

City of Las Vegas

RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S CONFERENCE ROOM, EIGHTH FLOOR
CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>
MONDAY, DECEMBER 1, 2003
4:00 P.M.

RECOMMENDING COMMITTEE: COUNCILMAN WEEKLY AND COUNCILWOMAN MONCRIEF

CALL TO ORDER

ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

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

THE FOLLOWING BILLS MAY BE ELIGIBLE FOR ADOPTION AT THE 12/17/2003 CITY COUNCIL MEETING.

1. Bill No. 2003-99 – Annexation No. ANX-3087 – Property location: North of Centennial Parkway, east of Pull Road, south of Grand Teton Drive and west of Hualapai Way; Petitioned by: Land Title of Nevada, et al.; Acreage: 28.63 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
2. Bill No. 2003-100 – Amends the Redevelopment Plan for the Downtown Las Vegas Redevelopment Area to consolidate and update the Plan's land use designations, and to extend the duration of the Plan as permitted by State law. Proposed by: Robert S. Genzer, Director of Planning and Development
3. Bill No. 2003-101 – Allows bailbond services in the C-1 Zoning District by means of special use permit. Sponsored by: Councilman Lawrence Weekly
4. Bill No. 2003-102 – Appropriates a percentage of the annual capital improvements budget for securing, installing and maintaining works of art at City capital improvement projects. Sponsored by: Mayor Oscar B. Goodman
5. Bill No. 2003-103 – Prohibits the use of residential streets for the test-driving of vehicles offered for sale or lease by a vehicle dealership. Sponsored by: Councilwoman Janet Moncrief and Mayor Oscar B. Goodman
6. Bill No. 2003-104 – Allows trucking companies in the C-2 Zoning District by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development

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

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

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

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

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 Citizens Center, 450 E. Bonanza;
Clark County Government Center, 500 S. Grand Central Parkway

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS Chapter 241)

STATE OF NEVADA)

) ss

COUNTY OF CLARK)

Eva Cotton and Angela Crolli, employees of the City of Las Vegas, Nevada being first duly sworn, depose and say that on the **21st** day of **November, 2003**, a copy of a NOTICE, the attached of which is a true and correct copy of the Public Hearing - re: **Recommending Committee Meeting**, to be held on the 1st day of **December, 2003** was deposited in the United States Mail, Postage prepaid, First Class Certified Mail, to each person and/or organization whose name appears on the list maintained in the Office of the City Clerk.

Angela Crolli Eva Cotton

SIGNATURE

City Clerk

DEPARTMENT

Subscribed and sworn to before me this

24th day of November, 2003

Beverly K. Bridges
NOTARY PUBLIC in and for said County and State



AFFIDAVIT OF POSTING
(Posting required under the provisions of NRS Chapter 241)

STATE OF NEVADA)

) ss

COUNTY OF CLARK)

Jo Ann Williams, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the **21st** day of **November, 2003** at the hour of **2:30 P.M.** there were posted copies of a NOTICE, the attached of which is a true and correct copy of a **Recommending Committee Meeting** to be held on the **1st** day of **December, 2003**, Las Vegas, Nevada; to be posted on Public Bulletin Boards at the following locations:

1. In the Las Vegas Library, 833 Las Vegas Blvd.
2. In the Senior Citizens Center, 450 E. Bonanza Road
3. Clark County Government Center, 500 S. Grand Central Parkway
4. Court Clerk's Office Bulletin Board, City Hall Plaza, 400 Stewart Avenue (near the entrance to the Court Clerk's Office);
5. City Hall Plaza, Special Outside Posting Bulletin Board, 400 Stewart Avenue (in the walkway area between Metro and Municipal Court)

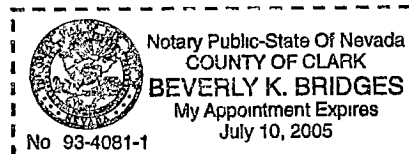

SIGNATURE

City Clerk
DEPARTMENT

Subscribed and sworn to before me this

24th day of November, 2003


NOTARY PUBLIC in and for said County and State



RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

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

MINUTES:

PRESENT COUNCILMAN WEEKLY and COUNCILWOMAN MONCRIEF

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

ANNOUNCEMENT MADE – meeting noticed and posted at the following locations

City Hall Plaza, Posting Board

Court Clerk's Bulletin Board, City Hall

Las Vegas Library, 833 Las Vegas Boulevard North

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Pkwy

(4:08)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-99 – Annexation No. ANX-3087 – Property location: North of Centennial Parkway, east of Puli Road, south of Grand Teton Drive and west of Hualapai Way; Petitioned by. Land Title of Nevada, et al.; Acreage: 28.63 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

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No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located north of Centennial Parkway, east of Puli Road, south of Grand Teton Drive and west of Hualapai Way. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (December 12, 2003) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-99 and Location Map

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-99 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

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

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:08 – 4:09)

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8 **BILL NO. 2003-99**

9 **ORDINANCE NO. _____**

10 AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY, TO
11 PARTICULARLY DESCRIBE THE LAND TO BE ANNEXED, TO MAKE ITS
12 INHABITANTS SUBJECT TO THE LAWS, OBLIGATIONS AND BENEFITS OF THE
CITY, AND TO PROVIDE FOR OTHER RELATED MATTERS. (ANX-3087)

13 Sponsored by: Councilman Michael Mack Summary: Annexes various parcels
14 described generally as located north of
15 Centennial Parkway, east of Puli Road, south
of Grand Teton Drive and west of Hualapai
Way.

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

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

21 Portion of Section 13 and Portions of Section 24, all in Township 19 South,
22 Range 59 East, M.D.M., in the County of Clark, State of Nevada, described
as follows:

23 **PARCEL 1**

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

26 **PARCEL 2**

27 The West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Southwest
28 Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section 24,
being Lot 1 and Lot 2 as shown on LAND DIVISION 66-81, recorded May
14, 1981 in Book 1400 as Instrument Number 1359968 of Clark County,

1 Nevada Records, and adjacent half street right of way of ROME
2 BOULEVARD (30 foot wide half street), half street right of way of
3 UNNAMED STREET (now PULI ROAD 50 foot wide half street) and half
4 street right of way of DARLING ROAD (30 foot wide half street) together
5 with 25.00 foot radius spandrel areas in the northwest corner of said Lot 1,
6 and southwest corner of said Lot 2, as dedicated by GRANT, BARGAIN,
7 SALE DEED recorded May 14, 1981 in Book 1400 as Instrument Number
8 1359969 of Clark County, Nevada Records.

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PARCEL 3

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

PARCEL 4

The East Half (E 1/2) of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section 24.

PARCEL 5

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

PARCEL 6

The Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24, being Parcel 1 as shown on LAND DIVISION 51-79, recorded May 22, 1979 in Book 1059 as Instrument Number 1018736 of Clark County, Nevada Records, and adjacent half street right of way of DEER SPRINGS WAY (40 foot wide half street) and half street right of way of ORNELIS STREET (now MICHELL CREST WAY 30 foot wide half street), together with 20 foot radius spandrel area in the northwest corner of said Parcel 1 as dedicated by GRANT, BARGAIN, SALE DEED recorded May 22, 1979 in Book 1059 as Instrument Number 1018737 of Clark County, Nevada Records.

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

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

1 1983;

2 D. The City is eligible to annex the described territory since the
3 landowners have signed a petition constituting one hundred percent
4 (100%) of the owners of record of individual lots or parcels of land
5 within the annexation area.

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

24 SECTION 4: The annexation of the described territory shall become
25 effective on the 12th day of December, 2003, and on that date the City will have the funds
26 appropriated in sufficient amount to finance the extension into the described territory of
27 police protection, fire protection, street maintenance, street sweeping, and street lighting
28 maintenance.

1 SECTION 5: The described territory, together with the inhabitants and
2 property thereof, shall, from and after the 12th day of December, 2003, be subject to all
3 debts, laws, ordinances and regulations in force in the City and shall be entitled to the same
4 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
5 levied by the City.

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

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

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

22 SECTION 9: All ordinances or parts of ordinances, sections, subsections,

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

3 PASSED, ADOPTED and APPROVED this _____ day of _____,
4 2003.

5 APPROVED:

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7 By OSCAR B. GOODMAN, Mayor

8 ATTEST:

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10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Val Steed 11-5-03
13 Date

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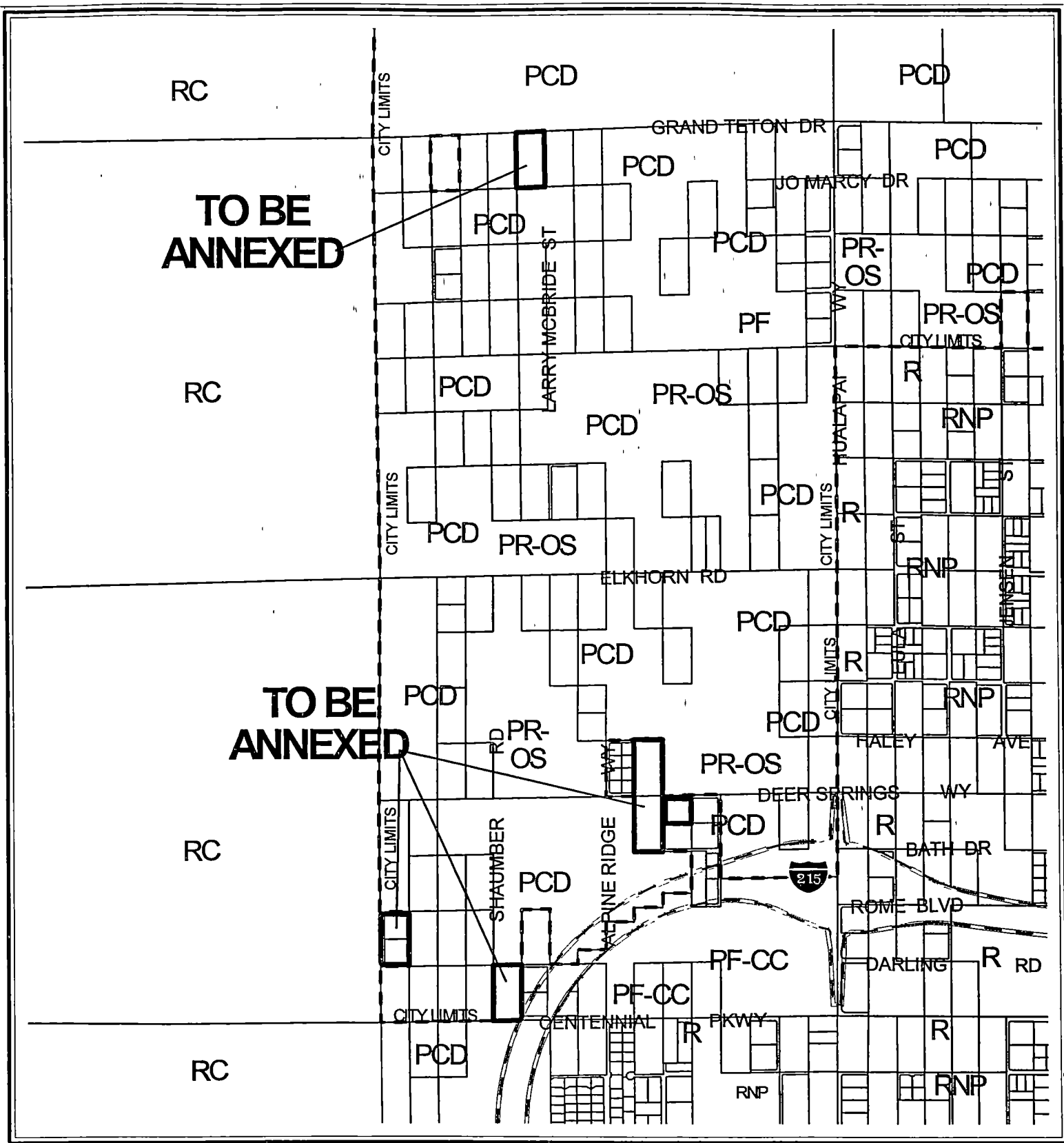
1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 ____ day of _____, 2003, and referred to the following committee
3 composed of _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5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

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk



CASE: ANX-3087

0 1000 2000 Feet



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

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CONSENT

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DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-100 – Amends the Redevelopment Plan for the Downtown Las Vegas Redevelopment Area to consolidate and update the Plan's land use designations, and to extend the duration of the Plan as permitted by State law. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

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No Impact

Amount:

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Budget Funds Available

Dept./Division:

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Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill formalizes the City Council's recent approval of an amendment to the Redevelopment Plan to consolidate and update the Plan's land use designations, and to extend the duration of the Plan for an additional five years as permitted by State law.

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. 2003-100

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-100 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

MARGO WHEELER, Deputy Director of Planning and Development Department, explained that the bill follows the City Council and Redevelopment Agency adoption of the new Redevelopment Plan map in October. This text portion will implement that and was directed to come forward by the City Council

RECOMMENDING COMMITTEE MEETING OF DECEMBER 1, 2003
Item 2 – Bill No. 2003-100

MINUTES – Continued:

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:09)

1-28

1 **BILL NO. 2003-100**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE REDEVELOPMENT PLAN FOR THE DOWNTOWN LAS
4 VEGAS REDEVELOPMENT AREA TO CONSOLIDATE AND UPDATE THE PLAN'S LAND
5 USE DESIGNATIONS, TO EXTEND THE DURATION OF THE PLAN AS PERMITTED BY
6 STATE LAW, AND TO PROVIDE FOR OTHER RELATED MATTERS.

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

Summary: Amends the Redevelopment Plan for
the Downtown Las Vegas Redevelopment Area
to consolidate and update the Plan's land use
designations, and to extend the duration of the
Plan as permitted by State law.

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

11 WHEREAS, the City Council of the City of Las Vegas has created the Downtown Las
12 Vegas Redevelopment Area and has adopted a Redevelopment Plan for that area; and

13 WHEREAS, the adoption of the Redevelopment Plan was accomplished by Ordinance
14 No. 3218; and

15 WHEREAS, the Redevelopment Plan has been amended by Ordinance Nos. 3339,
16 3637 and 4036; and

17 WHEREAS, the City Council desires to amend the Redevelopment Plan again to
18 consolidate the land use designations for the Redevelopment Area and to extend the duration of the
19 Redevelopment Plan as permitted by State law; and

20 WHEREAS, the necessary public hearings have been held, and the Planning
21 Commission, City Council, and Redevelopment Agency have approved the amendments to the
22 Redevelopment Plan; and

23 WHEREAS, this Ordinance will formalize the adoption of the amendments so
24 described.

25 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES
26 HEREBY ORDAIN AS FOLLOWS:

27 SECTION 1: Section 500 of the Redevelopment Plan is amended by adopting as part
28 of Attachment 3 of the Plan the map that is attached to this Ordinance and identified as Downtown

1 Redevelopment Area Land Use Designations. The map attached to this Ordinance:

2 (A) Is intended to replace the map previously identified as "Map 9" and any other
3 map that purports to indicate land use designations within the Downtown Redevelopment Area; and

4 (B) Shall govern and control over any other map to the extent of any inconsistency
5 therewith.

6 SECTION 2: Section 510 of the Redevelopment Plan, together with its constituent
7 subdivisions, is hereby repealed and replaced with the following provisions:

8 **Section 510 Designated Land Uses**

9 **510.1 Low Density Residential (L) (up to 5.5 du/gross acre)**

10 The Low Density Residential category allows a maximum of 5.5 dwelling units per gross acre. This
11 category permits single-family detached homes, mobile homes on individual lots, gardening, home
12 occupations, and family child care facilities. Local supporting uses such as parks, other recreation
13 facilities, schools and churches are allowed in this category.

14 **510.2 Medium Low Density Residential (ML) (up to 8 du/gross acre)**

15 The Medium Low Density Residential category permits a maximum of 8 dwelling units per gross acre.
16 This density range permits: single family detached homes, including compact lots and zero lot lines;
17 mobile home parks and two-family dwellings. Local supporting uses such as parks, other recreation
18 facilities, schools and churches are allowed in this category.

19 **510.3 Medium Density Residential (M) (up to 25 du/gross acre)**

20 The Medium Density Residential category permits a maximum of 25 dwelling units per gross acre.
21 This category includes a variety of multi-family units such as plexes, townhouses, and low-density
22 apartments.

23 **510.4 High Density Residential (H) (greater than 25 du/gross acre)**

24 The High Density Residential category permits greater than 25 dwelling units per gross acre, with the
25 exception of high-rise apartments, which has no specific limit.

26 **510.5 Office (O)**

27 The Office category provides for small lot office conversions as a transition, along primary and
28 secondary streets, from residential and commercial uses, and for large planned office areas. Permitted

1 uses include business, professional and financial offices as well as offices for individuals, civic, social,
2 fraternal and other non-profit organizations.

3 **510.6 Service Commercial (SC)**

4 The Service Commercial category allows low to medium intensity retail, office or other commercial
5 uses that serve primarily local area patrons, and that do not include more intense general commercial
6 characteristics. Examples include neighborhood shopping centers and areas, theaters, bowling alleys
7 and other places of public assembly and public and semi-public uses. This category also includes
8 offices either singly or grouped as office centers with professional and business services.

9 **510.7 General Commercial (GC)**

10 General Commercial allows retail, service, wholesale office and other general business uses of a more
11 intense commercial character. These uses commonly include outdoor storage or display of products
12 or parts, noise, lighting or other characteristics not generally considered compatible with adjoining
13 residential areas without significant transition. Examples include new and used car sales, recreational
14 vehicle and boat sales, car body and engine repair shops, mortuaries, and other highway uses such as
15 hotels, motels, apartment hotels and similar uses.

16 **510.8 Light Industry/Research (LI/R)**

17 The Light Industry/Research category allows areas appropriate for clean, low-intensity (non-polluting
18 and non-nuisance) industrial uses, including light manufacturing, assembling and processing,
19 warehousing and distribution, and research, development and testing laboratories. Typical supporting
20 and ancillary general uses are also allowed.

21 **510.9 Public Facilities (PF)**

22 The Public Facilities category allows large governmental building sites and complexes, police and fire
23 facilities, non-commercial hospitals and rehabilitation sites, sewage treatment and storm water control
24 facilities, and other uses considered public or semi-public such as libraries and public utility facilities.

25 SECTION 3: Article IX of the Redevelopment Plan is hereby amended to read as
26 follows:

27 **Article IX**

28 The provisions of this Plan shall be effective, and the provisions of other documents formulated

1 pursuant to this Plan may be made effective, for [forty (40)] forty-five (45) years from the date of
2 adoption of this Plan by the City Council.

3 SECTION 4: The provisions of Ordinance Nos. 3218, 3339, 3637 and 4036 shall
4 remain in full force and effect except as is otherwise provided in, and except as they are inconsistent
5 with, this Ordinance.

6 SECTION 5: The Executive Director of the Agency is hereby authorized to
7 incorporate into the Redevelopment Plan the amendments set forth in this Ordinance. When
8 incorporated into the Plan, the map adopted by Section 1 of this Ordinance may be designated as
9 "Map 9" or otherwise, as the Executive Director deems appropriate.

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

18 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
19 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
20 1983 Edition, in conflict herewith are hereby repealed.

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

22 APPROVED:

23
24 By _____
OSCAR B. GOODMAN, Mayor

25 ATTEST:

26 BARBARA JO RONEMUS, City Clerk

27 APPROVED AS TO FORM:

28 Val Steed 11-6-03
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: _____

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12 APPROVED:

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14 By _____
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

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18 BARBARA JO RONEMUS, City Clerk

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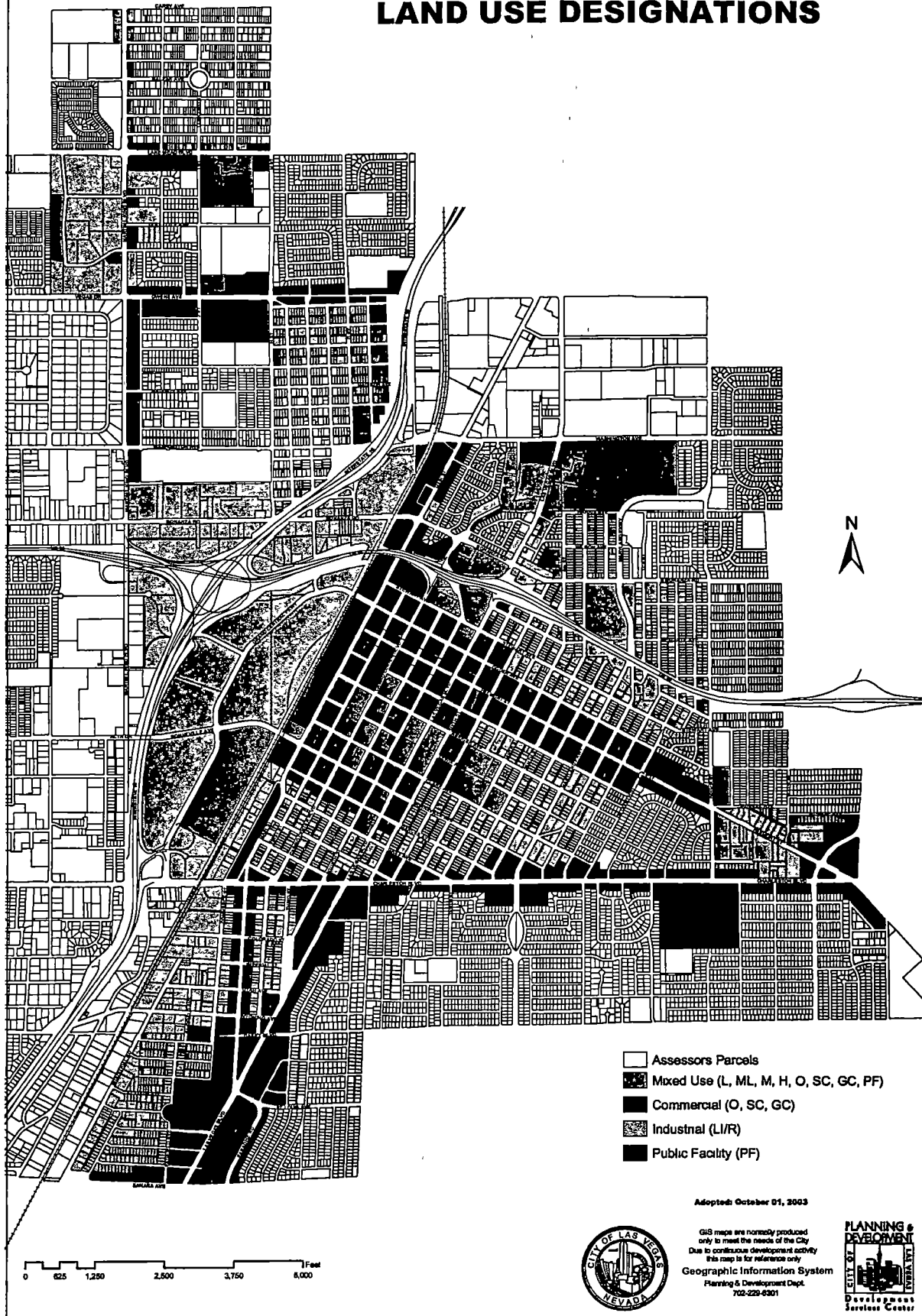
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City of Las Vegas

DOWNTOWN REDEVELOPMENT AREA LAND USE DESIGNATIONS



AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-101 – Allows bailbond services in the C-1 Zoning District by means of special use permit. Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Currently, bailbond services are permitted by means of special use permit in the C-2, C-M and M Zoning Districts, but not in the C-1 District. It has been suggested that this use has no greater potential for impact on surrounding areas than other office and service commercial uses typically allowed in the C-1 District. This bill is intended, then, to allow the use in the C-1 District by means of special use permit.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-101

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-101 be forwarded to the Full Council with a “Do Pass” recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

ROBERT GENZER, Director of Planning and Development Department, indicated that the bill was proposed to accommodate a request for the use within a C-1 zone. Staff had no recommendation, but if approved, a special use permit would be required. The concern is that the use is presently limited to the downtown area and this bill would allow the use to locate in any C-1 zone throughout the City. COUNCILMAN WEEKLY confirmed with MR. GENZER that any such application, regardless of location, would require a discretionary special use permit.

RECOMMENDING COMMITTEE MEETING OF DECEMBER 1, 2003
Item 3 – Bill No. 2003-101

MINUTES – Continued:

COUNCILWOMAN MONCRIEF requested clarification of what initiated the bill. COUNCILMAN WEEKLY responded that there was an applicant for a C-1 location where there was no objection by the City or adjacent businesses. COUNCILWOMAN MONCRIEF stressed that the special use permit would remain at the discretion of the Council.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4.09 – 4:12)

1-52

BILL NO. 2003-101

ORDINANCE NO. _____

AN ORDINANCE TO ALLOW BAILBOND SERVICES IN THE C-1 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Lawrence Weekly Summary: Allows bailbond services in the C-1 Zoning District by means of special use permit.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to allow the use "Bailbond Service" by means of Special Use Permit in the C-1 Zoning District. In order to reflect the amendments, the row that pertains to the use "Bailbond Service," as found in the "Commercial & Business Services" Element of the Land Use Tables, shall read as follows:

COMMERCIAL & BUSINESS SERVICES	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Bailbond Service					<u>S</u>	S		P	P

SECTION 2: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010 is deemed to be a subchapter rather than a section.

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

SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
...

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

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

4 APPROVED:

5
6 By _____
7 OSCAR B. GOODMAN, Mayor

8 ATTEST:

9
10 BARBARA JO RONEMUS, City Clerk

11 APPROVED AS TO FORM:

12 Val Steed 11-5-03
13 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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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-102 – Appropriates a percentage of the annual capital improvements budget for securing, installing and maintaining works of art at City capital improvement projects.

Sponsored by: Mayor Oscar B. Goodman

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill establishes a Percent for the Arts program (Program) which requires the City Council to appropriate a minimum of one percent of the City's annual capital improvements budget to the Municipal Arts Fund for the purpose of providing works of art at capital improvement projects. This proposed Program is modeled after similar existing programs in the cities of Reno, Nevada; Seattle, Washington; Phoenix, Arizona; San Francisco, California; and, Chicago, Illinois. Expenditures of funds appropriated for the Program may only be made in compliance with the Municipal Arts Plan approved by the City Council. Passage of this bill could generate approximately \$150,000 annually for public art based on estimated annual capital project funding from the general fund or from bonds proceeds that will be repaid from general fund revenues.

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. 2003-102

Submitted at meeting – PowerPoint presentation regarding Public Art and support letter from Christine A. Fey, AICP, Reno Arts and Culture Manager

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-102 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

RECOMMENDING COMMITTEE MEETING OF DECEMBER 1, 2003
Item 4 – Bill No. 2003-102

MINUTES – Continued:

NANCY DEANER, Leisure Services, introduced DALE ERQUIAGA, Chairman of the Las Vegas Arts Commission, and LISA STAMANOS, Visual Arts Specialist.

MR. ERQUIAGA stated that the Arts Commission was fortunate to be asked to work on the bill before the Committee. This is an important step for the Las Vegas art community. Public art is the charge of many people within the community. The City funds an existing arts program and this would bring Las Vegas into parity with 200 other major cities in America. It is part of Las Vegas growing up. One percent would be allocated from General Fund only capital improvement projects for art projects and would not include federal or Community Development Block Grant funds. It was estimated to allocate between \$100,000 and \$150,000 per year as set aside. That set aside fund can only be used for art at public buildings and parks. Although this would double the accumulated amount, it would cap at one million dollars. Funds would be able to pool from project to project. He acknowledged the work of staff for over a year along with members of the Arts Commission. In closing, he submitted a letter of support from the City of Reno, who already has a similar ordinance in place.

MS. STAMANOS, Project Manager for the Las Vegas Arts Commission, reviewed the PowerPoint on what public arts does for a community and what it looks like locally, nationally and internationally.

KIM RUSSELL, Arts Commission member, Program Director for International House of Blues Foundation and Board member for the Nevada Alliance of Arts Education, outlined the efforts of her Board to include the arts in the statewide educational curriculum. Her love of art came from her elementary education in San Francisco, where an ordinance provides 2% of construction costs of civic buildings, transportation, parks and other projects for public art. The exposure to diverse cultures and arts stimulated her love. Historical markers honor the past and she would like to see that incorporated into the Las Vegas centennial celebration. Support of this bill sends a strong message of support for a community rich in art and culture.

STEVEN LAGORI, 818 Park Paseo, outlined the lack of public art beyond that in front of the casinos. Exposure to Hoover Dam helped. At age nine, he began sculpting in stone. He has done projects at the Dam, Veterans Cemetery and is commissioned for the Mary Dutton Park memorial monument. Public art generates a public response, draws culture to the community, creates a sense of community and people use it as a landmark. Art stirs the mind of children. All these things are critical given the approaching centennial. This is a city of more than just gaming.

RECOMMENDING COMMITTEE MEETING OF DECEMBER 1, 2003
Item 4 – Bill No. 2003-102

MINUTES – Continued:

MICKIE RICHARDSON, 20-year resident of Las Vegas and art educator, summarized her 18-years of teaching art in public schools. In many cases, public art is the introduction to art for children. It brings people together and puts the creativity right to them with a single goal to beautify and say something about the community. Art can make a statement about the past, present or future and generally reflects the values of the community. The product and the process are equally important as they result in crossing boundaries and unite a community. It generates a sense of civic pride.

CANDY SNYDER spoke as the Chairman of States Arts Council, a very long-term resident and the Clark County School District's School Community Partnership Program. From all three positions, she indicated that public art is the future for the community. She strongly agreed with the previous comments. Although her memory stretched beyond those who already spoke, many of the pieces of art referenced no longer exist. Elsewhere, internationally and nationally, architecture and public art will last for generations. That needs to be established within the community. Tourism is built on the arts but forgotten within the community itself. Partnerships have been established with the arts community and every jurisdiction in order to involve children in the arts. This percentage will take that to even greater heights. The involvement includes the children and their families, bringing together neighborhoods to form a community by providing a place for that type of community celebration. Reno took the step to spark public art, which resulted in the private sector taking on the same challenge. She encouraged support of the bill and stated that she looked forward to working with the City in all her various capacities.

COUNCILMAN WEEKLY and COUNCILWOMAN MONCRIEF thanked the speakers for their excitement. There is a lack of culture in Las Vegas.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:13 – 4:40)

1-173

1 **BILL NO. 2003-102**

2 **ORDINANCE NO. _____**

3 **AN ORDINANCE TO ESTABLISH THE PERCENT FOR THE ARTS PROGRAM AND TO**
4 **PROVIDE FOR OTHER RELATED MATTERS.**

5 Sponsored by: Mayor Oscar B. Goodman

Summary: Appropriates a percentage of the
annual capital improvements budget for
securing, installing and maintaining works of art
at City capital improvement projects.

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

10 **SECTION 1:** Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
11 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 15,
12 to read as follows:

13 **2.34.015:** As used in this Chapter, unless the context otherwise requires, the words and terms
14 defined in this Section have the meanings ascribed to them herein as follows:

15 "Administrative cost" means all costs associated with the operations of the Art Commission,
16 including those costs incurred in connection with artistic programs and projects and the selection,
17 acquisition, installation and exhibition of, and publicity about, City-owned works of art.

18 "Arts Fund" means the fund designated in Subsection (A) of Section 2.34.130.

19 "Capital improvements" means any City capital project including, but not limited to, those
20 paid for wholly or in part by the City to construct, remodel, renovate, or repair any building, park,
21 street, sidewalk, parking facility or utility or any portion thereof within the limits of the City
22 boundaries.

23 "Municipal Arts Fund" means the fund described in Section 2.34.180.

24 "Municipal Arts Plan" means an annual plan approved by the City Council for works of art
25 and other artistic programs and projects in the City.

26 "Percent for the Arts" means a program whereby a percentage of the City's annual capital
27 improvements budget is appropriated by the City Council to the Municipal Arts Fund.

28 "Works of art" means:

- 1 – Two or three dimensional art that may be integrated into the structure of a public works
- 2 project, building, landscape, other fixture or element, in any material or media or combination thereof;
- 3 – Two or three dimensional art of any material or media or combination thereof;
- 4 – Enhancements to public works projects, buildings, landscapes or any standardized
- 5 fixtures and elements that are designed by an artist or by a design team which includes an artist
- 6 member; and
- 7 – New genres including video, electronic and digital art, holography, video and
- 8 additional technologically based forms as they evolve.

9 For the purposes of this Section the term “works of art” does not mean:

- 10 – Commercially mass produced objects of standard designs, except where these elements
- 11 are integral parts of an original artwork;
- 12 – Reproductions, by mechanical or other means, of original works of art, except in cases
- 13 of film, video, photography, printmaking or other media arts;
- 14 – Directional elements such as supergraphics, signage or color coding, except where
- 15 these elements are integral parts of an artwork;
- 16 – Decorative, ornamental or functional elements which are not designed by an artist; and
- 17 – Landscape architecture and landscape gardening, except where these elements are
- 18 designed by an artist or are an integral part of an artwork, or are both designed by an artist and an
- 19 integral part of an artwork.

20 SECTION 2: Title 2, Chapter 34, Section 120, of the Municipal Code of the City of

21 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

22 **2.34.120:** [(A)] The purpose of the Arts Commission shall be to serve as an advisory body to

23 the City Council as follows:

24 [(1)] (A) Make recommendations with respect to [a master plan for the growth and

25 development of the arts in the City,] the Municipal Arts Plan, with annual updating of such

26 recommendations;

27 [(2)] (B) Advise with respect to all matters concerning the arts, including suggested

28 legislation and the allocation of funds in support of the arts;

- 1 [(3)] (C) Propose methods to encourage private initiative in the fields of art;
- 2 [(4)] (D) Develop plans and proposals for submission to the City for the purpose of
- 3 encouraging the City Council to seek State, Federal and private funds for the support of the arts;
- 4 [(5)] (E) Make recommendations to the City Council with respect to the establishment
- 5 of and appropriations to the Arts Fund for artistic programs and projects and the granting of funds
- 6 therefrom;
- 7 [(6)] (F) Encourage the highest possible standards in the development and presentation
- 8 of artistic programs;
- 9 [(7)] (G) Encourage an awareness of the value of the arts to the quality of life in the City
- 10 and its residents and visitors;
- 11 [(8)] (H) Serve as liaison between the arts community, the general public and the City
- 12 Council with respect to matters concerning the arts;
- 13 [(9)] (I) Strengthen, support and collaborate with new and existing cultural
- 14 organizations, projects and programs;
- 15 [(10)] (J) Consult with, support and advise arts organizations, individuals, local colleges,
- 16 universities, libraries and the Clark County School District with respect to the coordination and
- 17 development of the arts in the City and the arts in education;
- 18 [(11)] (K) Review and make recommendations with respect to the acquisition, commission
- 19 or purchase by the City of works of art to be placed on public property or in public works, with the
- 20 exception of works of art given to or purchased by museums, and to make recommendations with
- 21 respect to the removal, relocation, upkeep, conservation and alteration of existing works of art in the
- 22 possession of the City; and
- 23 [(12)] (L) Engage in such other activities or projects relative to the arts as may be
- 24 authorized by the City Council.
- 25 [(B) For the purpose of this Section, the term “works of art” means all forms of original
- 26 creation of visual art, including without limitation all paintings, murals, sculpture, inscriptions, stained
- 27 glass, statues, bas reliefs, monuments, fountains, arches, artistic embellishments or other structures
- 28 intended for artistic comment or commemoration.]

1 SECTION 3: Title 2, Chapter 34, Section 130, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **2.34.130:** (A) A special account shall be established for the purpose of receiving private,
4 local, State and Federal funds obtained by the City for artistic purposes consistent with the function
5 of the Arts Commission. The fund shall be known as the Arts Fund.

6 (B) [All funds received by the City for the Arts Commission and all funds
7 appropriated by the City to the Arts Commission shall be deposited in the Arts Fund, with the
8 exception of the Arts Commission's operational funds and budgetary appropriations made by the city
9 to its departments for artistic services.] All funds received by the City or the Arts Commission for
10 artistic programs and projects and works of art, and all funds appropriated by the City Council to the
11 Arts Commission shall be deposited in the Arts Fund, with the exception of:

12 (1) The Arts Commission's operational funds;

13 (2) The budgetary appropriations made by the City to its departments for
14 artistic services; and

15 (3) Percent for the Arts funds.

16 (C) All funds deposited in the Arts Fund shall be used exclusively for the purpose
17 or function for which they are appropriated, specified or donated. In the event that funds deposited
18 in the Arts Fund are unspecified, the Arts Commission shall make recommendations to the City
19 Council with respect to the use of these funds for purposes consistent with the function of the Arts
20 Commission.

21 SECTION 4: LVMC Sections 2.34.140 and 2.34.150 are hereby repealed.

22 SECTION 5: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
23 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 140, to read
24 as follows:

25 **2.34.140:** (A) There is hereby established a program for funding works of art in conjunction
26 with City capital improvement projects, to be known as "Percent for the Arts."

27 (B) Under the Percent for the Arts program the City Council shall appropriate not
28 less than one percent of the City's annual capital improvements budget to the Municipal Arts Fund.

1 (C) For the purposes of this Section, "capital improvements budget" means only
2 those funds budgeted for transfer to capital project funds from the general fund and proceeds from the
3 sale of bonds whose debt service is paid solely from general fund revenues.

4 (D) In addition to the annual Percent for the Arts appropriations, the City Council
5 may make additional annual appropriations to the Municipal Arts Fund which shall be subject to the
6 same terms and conditions applying to expenditure of Percent for the Arts funds.

7 SECTION 6: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
8 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 150,
9 to read as follows:

10 **2.34.150:** (A) Only those works of art approved by the City Council for capital improvement
11 projects as part of the Municipal Arts Plan shall be eligible to receive expenditures from Percent for
12 the Arts funds.

13 (B) For the purposes of this Chapter the following are permissible works of art
14 expenditures:

15 (1) Artists' design services, development of design concepts and models
16 and the selection, acquisition, installation, fabrication and exhibition of works of art;

17 (2) Identification plaques and labels;

18 (3) Water works, electrical and mechanical devices and equipment which
19 are an integral part of the works of art;

20 (4) Frames, mat and single pedestals necessary for the proper presentation
21 of the works of art;

22 (5) Walls, bases, pools or other architectural or landscaping elements on
23 or in which the works of art are placed or affixed and which, in the opinion of the Arts Commission,
24 are an integral part of and contribute to the aesthetic and structural support of the works of art;

25 (6) Architectural or landscaping elements which themselves constitute some
26 works of art;

27 (7) Ongoing operating expenses or maintenance of works of art,
28 architectural elements on or in which the works of art are placed, or sites where works of art are

1 located; or

2 (8) Any other expenditures as approved by the City Council in the
3 Municipal Arts Plan.

4 SECTION 7: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
5 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 160,
6 to read as follows:

7 **2.34.160:** Works of art at capital improvements projects may be placed on public display, integral
8 or attached to a public building or structure, detached within or outside a public building or structure,
9 or as a part of the landscape or a public park, square or other outdoor public site or lands.

10 SECTION 8: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
11 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 170,
12 to read as follows:

13 **2.34.170:** (A) A Municipal Arts Plan for the next fiscal year shall be submitted by the Arts
14 Commission not later than February each year for City Council approval, which plan shall include
15 any:

16 (1) Proposed works of art for capital improvements projects;

17 (2) Proposed works of art for sites and locations not in conjunction with
18 capital improvements projects;

19 (3) Progress reports and completion plan regarding the design, selection,
20 acquisition, fabrication and installation of uncompleted works or art previously approved by the City
21 Council; and

22 (4) Requested funding from the Arts Fund and Municipal Arts Fund,
23 respectively, for proposed and ongoing works of art projects.

24 (B) The Municipal Arts Plan shall be submitted to the City Council in conjunction
25 with the City's capital project plan for the next fiscal year.

26 SECTION 9: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
27 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 180,
28 to read as follows:

1 **2.34.180:** (A) A special account shall be established for the purpose of receiving funds
2 appropriated by the City Council pursuant to the Percent for the Arts program. The fund shall be
3 known as the Municipal Arts Fund.

4 (B) All funds deposited to the Municipal Arts Funds shall be used exclusively for
5 the purpose or function for which they are appropriated.

6 (C) Except as otherwise provided in this Section, funds remaining in the Municipal
7 Arts Fund at the end of each fiscal year shall carry over in such fund for the next fiscal year.

8 (D) Funds in excess of one million dollars remaining in the Municipal Arts Fund
9 at the end of each fiscal year that are not committed to works of art approved in the Municipal Arts
10 Plan for that year or previous years shall revert to the City general fund.

11 SECTION 10: Title 2, Chapter 34, of the Municipal Code of the City of Las Vegas,
12 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 190, to read
13 as follows:

14 **2.34.190:** In the event of the repeal of this Chapter and the dissolution of the Arts Commission
15 all funds remaining in the Arts Fund and Municipal Arts Fund shall revert to the City and be used for
16 artistic purposes except as follows:

17 (A) All remaining Percent for the Arts funds shall revert to the City general fund
18 to be used in the discretion of the City Council.

19 (B) Any restricted gift or donations shall be used for the purpose specified in the
20 restriction or returned to the donor.

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

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

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

APPROVED:

By OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

Amey G. Bellis 11-6-03
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: _____

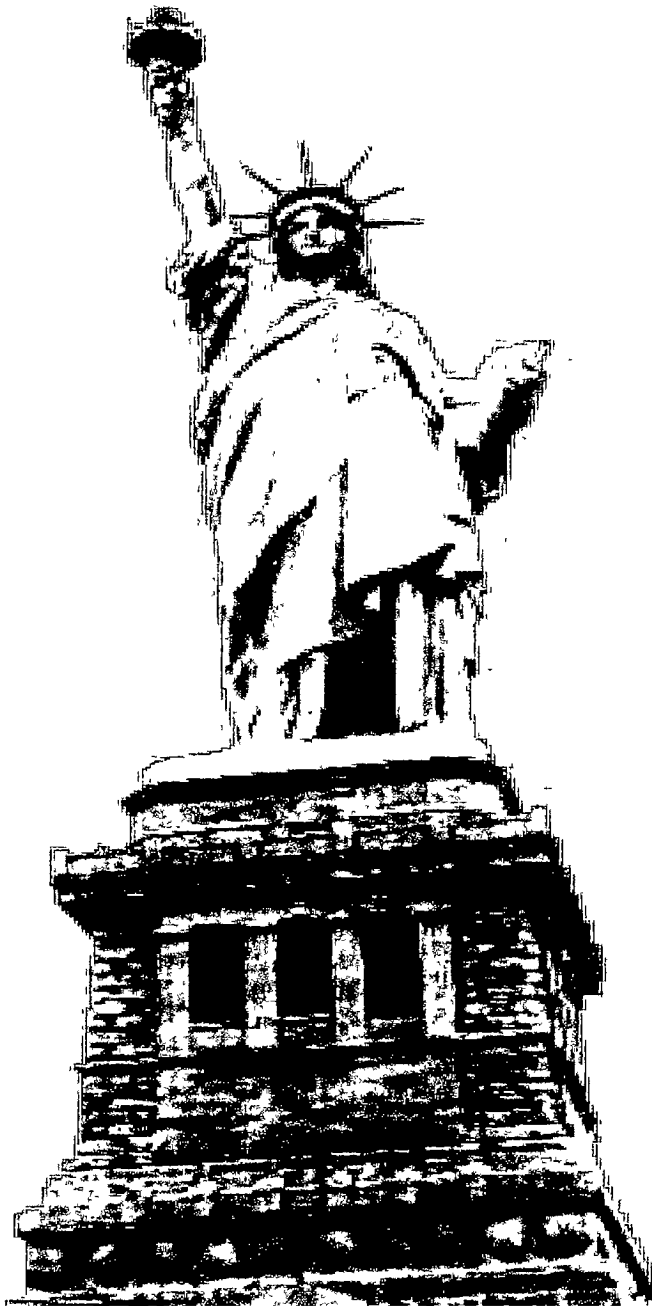
11
12 APPROVED:

13
14 By _____
15 OSCAR B. GOODMAN, Mayor

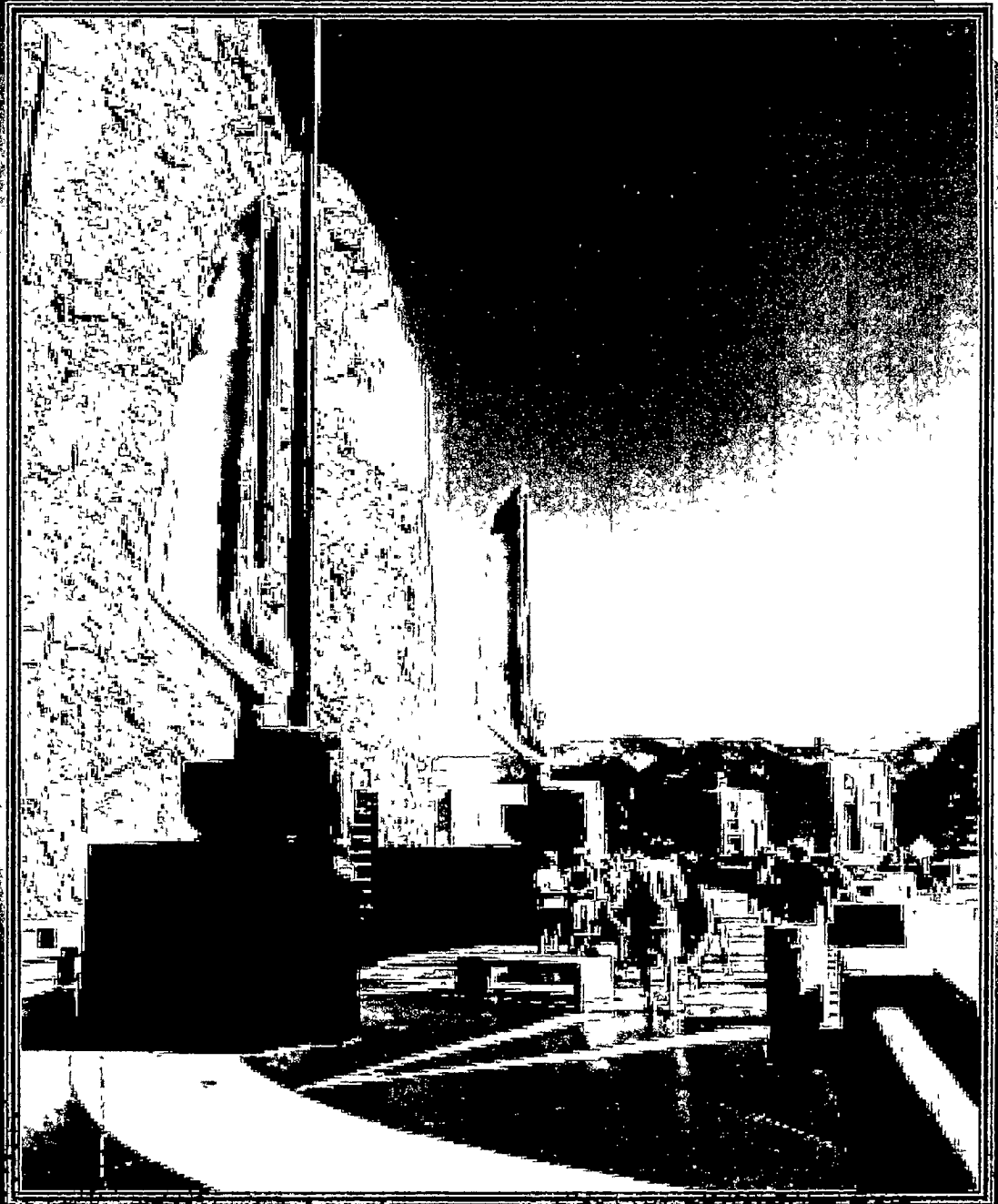
16 ATTEST:

17 _____
18 BARBARA JO RONEMUS, City Clerk
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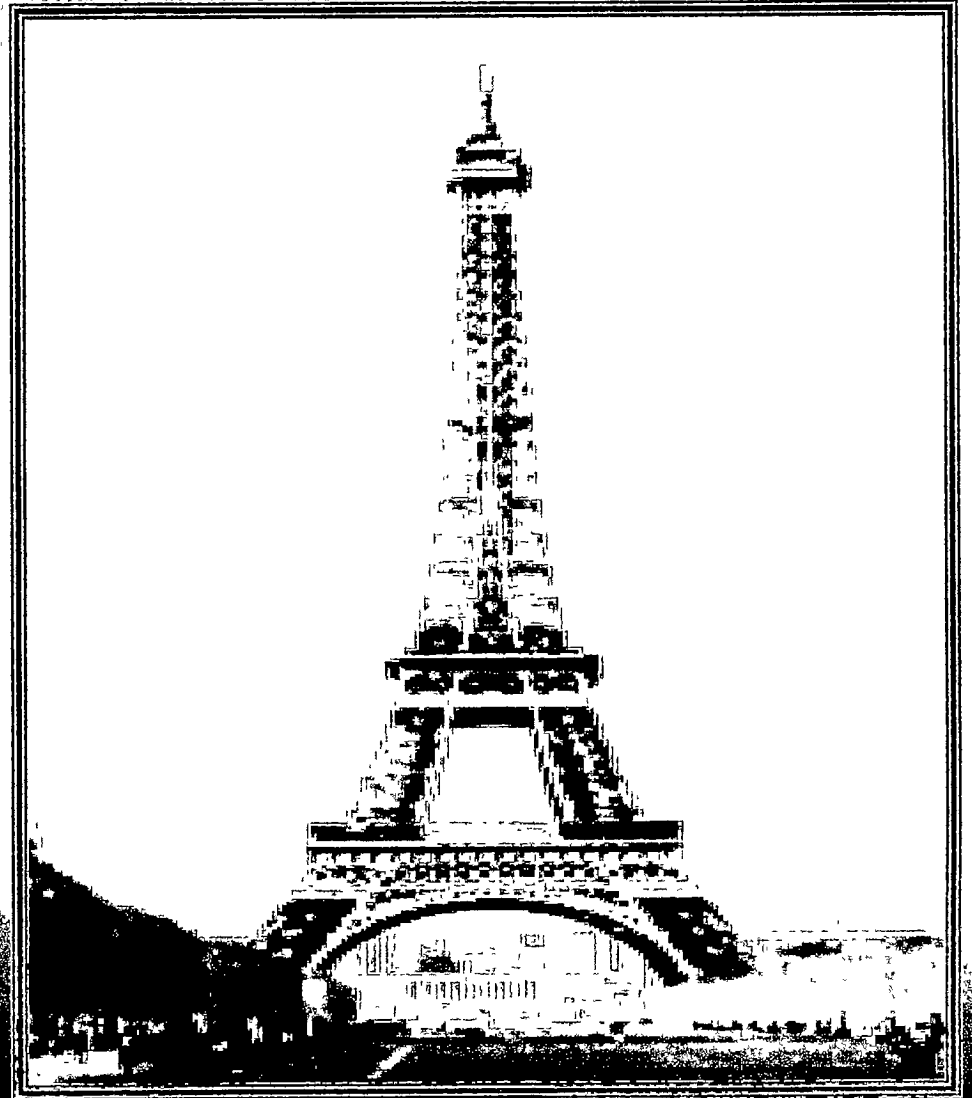
**Public art
fosters
community
pride and
gives
meaning to
a place...**

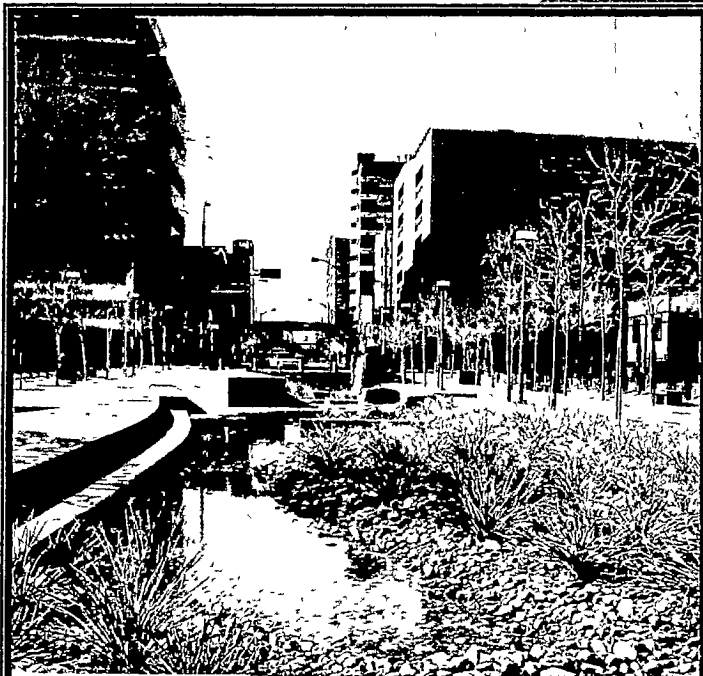


**Public Art
documents
historic
places and
celebrates
the spirit of
it's time...**



**Public Art can
provide a new
perspective on
the world...**

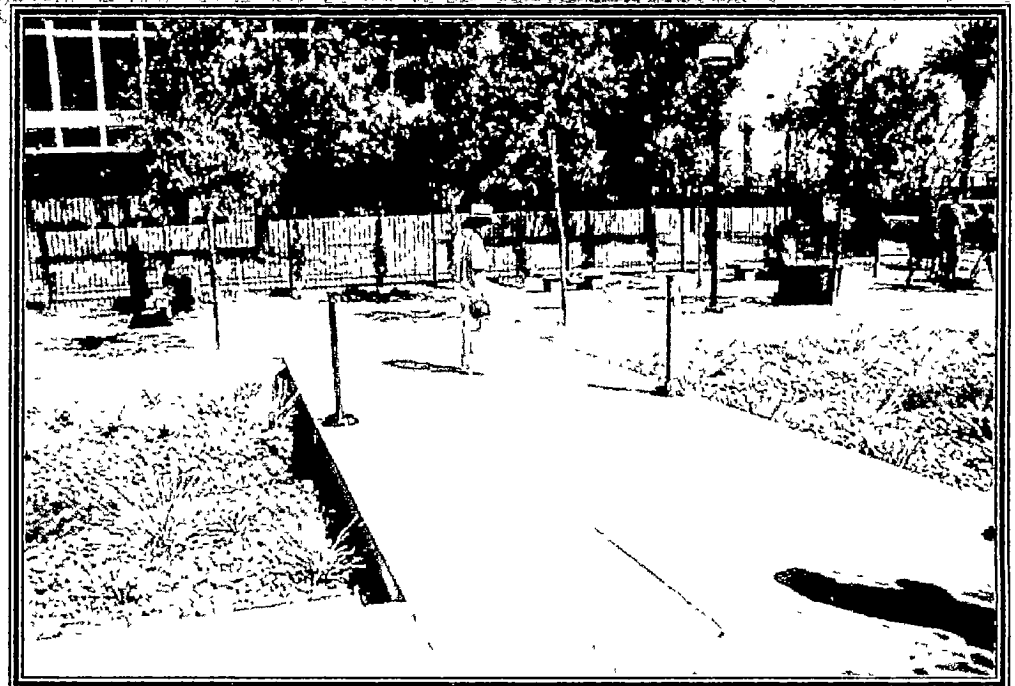




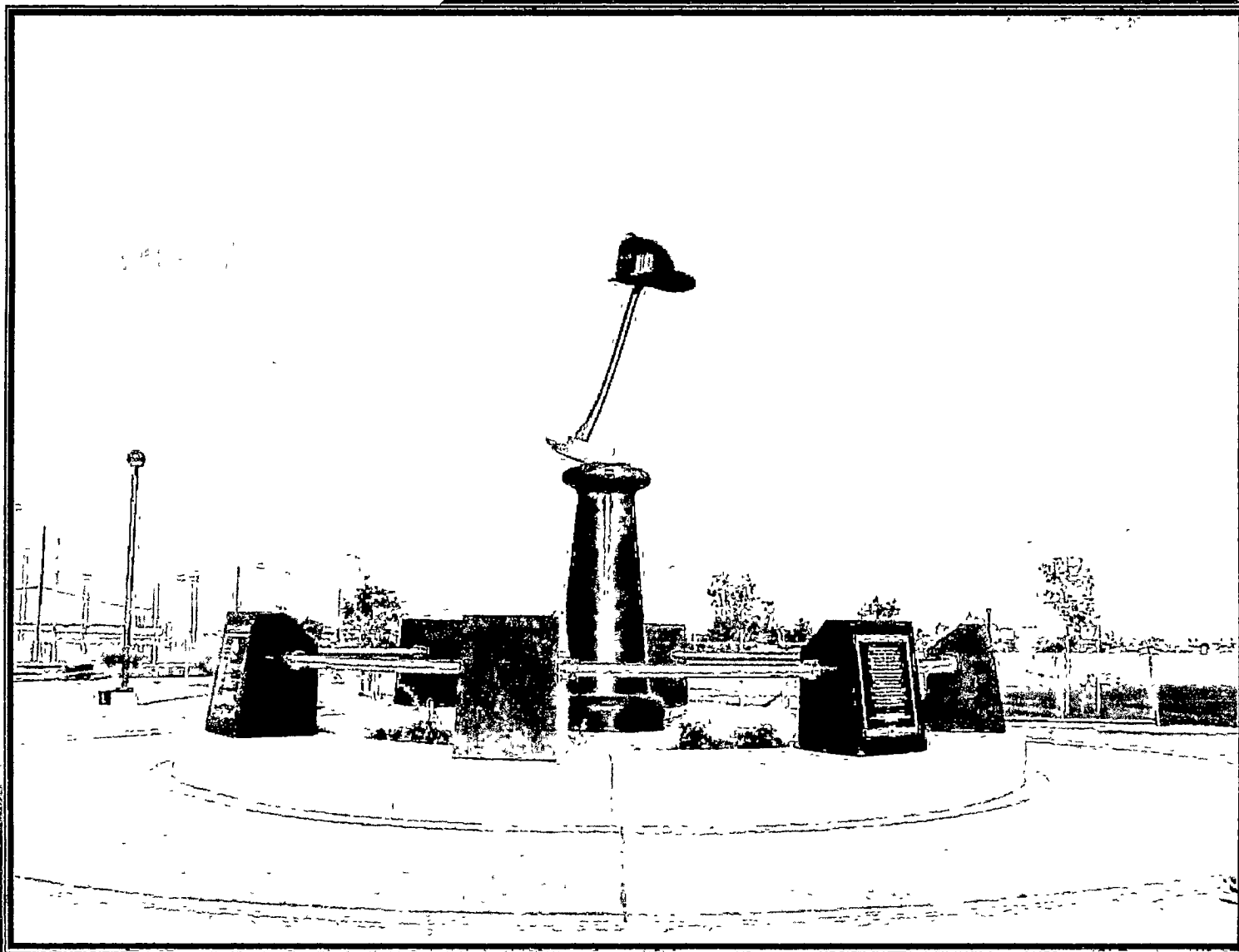
Means I do
that means it

And beyond the mountains
and the land of clocks
all the people here
come from there
No one interfering
Does so it might be them
No matter where they came from
they belong here.

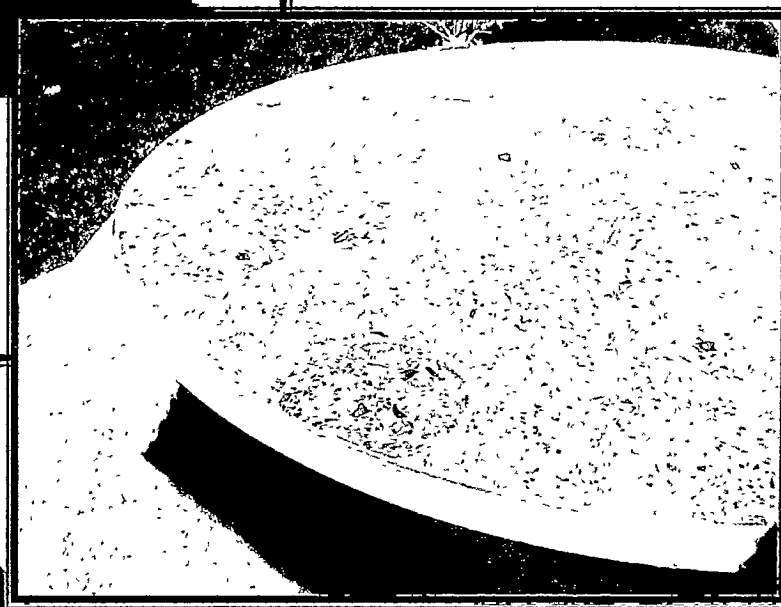
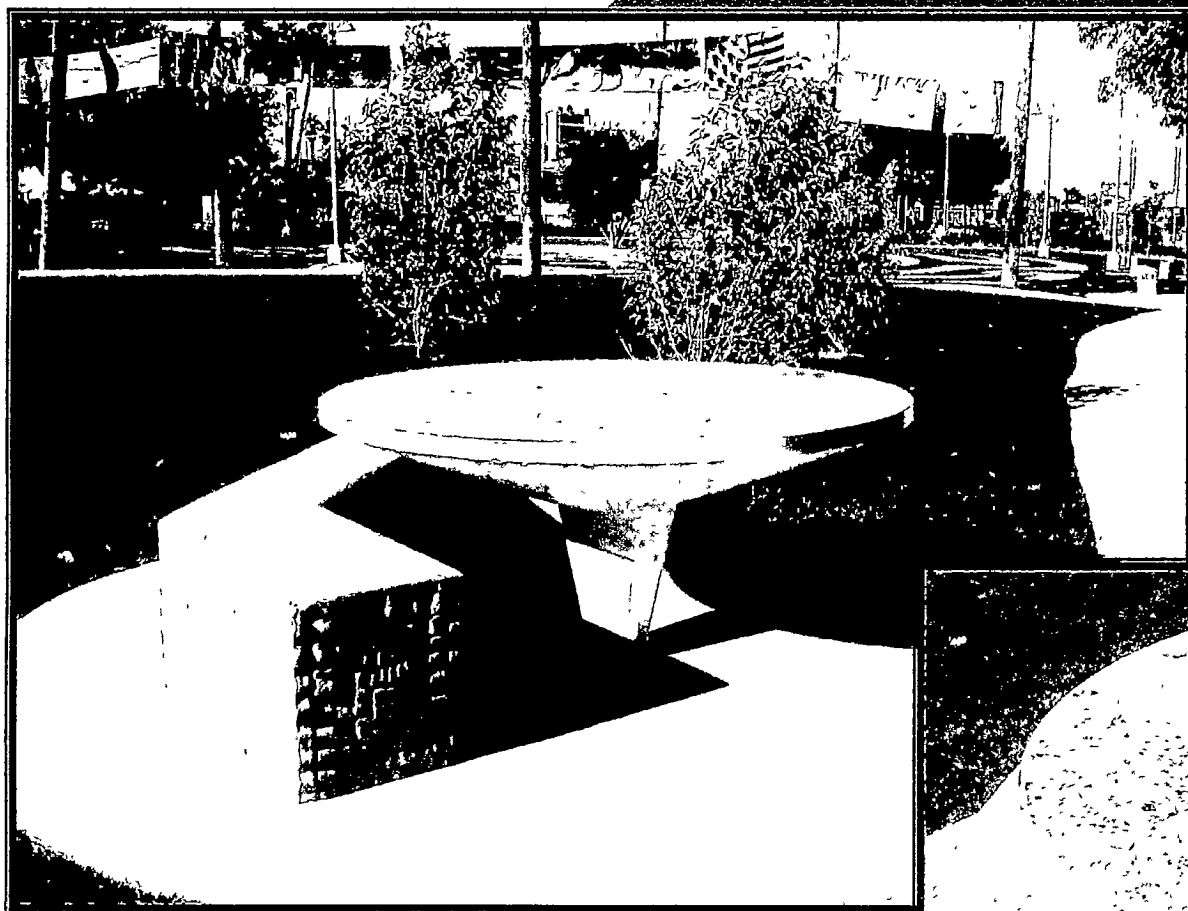
-David Tish



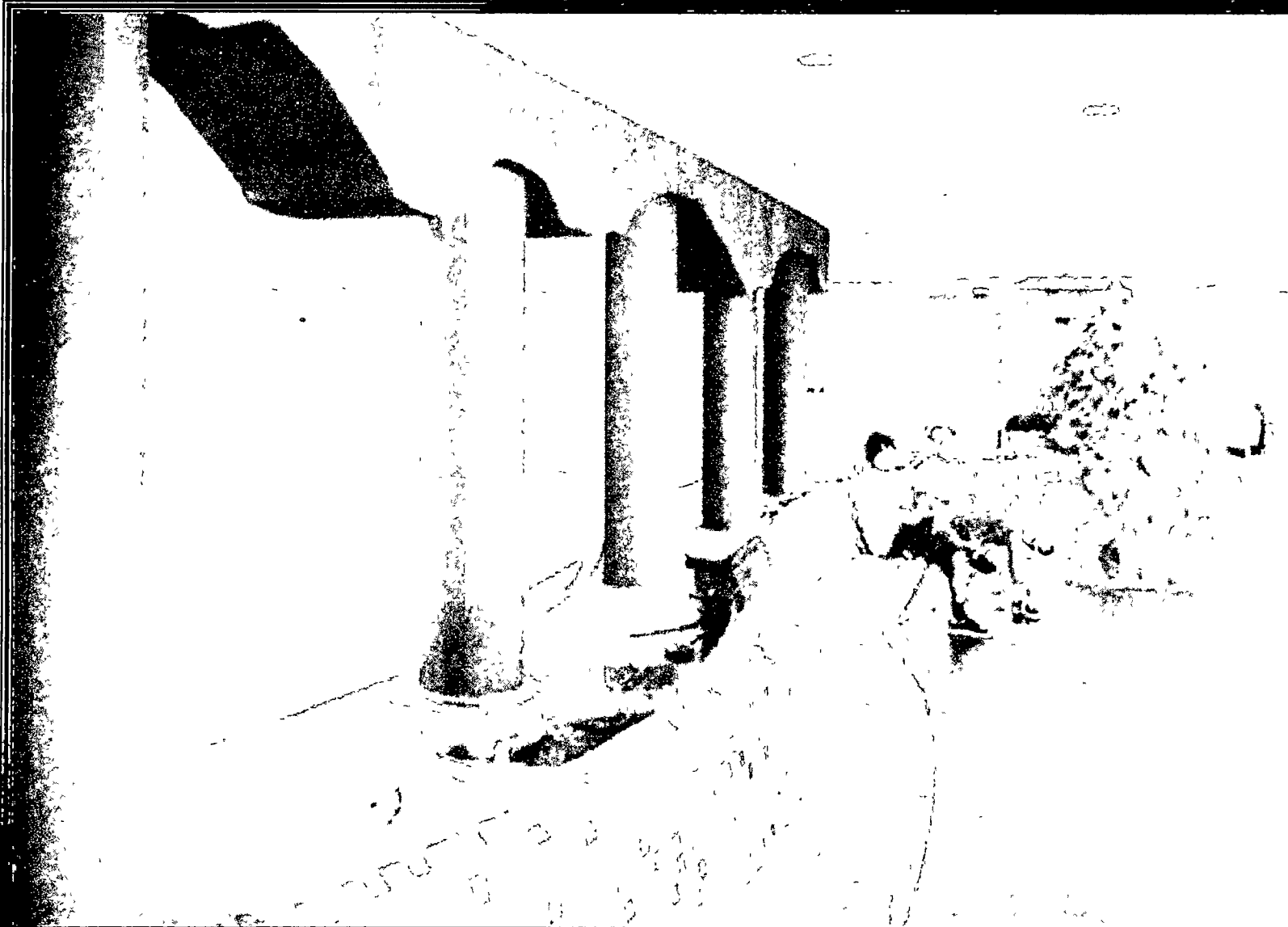
Lewis Corridor Poets Bridge



"Symbol of a Fallen Firefighter"
Firefighter's Memorial Park



Circle Park Tables & Benches

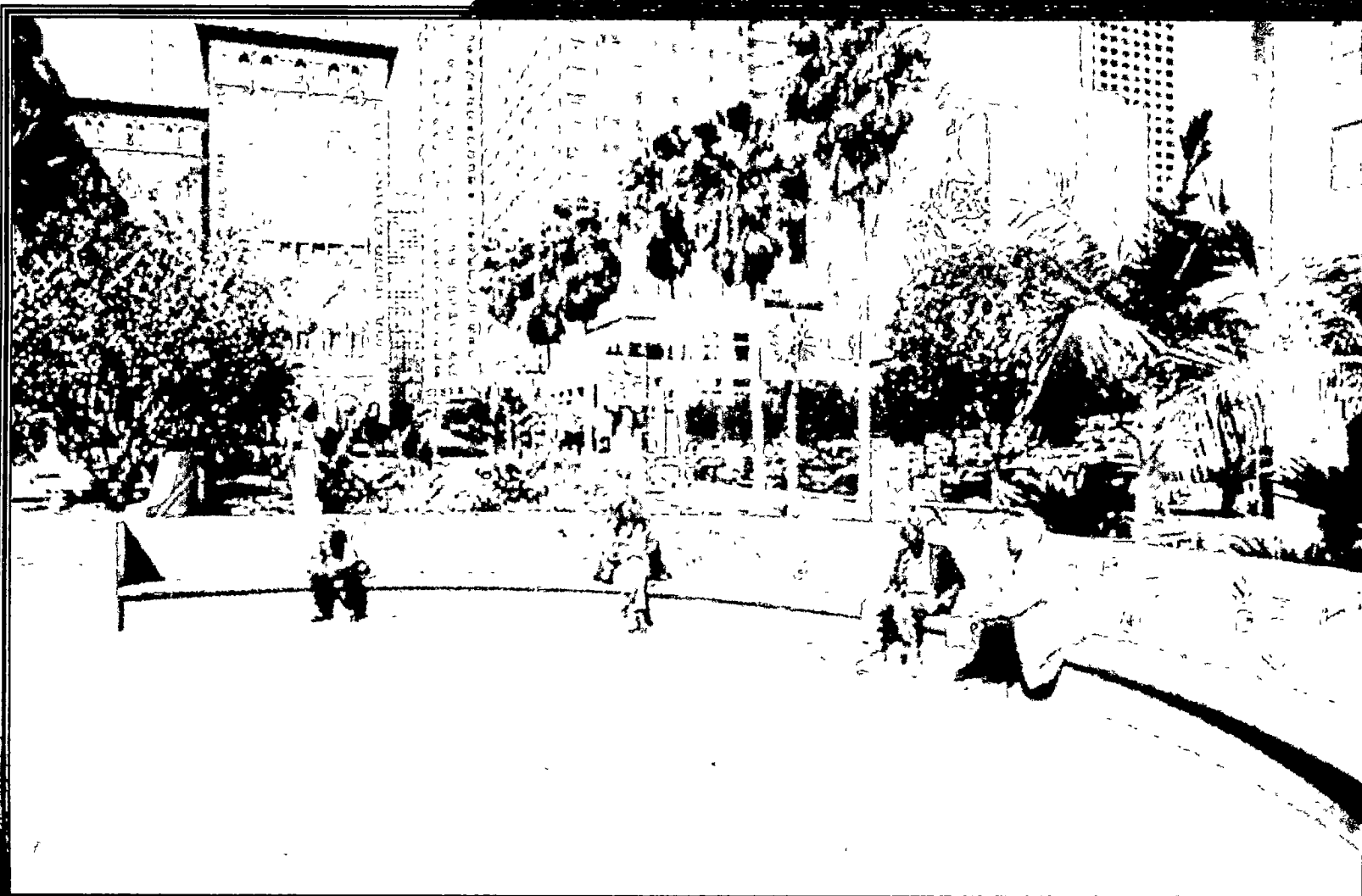


Seating for Gateway Transit Center
Los Angeles, CA

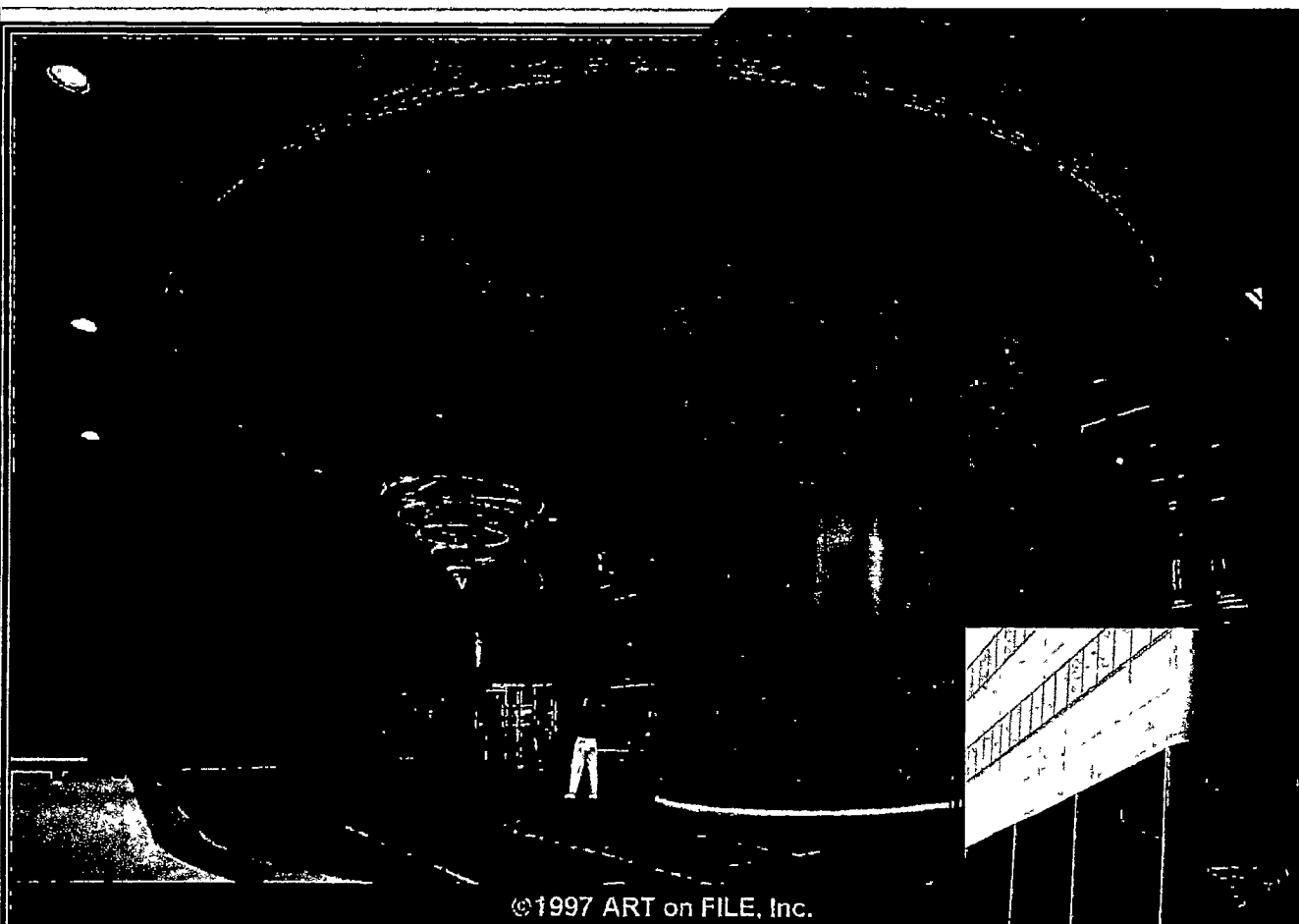
**“Wooden Landscape
for Sitting,”**

**Massachusetts Institute
of Technology**





Public seating with inlaid ceramic postcards.
Los Angeles, CA

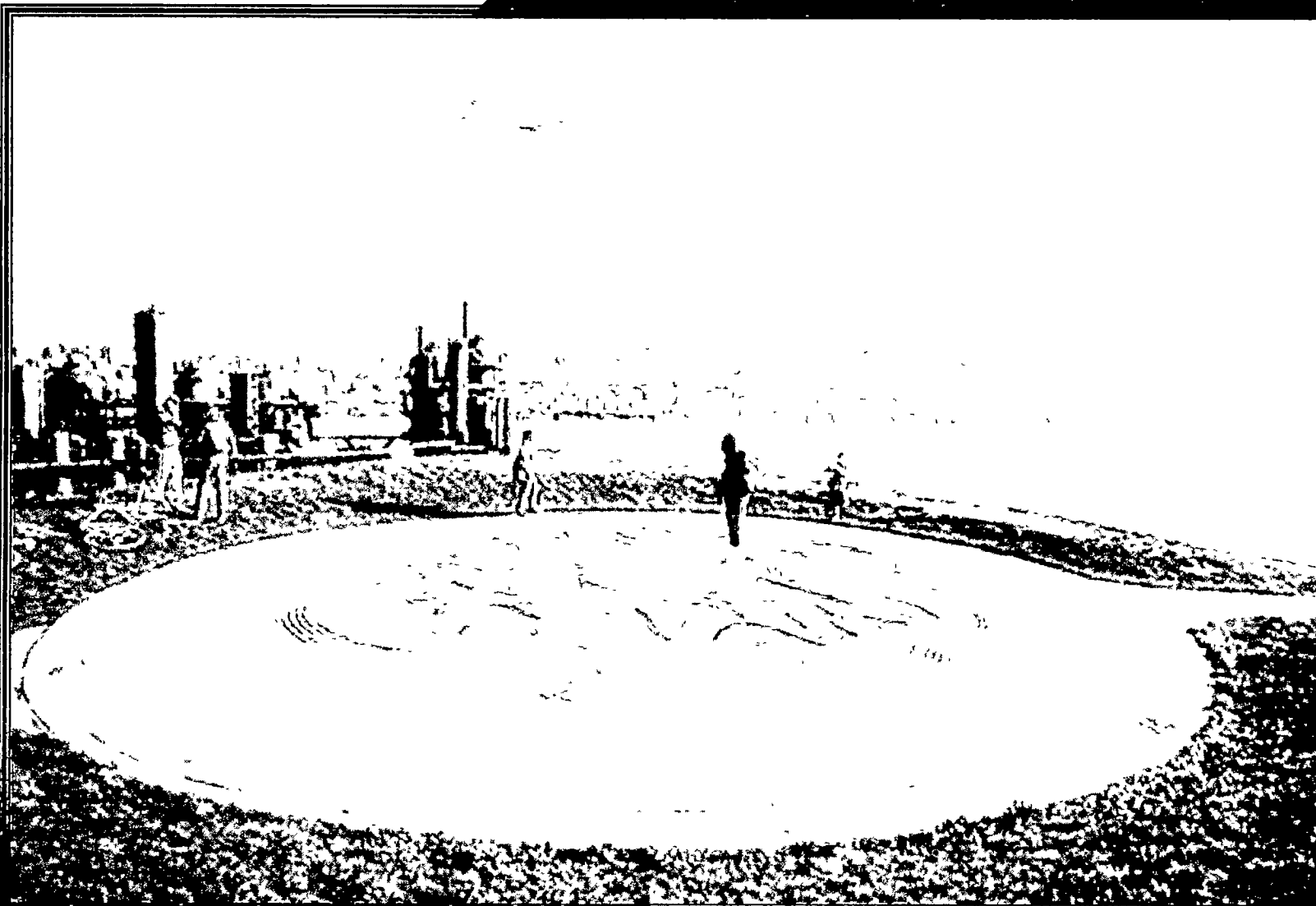


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Neon sculpture enhances entryway to
performing arts center, Madison, WI



Sundial, Seattle, WA



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Public space with archways, benches and tables
with game boards. Battery Park, NYC

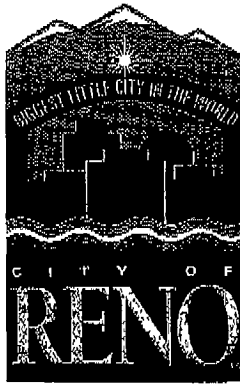


Sculpture/fountain, Irvine, TX

"Hammering Man,"
Seattle Art Museum



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November 24, 2003

Dale Erquiaga
City of Las Vegas Arts Commission
749 Veterans Memorial Drive
Las Vegas, Nevada 89101

Via fax: 702-383-6306

Subject: Las Vegas Proposed One Percent for Art Ordinance

Dear Dale:

It is with great pleasure and enthusiasm that I write in support of your efforts to adopt a new One Percent for Art Ordinance for Las Vegas. As you know, the City of Reno adopted a Two Percent for Art Ordinance in 1992 and updated that Ordinance in 2002, to strengthen our existing program.

The effect that adopting this ordinance will have on the City of Las Vegas should not be underestimated. When a City commits to requiring a percentage of a construction project be allocated to art, that City gives a clear message that arts, culture and aesthetics are important to the quality of life of its citizens and visitors.

Because of our Public Art Ordinance, Reno boasts numerous significant public art projects and has recently approved contracts with two internationally recognized artists. In addition, the Regional Transportation Commission is working on its second and third public art projects pursuant to Reno's Ordinance. Each public art project moves us further toward our goal of creating a vibrant beautiful city in which to live and visit.

I look forward to visiting your many future successful public art projects.

Sincerely,

Christine A. Fey, AICP
Arts and Culture Manager

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-103 – Prohibits the use of residential streets for the test-driving of vehicles offered for sale or lease by a vehicle dealership. Sponsored by: Councilwoman Janet Moncrief and Mayor Oscar B. Goodman

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In some areas of the City, customers and employees of vehicle dealerships use nearby residential streets for the test-driving of vehicles that are being offered for sale or lease. This bill will generally prohibit that practice and, in addition to traditional enforcement tools, will provide that violations by dealership personnel may result in license disciplinary action.

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. 2003-103

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-103 be **HELD IN ABEYANCE** to 1/5/2004. **COUNCILMAN WEEKLY** concurred.

MINUTES:

COUNCILMAN WEEKLY announced that the bill would be held in abeyance until 1/5/2004, read the item into the record and declared the Public Hearing open.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:12)

1-118

1 **BILL NO. 2003-103**

2 **ORDINANCE NO. _____**

3 **AN ORDINANCE TO PROHIBIT THE USE OF RESIDENTIAL STREETS FOR THE TEST-**
4 **DRIVING OF VEHICLES OFFERED FOR SALE OR LEASE BY A VEHICLE DEALERSHIP,**
5 **AND TO PROVIDE FOR OTHER RELATED MATTERS.**

6 Sponsored by: Councilwoman Janet Moncrief
Mayor Oscar B. Goodman

Summary: Prohibits the use of residential streets
for the test-driving of vehicles offered for sale or
lease by a vehicle dealership.

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

9 **SECTION 1:** Title 11, Chapter 22, of the Municipal Code of the City of Las Vegas,
10 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 160,
11 reading as follows:

12 **11.22.160:** (A) It is unlawful for:

13 (1) A customer or potential customer of a motor vehicle dealership to test-
14 drive a vehicle on a residential street; or

15 (2) An employee of a motor vehicle dealership to allow a customer or
16 potential customer of the dealership to test-drive a vehicle on a residential street.

17 (B) Disciplinary action may be taken against the license of any dealership whose
18 employees allow customers or potential customers of the dealership to test-drive vehicles on a
19 residential street.

20 (C) For purposes of this Section:

21 (1) "Residential street" means a street within a residential area that has a
22 right-of-way width of less than eighty feet.

23 (2) "Test-drive a vehicle," with respect to a customer, potential customer,
24 or employee of a motor vehicle dealership, means to test-drive a vehicle that is being offered for sale
25 or lease by that dealership.

26 (3) "Test-drive a vehicle on a residential street" does not include the
27 necessary use of a residential street to gain access to, or return to, a street that is not a residential street,
28 provided that travel on the residential street for that limited purpose does not exceed a speed of fifteen

1 of fifteen miles per hour.

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

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

17 SECTION 4: All ordinances or parts of ordinances or sections, subsections, phrases,
18 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
19 1983 Edition, in conflict herewith are hereby repealed.

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

21 APPROVED:

22
23 By _____
OSCAR B. GOODMAN, Mayor

24 ATTEST:

25 _____
26 BARBARA JO RONEMUS, City Clerk

27 APPROVED AS TO FORM:

28 Val Steele 11-5-03
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

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By _____
OSCAR B. GOODMAN, Mayor

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ATTEST:

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BARBARA JO RONEMUS, City Clerk

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-104 – Allows trucking companies in the C-2 Zoning District by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Moving companies and other trucking companies currently are allowed to conduct operations only within the C-M and M Zoning Districts. It is believed that this limitation is too restrictive and that these operations, if limited in scope, can be permitted appropriately in the C-2 Zoning District by means of special use permit. This bill will accomplish the change and establish minimum standards for approval that will limit on-site activities as well as the number of trucks and trailers that can be parked or stored on-site.

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. 2003-104

COMMITTEE RECOMMENDATION:

COUNCILWOMAN MONCRIEF recommended Bill 2003-104 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILMAN WEEKLY declared the Public Hearing open.

ROBERT GENZER, Director of Planning and Development Department, stated that the bill was promoted by a single application. The application is not for a warehouse and the proposed bill would allow for a limited office use and parking of up to five trucks or trailers in a C-2 zone subject to a special use permit. The bill specifically prohibits servicing vehicles or storage/warehousing/unloading of goods and products onsite. There would be no issue as a result

RECOMMENDING COMMITTEE MEETING OF DECEMBER 1, 2003
Item 6 – Bill No. 2003-104

MINUTES – Continued:

of the proposed bill, given the limited number of C-2 zones throughout the City, and staff recommended approval.

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

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:12 – 4:13)

1-137

BILL NO. 2003-104

ORDINANCE NO. _____

AN ORDINANCE TO ALLOW TRUCKING COMPANIES IN THE C-2 ZONING DISTRICT BY MEANS OF SPECIAL USE PERMIT, AND TO PROVIDE FOR OTHER RELATED MATTERS.

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

Summary: Allows trucking companies in the C-2 Zoning District by means of special use permit.

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

SECTION 1: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to allow the use "Trucking Company" by means of Special Use Permit in the C-2 Zoning District, and to indicate the existence of certain base standards related thereto. In order to reflect the amendments, the row that pertains to the use "Trucking Company," as found in the "Utilities, Communications & Transportation" Element of the Land Use Tables, shall read as follows:

UTILITIES, COMMUNICATIONS & TRANSPORTATION	P-R	N-S	O	C-D	C-1	C-2	C-PB	C-M	M
Trucking Company*						<u>S</u>		P	P

SECTION 2: Title 19, Chapter 4, Section 50, Subsection (B), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new subdivision entitled "TRUCKING COMPANY," reading as follows:

TRUCKING COMPANY [C-2]

- (1) The use shall be limited to office operations and the parking of trucks and trailers.
- (2) No more than five trucks or trailers, or combination of trucks and trailers, shall be permitted on the site at any one time.
- (3) None of the following activities shall be permitted on site:
 - (a) The repair or servicing of vehicles.
 - (b) The storage or warehousing of goods or merchandise.

1 (c) The loading or unloading of goods or merchandise.

2 SECTION 3: In Section 2 of this Ordinance, the brackets that follow the title of the
3 subdivision being added are not intended to indicate deleted matter, but instead are used as the means
4 of indicating the applicable district.

5 SECTION 4: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
6 and 19.04.050 are deemed to be subchapters rather than sections.

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

15 SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases,
16 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
17 1983 Edition, in conflict herewith are hereby repealed.

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

19 APPROVED:

20

21 By _____
22 OSCAR B. GOODMAN, Mayor

23 ATTEST:

24

25 BARBARA JO RONEMUS, City Clerk

26 APPROVED AS TO FORM:

27

28 Val Steed 11-5-03
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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RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: DECEMBER 1, 2003

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

MINUTES:

None.

(4:40)

1-1055

THE MEETING ADJOURNED AT 4:40 P.M.

Respectfully submitted:



GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK

December 31, 2003