66001 to 67000	431	280	22	65	86	86	237
67001 to 68000	433	281	22	65	87	87	239
68001 to 69000	437	284	22	66	87	87	240
69001 to 70000	442	287	22	66	88	88	242
70001 to 71000	446	290	22	67	89	89	245
71001 to 72000	449	292	22	67	90	90	247
72001 to 73000	452	294	23	68	90	90	248
73001 to 74000	457	297	23	69	91	91	251
74001 to 75000	462	300	23	69	92	92	253
75001 to 76000	467	304	23	70	93	93	256
76001 to 77000	469	305	23	70	94	94	258
77001 to 78000	471	306	24	71	94	94	259
78001 to 79000	478	311	24	72	96	96	264
79001 to 80000	482	313	24	72	96	96	264
80001 to 81000	486	316	24	73	97	97	267
81001 to 82000	488	317	24	73	98	98	269
82001 to 83000	492	320	25	74	98	98	270
83001 to 84000	497	323	25	75	99	99	273
84001 to 85000	502	326	25	75	100	100	275
85001 to 86000	507	330	25	76	101	101	278
86001 to 87000	509	331	25	76	102	102	280
87001 to 88000	512	333	26	77	102	102	281
88001 to 89000	515	335	26	77	103	103	283
89001 to 90000	520	338	26	78	104	104	286
90001 to 91000	527	343	26	79	105	105	289
91001 to 92000	529	344	26	79	106	106	291
92001 to 93000	531	345	27	80	106	106	292
93001 to 94000	538	350	27	81	108	108	297
94001 to 95000	542	352	27	81	108	108	297
95001 to 96000	545	354	27	82	109	109	300
96001 to 97000	548	356	27	82	110	110	302
97001 to 98000	551	358	28	83	110	110	303
98001 to 99000	555	361	28	83	111	111	305
99001 to 100000	561	365	28	84	112	112	308

OVER \$100,000 AND UP: \$561.00 FOR THE FIRST \$100,000 PLUS \$3.10 PER EACH
ADDITIONAL THOUSAND OR FRACTION THEREOF.

TABLE NO. 3-A – BUILDING PERMIT FEES (continued)**NOTES:**

1. The administrative issuance fee of \$35.00 applies to each permit.
2. The minimum permit fee is \$14.00 (exclusive of Plan Check Fees and Zoning Check Fees).
3. The Plan Check Fee is 65% of the Building Permit Fee.
4. The Zoning Check Fee is based upon Planning Department requirements.
5. If all sub-trades are issued as part of the primary residential permit issuance, the following fees will be in effect:
 - The Mechanical Permit Fee is 15% of the Building Permit Fee.
 - The Plumbing Permit Fee is 20% of the Building Permit Fee.
 - The Electrical Permit Fee is 20% of the Building Permit Fee.
 - The M P E Permit is 55% of the Building Permit Fee.
6. If separate trade permits (electrical, plumbing, mechanical) are required or requested, fees shall be based upon contract valuation as designated in the Table.

**CHART OF MINIMUM VALUATION PER SQUARE FOOT
CITY OF LAS VEGAS, DEPARTMENT OF BUILDING AND SAFETY**

OCCUPANCY AND TYPES	PER SQFT VALUE	OCCUPANCY AND TYPES	PER SQFT VALUE
1. APARTMENT HOUSES:		7. CHURCHES:	
Type I or II FR*	73.00	Type I or II FR*	82.00
Type II or		Type II-1 HR	61.00
Type V - Mas	60.00	Type II-N	58.00
Type V - Wood	53.00	Type III-1 HR	67.00
Type I Bsmt Garage	31.00	Type III-N	64.00
(Balcony = 1/2 sq ft cost)		Type V-1 HR	62.00
		Type V-N	59.00
2. AUDITORIUMS:		8. CONVALESCENT HOSPITALS:	
Type I or II FR	87.00	Type I or II FR*	115.00
Type II-1 HR	63.00	Type II-1 HR	80.00
Type II-N	59.00	Type III-1 HR	82.00
Type III-1 HR	66.00	Type V-1 HR	77.00
Type V-1 HR	63.00		
Type V-N	59.00	9. DWELLINGS:	
3. BANKS:		Type V Wood > 4000 sf	64.00
Type I or II FR*	123.00	Type V Wood ≤ 4000 sf	46.00
Type II-1 HR	90.00	Type V Masonry	63.00
Type II-N	87.00	Bsmts, Finished	35.00
Type III-1 HR	100.00	Bsmts, Unfinished	21.00
Type III-N	96.00		
Type V-1 HR	90.00	10. EXHIBIT HALLS/CONVENTION CNTR	
Type V-N	86.00	Type I or II FR	50.00
4. BOWLING ALLEYS:		Type II-1/V-1 HR	29.00
Type II-1 HR	42.00	Type II-N or V-N	28.00
Type II-N	39.00	Type III-1 HR	33.00
Type III-1 HR	46.00	Type III-N	32.00
Type III-N	43.00		
Type V-1 HR	31.00	11. FIRE STATIONS:	
5. CASINOS:		Type I or II FR	95.00
Type I or II FR*	95.00	Type II-1 HR	62.00
Type II-1 HR	67.00	Type II-N	59.00
Type II-N	64.00	Type III-1 HR	68.00
Type III-1 HR	72.00	Type III-N	65.00
Type III-N	70.00	Type V-1 HR	64.00
Type V-1 HR	65.00	Type V-N	60.00
Type V-N	63.00		
6. CLUBHOUSE/RECREATION BLDGS:		12. HOSPITALS:	
Type II-1 HR	56.00	Type I or II FR*	94.00
Type II-1	53.00	Type III-1 HR	86.00
Type III-1 HR	61.00	Type V-1 HR	74.00
Type III-N	58.00		
Type V-1 HR	56.00	13. HOTELS/MOTELS:	
Type V-N	53.00	Type I or II FR*	82.00
		Type III-1 HR	72.00
		Type III-N	69.00
		Type V-1 HR	63.00
		Type V-N	62.00

* Add 0.8 % to total cost for each story over three

** Deduct 20 % for shell-only Bldgs

*** Deduct 11 % for Mini-warehouses

**CHART OF MINIMUM VALUATION PER SQUARE FOOT
CITY OF LAS VEGAS, DEPARTMENT OF BUILDING & SAFETY**

PAGE 2

<u>OCCUPANCY AND TYPES</u>	<u>PER SQFT VALUE</u>	<u>OCCUPANCY AND TYPES</u>	<u>PER SQFT VALUE</u>
14. INDUSTRIAL PLANTS:		20. RESTAURANTS:	
Type I or II FR*	47.00	Type III-1 HR	80.00
Type II-1 HR	32.00	Type III-N	78.00
Type II-N - Stock	30.00	Type V-1 HR	74.00
Type III-1 HR	63.00	Type V-N	71.00
Type III-N	34.00		
Type V-1 HR	34.00	21. SCHOOLS:	
Type V-N	31.00	Type I or II FR	92.00
Tilt-up	24.00	Type II-1 HR	63.00
		Type III-1 HR	67.00
15. LIBRARIES:		Type III-N	64.00
Type I or II FR	96.00	Type V-1 HR	63.00
Type II-1 HR	70.00	Type V-N	60.00
Type II-N	67.00		
Type III-1 HR	74.00	22. SERVICE STATIONS:	
Type III-N	71.00	Type II-N	55.00
Type V-1 HR	70.00	Type III-1 HR	58.00
Type V-N	67.00	Type V-1 HR	49.00
		Canopies	23.00
16. MEDICAL OFFICES:			
Type I or II FR*	99.00	23. STORES:	
Type II-1 HR	76.00	Type I or II FR*	68.00
Type II-N	72.00	Type II-1 HR	41.00
Type III-1 HR	80.00	Type II-N	40.00
Type III-N	77.00	Type III-1 HR	51.00
Type V-1 HR	74.00	Type III-N	47.00
Type V-N	72.00	Type V-1 HR	42.00
		Type V-N	39.00
17. OFFICES:			
Type I or II FR*	88.00	24. THEATERS:	
Type II-1 HR	59.00	Type I or II Fr	91.00
Type II-N	56.00	Type III-1 HR	66.00
Type III-1 HR	64.00	Type III-N	63.00
Type III-N	61.00	Type V-1 HR	62.00
Type V-1 HR	60.00	Type V-N	59.00
Type V-N	56.00		
		25. WAREHOUSES: ***	
18. PRIVATE GARAGES:		Type I or II FR	41.00
Masonry	20.00	Type II-1 HR	24.00
Wood Frame	22.00	Type V-1 HR	24.00
Open Carport	13.00	Type II-N / V-N	22.00
		Type III-1 HR	27.00
19. PUBLIC GARAGES:		Type III-N	26.00
Type I or II FR*	40.00		
Type I or II Open Parking*	30.00	26. CONVERSIONS:	
Type II-N	23.00	Garage to Living	18.00
Type III-1 HR	30.00	Carport to Living	25.00
Type III-N	27.00	Cov Patio to Living	25.00
Type V-1 HR	28.00	Carport to Garage	7.00
		Finish Basement	21.00

* Add 0.8 % to total cost for each story over three

** Deduct 20 % for shell-only Bldgs

*** Deduct 11 % for Mini-warehouses

**CHART OF MINIMUM VALUATION PER SQUARE FOOT
CITY OF LAS VEGAS, DEPARTMENT OF BUILDING & SAFETY
PAGE 3**

<u>OCCUPANCY AND TYPES</u>	<u>PER SQFT VALUE</u>
27. ADDITIONS:	
Room	329.00
Finish Basement	29.00
Unfinished Basement	21.00

28. CARPORT/PATIO COVER ADDITIONS: (Add flatwork cost if no existing floor) 1834.00	
Alum / Steel	5.00
Wood	9.00
Wood Lattice	7.00
Balcony / Sun Deck	15.00
Screen Room	14.00

29. EQUIPMENT:	
Air Conditioning:	
Commercial	4.75
Residential	3.75
Sprinkler System	2.25

30. SWIMMING POOLS / SPAS:	
Based on contract valuation	

31. FLATWORK:	
Pool Kool Decking	4.00
Concrete	4.00
Brick Paving / Vaneer	7.00
Asphalt	1.25

<u>OCCUPANCY AND TYPES</u>	<u>PER SQFT VALUE</u>
32. AGRICULTURAL BLDGS:	
Stables / Kennels	14.00
Animal Shelters	14.00
Storage Sheds	9.75

33. FIREPLACES (Unit Cost):	
Standard	Single
Double	2755.00
Triple Sided	3676.00
Free Standing Stove	861.00
Free Standing BBQ	1377.00
Precast Tilt-up	1533.00

34. FENCES:	
Chain Link	1.25
Ornamental Iron	2.50
Block	5.50
Brick / Stone	7.00
Concrete	4.25
Wood, Solid	1.25
Wood, Picket / Grape	0.75
Retaining Walls	6.50

35. ROOFING:	1.75 sqft
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36. TRAILER / MOBILE HOME PARKS:	
Contract Price	

* Add 0.8 % to total cost for each story over three

** Deduct 20 % for shell-only Bldgs

*** Deduct 11 % for Mini-warehouses

TABLE NO. 3-B – GRADING FEES

Issuance Fee – \$35.00

Grading Permit Fees:

Clearing and Grubbing – \$25.00 minimum for each permit up to 50 acres, plus \$6.00 per additional 50 acres or portion thereof.

Earth Moving – \$25.00 minimum

50 cubic yards or less – \$25.00

51 to 100 cubic yards – \$29.00

101 to 1000 cubic yards – \$29.00 for the first 100 cubic yards, plus \$15.00 for each additional 1,000 cubic yards or fraction thereof.

1001 to 10,000 cubic yards – \$164.00 for the first 1,000 cubic yards, plus \$12.85 for each additional 1,000 cubic yards or fraction thereof.

10,001 to 100,000 cubic yards – \$281.00 for the first 10,000 cubic yards, plus \$68.13 for each additional 10,000 cubic yards or fraction thereof.

100,001 cubic yards or more – \$893.00 for the first 100,000 cubic yards, plus \$31.43 for each additional 10,000 cubic yards or fraction thereof.

Grading, Clearing and Grubbing Prior to Obtaining a Permit

An additional fee of \$150.00 for each 100 acres or fraction thereof shall be levied when a grading or clearing and grubbing operation has commenced prior to obtaining a permit.

TABLE NO. 3-C OTHER FEES AND CHARGES

1. **Moving Permit (moving within or into the City):** \$300.00 for each building or structure (or portion thereof).
2. **Moving Permits (moving out of the City):** \$62.00, plus administrative issuance and zoning fees, for each building or structure (or portion thereof).
3. **Certification and Certificate of Occupancy:** \$50.00 per dwelling unit, guest room or tenant space. For more than four units, the fee shall be \$200.00 plus \$10.00 per additional dwelling unit in excess of four.
4. **Additional Plan Review Service Charge:** \$75.00 per hour (or portion thereof). An additional \$100.00 per hour is charged if the review is done on overtime requested by the applicant.
5. **Inspections Outside of Normal Business Hours:**
 - (a) \$60.00 per hour if contiguous to work hours (minimum 1 hour)
 - (b) Same-day (express) inspections by appointment during regular working hours will be charged at the rate of \$100.00 per hour, with a one-hour minimum, plus \$25.00 for each additional quarter-hour or portion thereof. Same-day (express) inspections by appointment during hours other than regular working hours will be charged at the rate of \$150.00 per hour, with a one-hour minimum, plus \$37.50 for each additional quarter-hour or portion thereof.
 - (c) Planned Saturday callouts will be a minimum of three hours (\$180.00), plus \$60.00 an hour for each hour or portion thereof over three hours.
 - (d) Emergency after hours calls (with less than 12 hours notice) and holiday callouts will be \$240.00 for a three hour minimum, plus an additional \$80.00 for each hour or portion thereof over three hours.
 - (e) Fire investigations for permits: \$80.00, for the first hour, then \$60.00 per hour thereafter.
6. **Reinspection Under Provisions of Section 305.8:** \$75.00.
7. **Demolition Permit:** \$62.00, plus administrative issuance and zoning fees. NOTE: Some demolitions may require the issuance of a sewer investigation permit, whose fee is the same as for a demolition permit.
8. **Expired Permit:** Permit fees for renewal/or reissuance of an expired permit shall be per Section 303.4.

Exception: Where only final inspections are incomplete, the fee to renew the permit shall be \$50.00 per trade (i.e. Building, Mechanical, Plumbing, Electrical), when approved by the Building Official.

9. **Special Investigations:** \$100.00 or \$100.00 per hour, whichever is greater. (Results of a Special Investigation may lead to a request for an Appeal Hearing.)
10. **Product Approval:** \$250.00 per case for staff review and evaluation of a building product not yet approved by the International Code Council (ICC).
11. **Amusement Ride Certificate:** \$250.00 (on an annual basis from date of issuance).
12. **Change of Address:** If address change is requested by the applicant or owner after permits have been issued, a \$200.00 Administrative Processing Fee per address will be charged.
13. **Manufactured Housing:**
Inspection: \$100.00 (plus administrative issuance fee),
Zoning Review: \$5.00,
Manufactured Home Tag: \$40.00.
14. **Change of Contractor:** \$50.00 (plus administrative issuance fee).
15. **Request for Appeal Hearing:** \$100.00.
16. **Special Occupancy Verification:** \$100.00, which includes research time, calculations, and resulting letter.
17. **Administrative Issuance:** \$35.00.
18. **Deferred Submittals:** \$100.00 for each deferred submittal, plus review time and administrative issuance fee.
19. **Special Inspection Agency:**
\$300.00 for initial fee, plus \$50.00 per qualified individual.
\$250.00 for annual renewal, plus \$50.00 per qualified individual.

A SUPPLEMENTAL DOCUMENT AMENDING THE UNIFORM ADMINISTRATIVE CODE, 1997 EDITION

SECTION 1: Except as otherwise indicated, all section and chapter references contained in this Supplemental Document are to the Uniform Administrative Code, 1997 Edition.

SECTION 2: Certain provisions of this code may be parallel or similar to provisions of the International Building Code, 2003 Edition; International Residential Code, 2003 Edition; the Uniform Plumbing Code, 2000 Edition; the Uniform Mechanical Code, 2000 Edition; the National Electrical Code, 2002 Edition; or other similar code adopted by the City. The provisions of this Code and the provisions of the other referenced codes shall be applied to the extent possible. The Building Official shall have the discretion, in the interest of convenience for the City or the public, to apply the provisions herein or corresponding administrative provisions in any of the above-referenced codes. In the event of any conflict in administrative provisions, the provisions of Section 104 of this Code shall govern, unless otherwise deemed appropriate by the Building Official. Unless otherwise specified, the term "Department" refers to the department of the City charged with the enforcement of the codes referred to in this Section, and the term "Director" refers to the director of that department.

SECTION 3: Section 202 is hereby amended by deleting Subsection 202.6 and substituting therefor a new Subsection 202.6 reading as follows:

202.6 Authority to Disconnect Utilities. The Building Official or his authorized representative shall have the authority to disconnect any utility service or energy supplied to the building, structure or building service equipment therein regulated by this Code or by the technical codes, in case of emergency, where the building, structure or equipment is hazardous to life or property. The Building Official shall whenever possible notify the serving utility, the owner and the occupant of the building, structure or building service equipment of the decision to disconnect prior to taking such action, and shall notify in writing the utility, owner and occupant of the disconnection immediately thereafter. Such disconnection is also authorized in cases where a building or structure has been constructed, remodeled, repaired, energized or occupied in violation of this Code or any of the technical codes; provided, however, that notice and an opportunity for informal hearing shall first be afforded the owner and occupant.

SECTION 4: Section 204 is hereby deleted in its entirety and a new Section 204, consisting of Subsections 204.1 and 204.2 is substituted therefor, reading as follows:

SECTION 204 Appeal Procedures

204.1 Administrative Appeal. Whenever an actual or potential violation of any of the technical codes or this Code is identified by staff of the Department, either at the plan review stage or during construction, and the permittee or permit applicant desires administrative appeal of the conclusion or decision, based upon code interpretation or hardship, the permittee or applicant may obtain such review from the Building Official's Hearing Committee. The Committee shall consist of:

- The Director, a Deputy Director, or another designee.
- An Inspection Supervisor or the Supervisor's designee.
- The Plans Examination Supervisor or the Supervisor's designee.
- Additional inspectors or technical persons, at the Director's discretion.

An application for administrative appeal shall be filed on forms made available by the Building Official and must be filed no later than 4:30 p.m. on the day preceding the appeal meeting to be held that week. The application should contain sufficient information to enable the Committee to perform its review. A filing fee of one hundred dollars (\$100.00) will be charged for each appeal. The Committee will meet within eight (8) days after an application has been properly filed, with notice thereof to the applicant. The applicant may, but is not required to, attend the hearing. The decision of the Committee shall be made by the Director or his designee, after receiving input from other Committee members. An applicant who is aggrieved by the Committee's decision may appeal that decision in accordance with Subsection 204.2 of this Section.

204.2 Appeals to City Council.

1. **Right of Appeal.** The City Council of the City of Las Vegas is hereby designated as the board of appeals to hear and decide appeals where it is alleged by an aggrieved party that there is an error in any order or decision made by the Building Official in the enforcement of this Code or the technical codes, or an error in any decision of the Hearing Committee pursuant to Subsection 204.1.

2. **Manner of Appeal.** An appeal may be initiated by filing with the Building Official, within 20 days after the Building Official's order or decision, a written appeal containing:

- a. A heading in the words: "Before the City Council of the City of Las Vegas";
- b. A caption reading "Appeal of" followed by the names of all appellants participating in the appeal;
- c. A brief statement setting forth the legal interest of each of the appellants in the building or land involvement in the decision or order;
- d. A brief statement in ordinary and concise language of the specific decision or order protested;
- e. A brief statement in ordinary and concise language of the relief sought, such as that the order or decision should be reversed or modified; and
- f. A statement setting forth the legal or equitable basis of the relief sought by the appellant.

3. **Processing of Appeal.** Upon receipt of any appeal filed pursuant to this Subsection, the Building Official shall present it at the next available regular or special meeting of the City Council for the setting of a hearing date.

4. **Appeal Hearing Date.** Upon receiving a written appeal, the City Council shall fix a date, time and place for the hearing of the appeal by the Council. The date shall be not less than 21 days nor more than 60 days from the date the appeal was filed with the Building Official. Written notice of the time and place of hearing shall be given at least 10 days prior to the date of the hearing to each appellant by the Building Official, either by causing a copy of the notice to be delivered to the appellant personally or by certified mailing postage prepaid, addressed to the appellant at the address shown on the appeal documents.

5. **Waiver.** Failure of any person to file an appeal in accordance with the above provisions shall constitute a waiver of the right to an administrative hearing and adjudication of the decision or order of the Building Official.

6. **Issues Considered.** Only these matters or issues specifically raised by the appellant in the written appeal shall be considered on the hearing of the appeal.

7. **Vote.** A majority vote of the City Council shall be necessary to reverse or modify any order or decision of the Building Official.

SECTION 5: Section 301 is hereby amended by deleting Subsection 301.1 and substituting therefor a new Subsection 301.1 and a new Subsection 301.1.1, reading as follows:

301.1 Permits Required. Except as otherwise specified in this Section, no building, structure, building service equipment or onsite improvement regulated by this Code or any of the technical codes shall be erected, constructed enlarged, altered, repaired, moved, improved, removed, converted, or demolished unless a separate, appropriate permit for each building, structure, building service equipment or onsite improvement has first been obtained from the Building Official. If work is commenced before a necessary and appropriate permit for the work has been obtained, the Building Official is authorized to charge an additional fee in the amount of the building permit fee (i.e., a double fee).

301.1.1 Licensing Requirements. No building permits shall be issued for building work that is required to be performed by a licensed contractor under NRS Chapter 624 unless the applicant is appropriately licensed by the State of Nevada and is licensed to do business within the City. Whenever two or more trades (building, plumbing, mechanical, or electrical) are to perform work on a project, a general contractor must be retained for the project, unless this requirement is waived by the Building Official. A general contractor to whom a permit is issued shall be responsible for all work authorized for the project and shall post at the job site a list of all subcontractors doing work on the job with their names, their State subcontractor's license numbers and classifications and their City business license numbers. Mechanical, electrical and plumbing subcontractors shall register with the Department when all permits have been taken out by the general contractor. Contractors and subcontractors must meet all applicable qualifications and requirements described in the technical codes.

NOTE: Additional licensing requirements concerning plumbing work are contained in Sections 22 to 31, inclusive, of this Supplemental Document. Additional licensing requirements concerning mechanical work are contained in Sections 32 to 35, inclusive, of this Supplemental Document.

SECTION 6: Section 301 is hereby amended by deleting Subsection 301.2, including its constituent subdivisions and substituting therefor a new Subsection 301.2, reading as follows:

301.2 Work Exempt from Permit. A building permit shall not be required for the following:

1. Construction work on property owned by the United States or on property owned by any other governmental entity, to the extent exempted by State law.

2. Amusement devices and structures, including merry-go-rounds, ferris wheels, rotating conveyances, slides and similar devices, and any other accessory structure consisting of a cover or roof whose use is necessary for the operation of any such device or structure when the device or structure is used for less than 30 days. A storage building or detached structure that is not an integral part of an amusement device or structure does not qualify as an exempt accessory structure for purposes of this paragraph. The exemption contained in this paragraph likewise does not apply to any electrical, mechanical or plumbing work that is to be done in connection with amusement devices or structures that are to be used on a site.

3. Oil derricks.

4. Movable cases, counters and partitions that do not exceed 5 feet 9 inches in height and do not contain electrical branch circuits.

5. Privately owned water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons and the ratio of height to diameter or width does not exceed two to one.

6. Platforms, walks and driveways not more than 30 inches above grade and not over any basement or story below, when built in conjunction with a building that is classified as a Group R, Division 3 one-family or two-family dwelling, or a U Occupancy.

7. Painting, papering and similar finish work, except for trim and decorative work exceeding 0.5 pounds per square foot or 0.35 pounds per lineal foot in weight.

8. Temporary motion picture, television and theater stage sets and scenery.

9. Window awnings supported by an exterior wall of a Group R, Division 3 one-family or two-family dwelling, or a U Occupancy, when projecting not more than 54 inches.

10. Residential television or radio antennas whose height design does not exceed 10 feet above the height of the tallest structure on the property, and so located that the distance to the nearest property line is equal to or greater than the total height of the antenna mast.

11. Construction directly relating to the delivery of a utility service, built by a public utility company operating under the control of the Nevada Public Service Commission. This exemption applies only to buildings, structures, or service equipment that is directly used in utility generation or distribution and is installed on properly registered easements belonging to water, gas, power, telephone, or other utility companies operating under the control of the Nevada Public Service Commission, another State agency, or a public franchise. This exemption does not apply to office buildings, grading, occupied support buildings or general site development.

12. Portable motors or other portable appliances energized by means of a cord or cable having an attachment plug end to be connected to an approved 120-volt receptacle, when that cord or cable is permitted by the Electrical Code.

13. The repair or replacement of fixed motors or fixed approved appliances of the same type and rating in the same location.

14. The installation, alteration or repair of electrical wiring, apparatus or equipment for the generation, transmission, distribution or metering of electrical energy or in the operation of signals or the transmission of intelligence by a public utility in the exercise of its function as a serving utility.

15. Any portable unit refrigerating system (cooling only) as defined in the Mechanical Code.

16. Any wall, including a retaining wall, that is not over 2 feet in height, measured from the low finished grade to the grade on the opposite side. This exemption does not apply to:

- a. Any wall that supports a surcharge;
- b. Any wall (including a patio wall) that retains flammable liquids; or
- c. Any wall of combined materials that exceeds 2 feet in height.

NOTE: Exemption from the permit requirements of this Code shall not be deemed to authorize any work to be done in violation of the provisions of the technical codes or any other City ordinances or regulations.

SECTION 7: Section 301 is hereby amended by adding thereto a new subsection, designated as Subsection 301.3, reading as follows:

301.3 Manufactured Housing, Travel Trailer and Recreational Vehicle Permits.

1. Manufactured Housing Installations (R-MH or R-MHP District). Manufactured housing installations are under the jurisdiction of the Nevada Department of Business and Industry. The units shall bear a seal from a recognized approval agency.

2. Travel Trailers or Recreational Vehicles (R-MH or R-MHP District). Travel trailers or recreational vehicles are under the jurisdiction of the Nevada Department of Business and Industry.

3. Temporary Residential Use Pending Construction. Nothing in this Code or the technical codes shall be deemed to prohibit any owner of a lot or parcel of land from parking his own manufactured home or recreational vehicle thereon and living therein. Before placing or parking the manufactured home or recreational vehicle, the owner must:

- a. Obtain a building permit for a permanent residence to be located on the same lot and for the owner's use;
- b. Execute in the City's favor a surety bond or equivalent, in accordance with the provisions of Paragraph (4) below;
- c. Obtain a permit for the temporary placement of the manufactured home or recreational vehicle; and
- d. Provide the proper sanitary facilities in the manner required by the Clark County Health District.

The period of occupancy may not exceed one year after the permit for temporary placement is issued. Upon written request, the Building Official may grant a single extension of time of up to six months.

4. Surety for Removal. The surety bond required by this Subsection shall be in the amount of one thousand dollars (\$1,000.00), shall secure the removal of the manufactured home or recreational vehicle, and shall be conditioned upon the owner's maintaining in force a valid building permit during the entire time the manufactured home or recreational vehicle is in place. As an alternative to the surety bond, the owner may deposit the sum of one thousand dollars (\$1,000.00):

- a. With the City Treasurer, to be refunded upon full compliance with this Subsection;
- or
- b. With a financial institution, provided that the owner, the City and the financial institution have entered into a security agreement that is acceptable to the City Attorney. The arrangement described in this Subparagraph (b) is referred to below as cash-in-lieu-of-bond.

5. Temporary Placement for Contractor/Security Purposes. Nothing in this Code or the technical codes shall be deemed to prohibit the temporary placement of a manufactured home or travel trailer for the use of a contractor engaged in construction work on the same parcel of land. In addition, a manufactured home or travel trailer may be temporarily placed upon any commercially zoned lot or parcel of land to be used for security purposes when approved by the Building Official. Any placement of a temporary manufactured home or travel trailer for the purpose of living there shall be subject to the requirements concerning installation, permitting, bonding, and time limits as set forth in Paragraphs (3) and (4) above. Any such manufactured home or travel trailer shall be properly installed and maintained in accordance with this Subsection.

6. Temporary Placement of Manufactured Building for Commercial Operation. Nothing in this Code or the technical codes shall be deemed to prohibit a commercial operation from temporarily operating within a manufactured building when the use has been approved by the City

Council. In the event of Council approval, the duration of the temporary use shall be in accordance with this Subsection or as determined by the City Council. The period of occupancy may not exceed one year from the date of approval. The Building Official may, upon written request, grant a single six-month extension, provided that a valid building permit is in force at the time the extension is requested and the City Council has approved the extension. Any such manufactured home or travel trailer shall be properly installed and maintained in accordance with this Subsection.

7. Enforcement. Enforcement of the provisions of this Subsection 301.3 shall be in accordance with this Paragraph (7). Each reference in this Paragraph (7) to the term "manufactured home" includes a travel trailer or recreational vehicle.

a. Whenever the Building Official or his designee finds that a manufactured home has remained on the permit holder's property for a period in excess of the limits specified above, he may issue a written notice and order to comply to the principal and to any surety on the bond. Notice to the principal is sufficient if sent by certified mail, return receipt requested, to the address provided by the principal on the application for the permit. The notice and order shall state the estimated cost of removal, and provide that if the manufactured home is not removed within (30) days from the date of notice, the bond shall be forfeited.

b. Any permit holder or surety who believes that no violation described in Paragraph (7)(a) above has occurred may, within 15 days after the date of the notice and order, apply in writing to the Department for a hearing. The Department shall forthwith set a date for the hearing, with at least five days written notice to the requesting party. The hearing shall be conducted by the Building Official or his designee.

c. The compliance order shall be stayed from the date a timely hearing request is received by the Department until a decision is rendered by the Department, and by the City Council in the event of a timely appeal of the Department's decision.

d. After the requested hearing, the Building Official may rescind, modify or affirm the order of compliance.

e. Within ten days after the date the Department's decision is rendered, the permit holder or surety may, if dissatisfied, appeal to the City Council by filing a written notice of appeal with the Department.

f. Upon receipt of an application from the person required to remove the manufactured home and an agreement by that person to comply with the order if allowed additional time, the Building Official or his designee may, at his discretion, grant an extension of time, not to exceed an additional one hundred and eighty (180) days, within which to remove the manufactured home. The Building Official or his designee's authority to extend time is limited to the removal of the manufactured home and shall not in any way affect the time to appeal the notice and order.

g. After receipt of a notice and order to comply, the surety must, within the time limits specified above, either cause the manufactured home to be removed or pay over to the Department the cost of removal after the manufactured home is removed by the Department. The Building Official or his designee may proceed by such mode as is deemed convenient to cause the

manufactured home to be removed. The Building Official or his designee may, in accordance with City contracting procedures, hire a private contractor to remove the manufactured home.

h. If a cash bond has been posted, notice of default as provided shall be given to the principal, and if the compliance is not obtained within the time limits specified, the Building Official or his designee may proceed without further notice to use the cash deposit or any portion of the deposit to cause the manufactured home to be removed, by contract or otherwise. The balance, if any, of such cash deposit shall, upon the completion of the work, be returned to the depositor or to his successors or assignee after deducting the cost of the work.

i. If cash-in-lieu of bond has been deposited, the notice of default shall be given to the principal, and if the compliance is not obtained within the thirty (30) days specified, the Building Official or his designee may withdraw the deposited funds and use them to cause the manufactured home to be removed by contract or otherwise. The balance, if any, shall upon the completion of the work, be returned to the depositor or to his successors or assignee after deducting the cost of the work.

j. In any instance where the Building Official or his designee has caused a manufactured home to be removed, the manufactured home may be placed in storage at any location within Clark County, Nevada, and all costs of that storage shall be borne by the owner of the mobile home upon reclaiming the manufactured home. Upon the owner's failure to pay storage costs, the manufactured home may be sold in accordance with NRS Chapter 108.

k. Any costs in excess of the forfeited bond amounts shall be charged to the principal. Where the full amount due to the City is not paid by the principal within 60 days after the City has removed the manufactured home, the Building Official or his designee may request the City Attorney to commence appropriate legal proceedings to obtain payment.

8. Adoption of Guidelines. The Department may adopt procedural guidelines to be used in implementing this Subsection 301.3.

SECTION 8: Section 301 is hereby amended by adding thereto three new subsections, designated as Sections 301.4, 301.5 and 301.6, respectively, reading as follows:

301.4 Grading Permit-Acreage Limitations. In order to minimize the environmental impacts of large-scale grading, a grading permit shall authorize the grading of no more than 120 acres at a time. The Building Official may increase the acreage authorized for grading in the case of:

1. Golf course development; or
2. Other large-scale development, if the applicant or permittee demonstrates to the satisfaction of the Building Official that enhanced dust control mitigation measures are in place to ensure that the increase in grading activity will not adversely impact neighboring properties.

301.5 Moving of Buildings.

1. In order to move any building or structure to or from a location within the City, a moving permit must be obtained in advance. The application for a permit must describe the proposed new location for the building or structure. After a permit is issued, but before the building or structure is moved, the applicant must contact a Supervisor of Building Inspections to schedule field inspections of the building that is to be moved and the site from which it is being moved. Field inspections may include, without limitation, the following items:

- a. Visible structural integrity of the structure.
- b. Required or proposed means of egress.
- c. Electrical wiring and grounding.
- d. Plumbing and gas line location, and compliance with applicable codes.
- e. Site safety, including the capping of lines, disconnection of electrical power, filling of holes, and removal of other potential hazards.

The moving of buildings shall be subject to the requirements (and the prior approval, if applicable) of the Traffic Engineering Division of the Department of Public Works, the Nevada Department of Transportation, and any other agency having jurisdiction.

2. With regard to any structure proposed to be moved to a location within the City, whether it is proposed to be moved from another location within the City or from a location outside the City, the application for a moving permit shall be accompanied by an application for a building permit, including the submittal of plans of the type and extent that would be required for the initial erection of that structure and comply with current codes. The Department is authorized to require letters from design professions verifying structural integrity and compliance with the Model Energy Code. The review and approval of those plans shall also include and be subject to review and verification by the Department of Planning and Development, and the Land Development Division that the proposed location of the building, whether permanent or temporary, is permissible and appropriate under applicable zoning and development regulations.

301.6 Demolition Permits. A separate permit is required for each building, address or suite at which demolition is to occur. Any required sewer investigation permit must be obtained prior to the issuance of a demolition permit.

SECTION 9: Section 302 is hereby amended by deleting Subsection 302.3 and substituting therefor a new Subsection 302.3, reading as follows:

302.3 Information on Plans and Specifications. Plans and specifications shall be drawn to scale upon substantial paper whose sheets will be of a uniform size not to exceed 42 x 30 inches in size. The plans and specifications shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and to show in detail that the work will conform to the provisions of the technical codes and all relevant laws, ordinances, rules and regulations.

Except as otherwise provided below, a geotechnical report must be submitted with the plans and specifications that pertain to an application for building permit. The report must be prepared by a registered design professional. Recommendations included in the report and approved by the Building Official shall be incorporated in the construction documents. Minimum explorations shall conform to Section 1802.4.2 of the 2003 International Building Code (IBC), as adopted by the City. Information contained in the geotechnical report shall conform to Section 1802.6 of the 2003 IBC, as adopted by the City.

Exception. At the option of the Building Official, the following projects may be exempted from submitting a geotechnical report:

1. Habitable remodels or additions to a dwelling unit with a footprint less than 600 square feet.
2. Storage, garage, agricultural, and similar use buildings, such as gazebos and playhouses, associated with a dwelling unit with a footprint less than 600 square feet.
3. Single story commercial structures less than 600 square feet.
4. Fences.
5. Manufactured housing, trailers, modular buildings, and pre-engineered carports.
6. Signs less than 50 feet in height.

SECTION 10: Section 303 is hereby amended by deleting Subsection 303.4 and substituting therefor a new subsection 303.4, reading as follows:

303.4 Expiration. Every permit issued by the Building Official with respect to work governed by the technical codes shall expire by limitation and become null and void if the building or work authorized by the permit is not commenced within 180 days from the date of the permit, as documented by an inspection, or if the building or work authorized by the permit is suspended or abandoned at any time after the work is commenced for a period of 180 days, as documented by an inspection. Permits shall also expire when corrections which have been required by means of a notice to correct have not yet been completed within thirty (30) days after the inspection. Before the work can be recommenced, a new permit therefor shall first be obtained, and the fee therefor shall be one half the amount required for a new permit for the work, provided that no changes have been made or will be made in the original plans and specifications for the work, and provided further that the suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee and shall be subject to all development/impact fees current at the time of the new permit. Any permittee holding an unexpired permit may apply for an extension of the time within which to commence work under that permit when the permittee is unable to commence work within the time required by this Section for good and satisfactory reasons. The Building Official may extend the time for action by the permittee for a period not exceeding 180 days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. The Building Official may extend a permit more than once.

SECTION 11: Section 304 is hereby amended by deleting Subsections 304.1, 304.2, and 304.3, and substituting therefor new Subsections 304.1, 304.2, and 304.3, reading as follows:

304.1 General. Fees shall be assessed in accordance with the provisions of this Section and the fee tables adopted in connection with this Supplemental Document. Political subdivisions which by law are exempt from the payment of building permit fees are not exempt from:

1. The plan review fees described in this Section 304;
2. Sewer connection fees; or
3. Any other development-related fee, except to the extent provided by law.

Section 304.2 Permit Fees. The fee for each permit shall be as provided in set forth in Table Nos. 3-A through 3-C, as adopted in connection with this Supplemental Document and amended by the City Council from time to time.

The determination of value or valuation under this Code or any of the technical codes shall be made by the Building Official. The valuation to be used in establishing the building permit and building plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, painting, roofing, electrical, plumbing, heating, air-conditioning, elevators, fire-extinguishing systems and other permanent equipment. In order for the Building Official to determine the valuation for purposes of establishing the building permit and building plan review fees, the applicant must provide a total construction valuation for each project, including the builder's profit, if applicable. The valuation to be used by the Building Official shall be the greater of the declared valuation or the valuations as calculated from the Chart of Minimum Valuation Per Square Foot, which is attached to Table No. 3-A.

304.3 Plan Review Fees.

1. When the submission of plans or other data is required by Section 302, a plan review fee shall be paid at the time plans and specifications are submitted. The building plan review fee for buildings or structures shall be as set forth in Table No. 3-A, calculated at 65 percent of the building permit fee. An additional fee shall be charged for zoning requirement review.

2. No separate plan review fee shall be charged for repetitive permits for electrical, mechanical or plumbing work when all permits (building, electrical, mechanical, and plumbing) are sought on one application. When separate permits by trade area are requested, plan review fees for electrical, mechanical and plumbing work for each permit shall be as set forth in the Notes to Table No. 3-A.

3. The plan review fee for grading work shall be as set forth in Table No. 3-B.

4. If two or more buildings (residential dwellings) are to be built from a single model building plan without substantial modifications, as determined by the Building Official, and the model building plan is submitted by any one building contractor while the Building Code under which the plans were approved by the Building Official are in effect, then:

a. The plan review fees for each model building plan shall be sixty-five percent (65%) of the aggregate building permit fees, plus \$50.00 for each additional exterior design elevation.

b. An additional issuance fee for each subsequent use of that model plan (tract house) shall be paid, in the amount of \$35.00.

5. Plan review for repetitive plans is valid for the period during which the Building Code under which plans were reviewed is in effect. Plans must be resubmitted within 6 months after the adoption of a more recent edition of the Building Code. Plan review fees shall be sixty-five percent (65%) of the building permit fee.

6. Plan review for non-repetitive plans is valid for 6 months after approval. Unless permits are issued within that period, plans must be re-reviewed under the then-current Building Code and new plan review fees paid.

7. The plan review fees described in this Subsection 304.3 are separate and in addition to the permit fees described in Subsection 304.2 of this Section.

8. Where plans are incomplete or are changed so as to require additional plan review, an additional plan review fee shall be charged at the rate shown in Table No. 3-C.

9. Where a permit has been issued, and subsequently the builder, owner or representative requests a change in the plan which would require the preparation of new permit documentation, an additional fee shall be charged in the amount of \$35.00 for each new permit required.

SECTION 12: Section 304 is hereby amended by adding to Subsection 304.6 thereof a new paragraph, reading as follows:

Except with respect to fees erroneously collected, administrative issuance fees and zoning requirement review fees will not be refunded.

SECTION 13: Section 304 is hereby amended by adding thereto three new subsections, designated respectively as Subsections 304.7, 304.8 and 304.9, reading as follows:

304.7 Moving Permit Fees. For moving a building or structure, the fee shall be as set forth in Table No. 3-C.

304.8 Demolition and Related Permit Fees. The fee for any demolition permit and related sewer investigation permit, as set forth in Table No. 3-C, shall be paid at the time of issuance of the permit and prior to any demolition work being done by the permittee. A separate fee must be paid for each permit required by or described in Subsection 301.6.

304.9 Other Fees. See Table No. 3-C.

SECTION 14: Section 305 is hereby amended by deleting Subsection 305.5 and substituting therefor a new Subsection 305.5, reading as follows:

305.5 Required Building Inspections. All work regulated by this Code and the technical codes must be inspected and approved before being covered or concealed, and finished work must be inspected and approved before occupancy. The sequence and types of required inspections will be indicated on the inspection report card. The absence of such indication shall not be deemed to waive any inspection requirement. The Building Official, upon notification, shall make inspections that may include, but are not limited to, the following, and shall either approve that portion of the construction as completed or shall notify the permit holder or his agent of construction that fails to comply with this Code or the technical codes:

1. Foundation Inspection. To be made after excavations for footing are complete and required reinforcing steel is in place. For concrete foundations, required forms shall be in place prior to inspection. All materials for the foundation shall be on the job, except when concrete is ready-mixed in accordance with approved nationally recognized standards, the concrete need not be on the job. When the foundation is to be constructed of approved treated wood, additional inspections may be required by the Building Official.

2. Concrete slab or under-floor inspection. To be made after in-slab or under-floor building service equipment, conduit, piping accessories and other ancillary equipment items are in place but before any concrete is placed or floor sheathing installed, including the subfloor.

3. Frame inspection. To be made after the floor, framing, fire blocking and bracing are in place and all pipes, chimneys and vents are complete and the rough electrical, plumbing, and heating wires, pipes, and ducts are approved.

4. Lath and/or wallboard inspection. To be made after lathing and wallboard, interior and exterior, is in place but before plaster is applied or before wallboard joints and fasteners are taped and finished.

5. Final inspection. To be made after finish grading and the building is completed and ready for occupancy.

SECTION 15: Section 306 is hereby amended by deleting Subsection 306.1, including the subparts thereof that follow, and substituting therefor a new Subsection 306.1, reading as follows:

306.1 General. In addition to the inspections that are referred to in Section 305 of this Code, special inspections shall be conducted for the types of work listed under Section 1704 of the 2003 International Building Code (IBC). Structural tests and special inspections shall comply with Chapter 17 of the IBC, including Subsections 1704.4, 1704.5, 1704.7, 1704.7.4, and 1704.15 thereof, as adopted by the City. The special inspector must be one who is approved by the Building Official and must be assigned to the construction project until all special inspection work is completed in accordance with this Subsection.

If one or more special inspectors are assigned and employed by the City, the owner or contractor shall reimburse the City for the costs of employing the special inspector(s). Reimbursement shall be made within 30 days after billing. If full reimbursement has not been made within 30 days after the final billing, the City may place a labor lien on the affected property in accordance with the provisions of the Nevada Revised Statutes.

SECTION 16: Section 307 is deleted in its entirety with no substitution.

SECTION 17: Section 308 is hereby amended by adding thereto two new subsections, designated as Subsections 308.3 and 308.4, respectively, reading as follows:

308.3 Construction Power. The Building Official may authorize temporary construction power, which is a privilege granted solely for convenience.

308.4 Revocation of Temporary Connection or Construction Power. Temporary connections of construction power may be revoked, upon written notice, for the use of temporary construction power for permanent occupancy, and may be revoked with or without notice for tampering with the electrical service panel in violation of the National Electrical Code and utility company requirements, or in the event work is suspended or abandoned as described in Subsection 303.4.

SECTION 18: Subsection 309.1 is hereby amended by deleting both the first paragraph thereof and the exception that follows and substituting for that paragraph and exception the following paragraph:

309.1 Use or Occupancy. No building or structure shall be used or occupied, and no change in the existing occupancy classification of a building or structure or portion thereof shall be made until the Building Official has approved the building or structure for occupancy, either by means of a Certificate of Occupancy or by the approval of a final inspection.

SECTION 19: Subsection 309.3 is hereby amended by adding thereto a new paragraph, reading as follows:

For purposes of enforcing this Code, existing buildings for which a Certificate of Occupancy has never been issued shall be deemed to have been issued a Certificate. Nothing in this paragraph, however, shall be construed to mean or imply that any such building complies with the requirements and provisions of the technical codes.

SECTION 20: Section 309 is hereby amended by adding thereto a new subsection, designated as Subsection 309.7, reading as follows:

309.7 Utilities. Upon revocation of a Certificate of Occupancy, the Building Official may order the disconnection or discontinuance of utility services upon at least three (3) days written notice to the owner and occupant.

SECTION 21: Table Nos. 3-A to 3-H, inclusive, are hereby deleted in their entirety, and new Table Nos. 3-A, 3-B and 3-C, which are attached hereto and incorporated by this reference, are adopted in lieu thereof.

PROVISIONS RELATING TO THE PLUMBING CODE

SECTION 22: In connection with the administration and enforcement of the Uniform Plumbing Code, 2000 Edition, the provisions which are set forth as Sections 23 to 31, inclusive, of

this Supplemental Document are hereby adopted.

SECTION 23: GENERAL PROHIBITIONS.

A. It is unlawful for any person to conduct, carry or engage in the business of plumbing or act in the capacity of a plumbing contractor without first having obtained a license from the State of Nevada Contractor's Board to carry on the trade of plumbing.

B. It is unlawful for any person to conduct, carry on or engage in the business of installing, altering or repairing sewers or private sewage disposal systems without first having obtained a license from the State of Nevada Contractors Board to carry on the trade of plumbing.

C. It is unlawful for any person to work or labor at the trade of plumbing unless that person has successfully passed an examination by an approved agency and has a valid current Plumber's Certificate of Qualification, as required by the Nevada Revised Statutes and the Rules and Regulations of the State of Nevada Contractors Board.

EXCEPTION: Apprentices and helpers.

D. Contractors that are described in Section 25(F) and their employees engaged in the construction of underground utility lines, as described in that Section, are exempt from the provisions of this Chapter that require a Certificate of Qualification, but such contractors must possess both a valid State Contractor's License and a City business license to carry on the business of contracting, as distinct from engaging in the business of plumbing.

SECTION 24: DEFINITIONS AND QUALIFICATIONS OF CONTRACTORS AND PLUMBERS.

A. A Plumbing Contractor is a person who holds a license from the State of Nevada Contractors Board and a business license from the City to carry on the trade of plumbing.

B. A Certified Plumber is a person who has successfully passed an examination given by an approved agency and has a valid current Plumber's Certificate of Qualification.

C. A Master Plumber is a person who was certified as such by a local entity before July 1, 1985.

D. A Qualified Individual or QI is a person who has passed an appropriate examination(s) of the State of Nevada Contractors Board subsequent to July 1, 1985, and otherwise meets the qualifications of, and has been accepted by, the State of Nevada Contractors Board as a Qualified Individual in one or more of the subcategories of plumbing contracting (or as appropriate to the work to be permitted) after July 1, 1985.

SECTION 25: PERMITS; WORKSITE REQUIREMENTS

A. Permits may be issued to plumbing contractors having a State of Nevada Contractor's license and City business license for any plumbing or drainage work regulated by the Uniform

Plumbing Code.

B. Permits may be issued to any properly licensed person to install, alter or enlarge irrigate systems, providing that required backflow prevention devices are installed to existing water lines.

C. Permits may be issued to licensed fire sprinkling contractors or licensed plumbing contractors for the installation of automatic fire extinguishing systems, provided that all work conforms to the requirements of the most recent edition of the National Board of Fire Underwriters Standard #13.

D. Permits may be issued to any person to do plumbing or drainage work regulated by the Uniform Plumbing Code in a single family dwelling used exclusively for living purposes, including the usual accessory buildings or quarters in connection with such buildings, provided that the person is the bona fide owner of the dwelling and accessory buildings or quarters, and the same are occupied or designated to be occupied by the owner.

E. A permit may be issued for the original installation of permanent and rental water softening equipment, provided the work done involves only minor changes in the existing water lines. Every application for a permit shall be accompanied by a sketch or drawing of the proposed installation. The person making the installation, at a minimum, must have successfully passed an examination given by an approved agency for a limited certificate of competency, permitting the holder to make minor changes in the present water system to install only permanent and rental water softening equipment. If the installation involves connecting to the drainage system, this work must be done by a certified plumber unless the building is provided with a drain connection suitable for the purpose of connecting a water softener. For purposes of this paragraph, "minor changes" in the water system shall be construed to mean that no more than one cut into the existing water lines will be required.

F. A permit may be issued to any general engineering contractor, or to any sewer, sewage disposal, drain and pipelaying contractor, pipeline contractor or industrial piping contractor licensed by the State of Nevada, for work within that contractor's respective specialty or specialties, for the construction and installation of sewer, water, or other underground utility lines on private or public property up to a point not less than five (5) feet from the building and, with respect to a manufactured home or recreational vehicle park, for installation of pipeline systems in accordance with approved plans.

G. A permit may be issued to any refrigeration or air conditioning contractor who holds both a valid State of Nevada Contractor's License, Classification C-21 (a) or (b), and a valid business license issued by the City, to install gas piping which is directly related and necessary to the repair or replacement of a refrigeration, heating or air conditioning system, not exceeding 500,000 BTUH per permit (based on natural gas input). The permittee shall only use qualified workers who have met City requirements for installation of gas lines. The permittee shall not modify or alter any gas piping except for that gas piping allowed by this Subsection.

H. At least one Certified (Journeyman) Plumber must be on any job site while work is being performed.

SECTION 26: CERTIFICATION

A. Certification. A Master Plumber or Qualified Individual Certification shall be recognized and accepted by the Building Official upon receipt of a certification issued by a third-party independent agency recognized by the Building Official as demonstrating competency in the field of plumbing.

B. Renewal of Certificates. Master or Qualified Individuals are required to insure that their Master and Qualified Individual certifications are maintained in a current active status in accordance with the third party testing agency accepted by the State of Nevada Contractors Board and to renew as required.

C. Nonrecognition of Certificate. A Master or Qualified Individual who has been found not to meet the qualification standard of the State of Nevada Contractors Board for a Qualified Individual in any plumbing contractor's license classification shall not be recognized as certified, until the individual meets the standards of certification by re-examination.

D. Reciprocal Sanctions. The record of disciplinary action taken by any governmental entity in Clark County against a holder of a Master or Qualified Individual Certificate shall be reviewed by the Administrative Authority, who shall determine if sanctions shall be imposed upon the individual.

SECTION 27: RESPONSIBILITY FOR CERTIFICATION; REVOCATION OF CERTIFICATE OR OF RECOGNITION THEREOF.

A. A plumbing contractor shall be responsible for ensuring that plumbers under the contractor's control have certificates.

B. Upon presentation to the Building Official of allegations that the holder of any certificate has violated any provisions of this Code or other City ordinance regulating plumbing installations and permits, or is incompetent or unfit to comply with such regulations, the Building Official may seek action by the City Council to suspend or revoke the certificate (or recognition thereof), or take other disciplinary measures. All recommendations must be filed through Building Official, who will proceed with all necessary paperwork for Council action. The certificate holder shall be given notice of the allegations against him and the opportunity to appear at the hearing to refute the charges. If, after the hearing, it is voted to recommend the suspension or revocation of the certificate or recognition, the holder shall be notified in writing by the Building Official that such a recommendation has been made and that, unless he can show good and sufficient cause to the City Council why revocation should not occur, the City Council may order the Building Official to revoke the certificate or recognition thereof. This notification shall be delivered to the holder of the certificate at least ten (10) days in advance of the action by the City Council. When a certificate or recognition has been revoked, no new certificate or recognition shall be granted to the same person to perform plumbing work within the City until that person has waited at least one (1) year and the Building Official determines that the applicant meets all of the requirements of this Code. The City Council may, at any time on its own motion and after notice and hearing and for good and proper cause, revoke or suspend any certificate (or recognition thereof), or take other disciplinary action against the holder.

SECTION 28: PLAN/CALCULATION PREPARATION

A. It shall be the responsibility of every contractor and the contractor's Master Plumber or Qualified Individual to inform the Building Official in writing of any change of employment status on his Master or Qualified Individual within ten (10) days thereafter.

B. When plans and calculations are not stamped with the seal of an architect or engineer who is responsible for the work, the plumbing contractor shall be responsible for design and conformance with this Code. The plumbing contractor shall provide on any plans a title block which includes the plumbing contractor's company and individual names and the State Contractor's License Number.

EXCEPTION: An owner-builder may prepare plans for the owner-builder's own home. An owner-builder shall provide a title block and sign the building plans.

C. A Master Certificate or Qualified Individual Certificate shall be valid for one business only. Simultaneous use of the certificate for more than one contractor shall be grounds for certificate revocation. Notwithstanding anything above to the contrary, an owner holding a Master Certificate may be the Master Plumber for his own business.

SECTION 29: OCCUPANCY FEES FOR SEWER CONNECTION (See Chapter 14.04 of the Las Vegas Municipal Code for Schedule of Fees.)

Occupancy fees for sewer connection shall be due at the time of issuance of building permit or occupancy change. An application for occupancy change shall include the deposit for any additional fees that required to be paid. Credit for existing sewer shall be applied to the new sewer fees based on previous type of occupancy and only when the new occupancy requires an additional fee. The Building Official may authorize the refunding of sewer connection fees which are erroneously paid or collected and in instances where construction is not performed. All applications for refunds must be filed in writing by the original permittee not later than 180 days after the date of payment. All refunds are subject to an administrative fee to cover the processing of permits and refund applications. The administrative fee shall be \$50.00, or twenty percent (20%) of the total connection fee, whichever is less.

SECTION 30: SEWER TRUNK EXTENSION AND OVERSIZING REFUNDING AGREEMENTS

A. Sewer trunk extensions and oversizing necessary to serve real property within the City which is incapable of being served by existing sewer trunks may be installed pursuant to refunding agreements, at the discretion of the Director of Public Works, in accordance with the following procedures:

1. An applicant for a "sewer extension" refunding agreement will file an application with the Department of Public Works, accompanied by an approved design of the proposed installation.

2. When a "sewer oversizing" refunding agreement is required, the Department of Public Works shall designate the sizing for the proposed trunk extension; the depth at which it shall

be installed; the number, location and type of appurtenances to be included therein; and the location of the area from which the refund therefor will be derived. Two designs shall be prepared for the project, an oversizing design and a base design meeting the capacity needs of the development. Both designs shall have matching pipe crown elevations.

3. Upon receipt of approved design plans, the applicant shall submit to the Department of Public Works at least three (3) written bids (sealed) from licensed sewer contractors for the construction of the proposed sewer extension in accordance with the approved plans therefor; provided, however, that the Director of Public Works, at his discretion and upon good cause shown, may waive the requirement of those written bids.

4. Sewer refunding agreements are based on the lowest responsible bid. Oversizing costs are based on the lowest cost differential between the oversizing design bid and the base design bid. Reimbursable extension costs are based on the lowest bid minus the oversizing costs. Costs involving rock or hard material excavation shall not be included in the original refunding agreements. If the developer encounters rock or hard material excavation, the developer shall notify Off-site Inspection and Testing who will document the amount of hard material excavation encountered. The developer may request an amendment to the agreement based on the amount of hard material excavation encountered. As a prerequisite for City consideration for payment for rock or hard material excavation, notification will be provided to the City prior to commencement of work.

5. Any sewer trunk extension and appurtenant installation under a refunding agreement shall conform to Design and Construction Standards for Wastewater Collection Systems then in force in the City, and shall be subject to the acceptance by the City prior to the use thereof.

6. Upon the completion of construction of any such sewer trunk extension, "as built" plans of the installation shall be filed with the Department of Public Works.

B. Recovery of extension costs shall apply only to that portion of the extended sewer trunk in excess of two hundred (200) feet from its connection to the existing sewer trunk (the "trunk extension subject to refunding") and terminating at the nearest point of the development. The amount recoverable thereunder shall be as specified in the agreement but not to exceed ninety-five (95%) of the amount, based on the lowest acceptable bid, actually expended by the applicant, after any appropriate adjustment in cost, in the construction of the trunk extension subject to refunding; provided, however, that the cost resulting from any oversizing of the extended sewer trunk at the request of the City shall be pursuant to separate agreement and shall be paid after the acceptance by the City of the extended sewer trunks, or as specified in the agreement.

C. Unless otherwise provided by agreement, refunds pursuant to each refunding agreement shall be made by the City on or before the anniversary date of the refunding agreement in each year, and shall be in the amount of \$125.00 for each sewer connection fee received during the preceding 12 months from properties adjacent to the limits of the extension agreement. The right to any refund thereunder shall expire on the tenth anniversary of the execution of the agreement. In no event shall the aggregate refund to be made under any the refunding agreement ever exceed ninety-five percent (95%) of the costs expended by the applicant in connection with the installation of the trunk extension subject to refunding.

D. Unless otherwise specified by agreement, refunds associated with sewer extensions and reimbursements associated with oversizing shall be made to the applicant.

SECTION 31: FEES. Fees related to plumbing permits and plumbing work shall be as set forth in Table Nos. 3-A and 3-C.

PROVISIONS RELATING TO THE MECHANICAL CODE

SECTION 32: In connection with the administration and enforcement of the Uniform Mechanical Code, 2000 Edition, the provisions which are set forth as Sections 33 to 35, inclusive, of this Supplemental Document are hereby adopted.

SECTION 33: LICENSING. Any person, firm or corporation engaged in the business of installing, repairing, servicing maintaining or improving heating and air conditioning equipment or ductwork in the City shall first secure a State of Nevada Contractor's License and a City business license. Those licenses must be kept valid as long as the licensee is engaged in any business described in this Section.

SECTION 34: QUALIFIED PERSONS.

A. It is unlawful for any person to install, alter, reconstruct, repair or maintain any heating, ventilating, air conditioning or refrigeration equipment or evaporative cooler or cooling tower as described in this Code, unless the person is a qualified person or a regular salaried employee of a qualified person, in which latter case the qualified person shall be responsible for all work done by the employee.

B. The term "qualified person" shall be deemed to mean a person, firm or corporation holding both a valid contractor's license issued by the State of Nevada and a valid City business license, or a person who qualifies under Subsection (C) of this Section.

C. Any permit required by this Code may be issued to any person doing any construction or work regulated by this Code in a single family dwelling used exclusively for living purposes, including usual accessory buildings and quarters in connection with the single family dwelling, provided that:

1. The person is a bona fide owner of the dwelling, accessory building and quarters;
2. The same are occupied by or intended to be occupied by the owner; and
3. For the installation of any equipment, the owner applies for and obtains a permit for the construction work; provided, however, that no permit will be required for the repair, service or maintenance of existing equipment.

SECTION 35: FEES.

Fees related to mechanical permits and mechanical work shall be as set forth in Table Nos. 3-A and 3-C.