

S.V

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>
TUESDAY, JANUARY 18, 2005
4:00 P.M.

RECOMMENDING COMMITTEE - COUNCILWOMAN MONCRIEF AND COUNCILMAN WOLFSON

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.

- CALL TO ORDER

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

- 1. Bill No. 2005-1 - Annexation No. ANX-5329 - Property location: On the southeast corner of Jones Boulevard and Madre Mesa Drive; Petitioned by: S. F. Investments, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Lawrence Weekly**
- 2. Bill No. 2005-2 - Eliminates the term limits applicable to voting members of the Historic Preservation Commission. Sponsored by: Mayor Oscar B. Goodman**
- 3. Bill No. 2005-3 - Modifies the disclosure requirements for merchants who sell motorized skateboards or motorized scooters, and requires merchants to make certain disclosures in connection with the sale of mini-motorcycles. Sponsored by: Councilman Michael Mack**
- 4. Bill No. 2005-4 - Repeals the Municipal Code provision that requires persons who hold certain City offices to submit a resignation before filing for election to another City office. Proposed by: Bradford R. Jerbic, City Attorney**
- 5. Bill No. 2005-5 - Levies Assessment for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) Sponsored by: Step Requirement**

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

58 ✓
continued

REC MENNDING COMMITTEE MEE G
TUESDAY, JANUARY 18, 2005
Page 2

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 Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Court Clerk's Office Bulletin Board, City Hall Plaza
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

(Mailing required under the provisions of NRS Chapter 241)

Ydiles official to A
NOTARY PUBLIC in and for said County and State

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILWOMAN MONCRIEF and COUNCILMAN WOLFSON

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

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:05)

1-1

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-1 - Annexation No. ANX-5329 – Property location: On the southeast corner of Jones Boulevard and Madre Mesa Drive; Petitioned by: S. F. Investments, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Lawrence Weekly

Fiscal Impact:

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

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the southeast corner of Jones Boulevard and Madre Mesa Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (February 11, 2005) 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:

1. Bill No. 2005-1 and Location Map
2. Protest letter and petition opposing annexation and subsequent Planning applications from Arlon and Suzan Sibert
3. Submitted after final agenda: additional signatures for protest petition

MOTION:

COUNCILWOMAN MONCRIEF recommended Bill 2005-1 be forwarded to the Full Council with no recommendation. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated that this is a standard annexation. Even though a petition in opposition was submitted, it applies to the intended development for the property being annexed. The annexation property will come in with the current zoning.

CHIEF DEPUTY CITY ATTORNEY STEED clarified for COUNCILWOMAN MONCRIEF that this request is to annex 2.42 acres into the City. The property is zoned R-E in the County and will come in at the equivalent zoning for the City. The petition signatures in opposition have nothing to do with the annexation.

ARLON SIBERT, 5980 W. Alfred Drive, representing the residents of Hillcrest Manor, expressed opposition to this annexation because of the intended development.

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

MINUTES - Continued:

COUNCILMAN WOLFSON confirmed with CHIEF DEPUTY CITY ATTORNEY STEED that the only issue before the Recommending Committee was the annexation and that the City Council would have ultimate discretion up or down. CHIEF DEPUTY CITY ATTORNEY STEED indicated that the cover letter to the petition in opposition includes the annexation and other zoning matters, which appears as if the applicant combined a number of steps. However, the annexation is separate and does not include any plans.

MR. SIBERT reiterated that the petitioners are also opposed to the annexation. COUNCILWOMAN MONCRIEF opted to forward this matter to the Council with no recommendation.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:05 - 4:11)

1-7

1
2
3
4
5
6
7
8 **BILL NO. 2005-1**

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-5329)

13 Sponsored by: Councilman Lawrence
14 Weekly

Summary: Annexes property described
generally as located on the southeast corner
of Jones Boulevard and Madre Mesa Drive.

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

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

20 That portion of the South Half (S 1/2) of the Northwest Quarter (NW 1/4) of
21 the Southwest Quarter (SW 1/4) of Section 13, Township 20 South, Range
22 60 East, M.D.M., in the County of Clark, State of Nevada, bounded as
follows:

23 Bounded on the north by the centerline of MADRE MESA DRIVE (25.00
24 feet wide as measured from the centerline thereof) also being the south line
25 of HILLCREST MANOR UNIT No.4 recorded March 3, 1955 in Book 4 of
26 Plats Page 65 of Clark County, Nevada Records; bounded on the east by the
27 west line and southerly projection of the Parcel Map in File 24, Page 2,
28 recorded February 1, 1979 of Clark County, Nevada Records; bounded on the
south by the north line of the Parcel Map in File 7, Page 80, recorded
December 3, 1975 of Clark County, Nevada Records; and bounded on the
west by the centerline of JONES BOULEVARD (30.00 feet wide as
measured from centerline thereof), also being the west line of the Northwest
Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section 13.

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

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

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

1 located according to the needs of the area at that time. Such installations will also be made
2 at the expense of the property owners, either by means of special assessment districts or as
3 prerequisites to the approval of subdivision plats, building permits or other land use or
4 development applications.

5 SECTION 4: The annexation of the described territory shall become
6 effective on the 11th day of February, 2005, and on that date the City will have the funds
7 appropriated in sufficient amount to finance the extension into the described territory of
8 police protection, fire protection, street maintenance, street sweeping, and street lighting
9 maintenance.

10 SECTION 5: The described territory, together with the inhabitants and
11 property thereof, shall, from and after the 11th day of February, 2005, be subject to all debts,
12 laws, ordinances and regulations in force in the City and shall be entitled to the same
13 privileges and benefits as other parts of the City, and shall be subject to municipal taxes
14 levied by the City.

15 SECTION 6: The City Engineer is hereby instructed to cause to be prepared
16 an accurate map or plat of the described territory and to record the map or plat, together with
17 a certified copy of this ordinance, in the office of the County Recorder of Clark County,
18 Nevada, which recording shall be done prior to the 11th day of February, 2005.

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

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

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

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

6 PASSED, ADOPTED and APPROVED this _____ day of _____,
7 2005.

8 APPROVED:

9
10 By _____
11 OSCAR B. GOODMAN, Mayor

12 ATTEST:

13 BARBARA JO RONEMUS, City Clerk

14 APPROVED AS TO FORM:

15 Val Heet 12-15-04
16 Date

1 The above and foregoing ordinance was first proposed and read by title to the Council on the
2 _____ day of _____, 2005, 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 _____, 2005, 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: _____

11 APPROVED:

12

13 By _____
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 _____
17 BARBARA JO RONEMUS, City Clerk

18

19

20

21

22

23

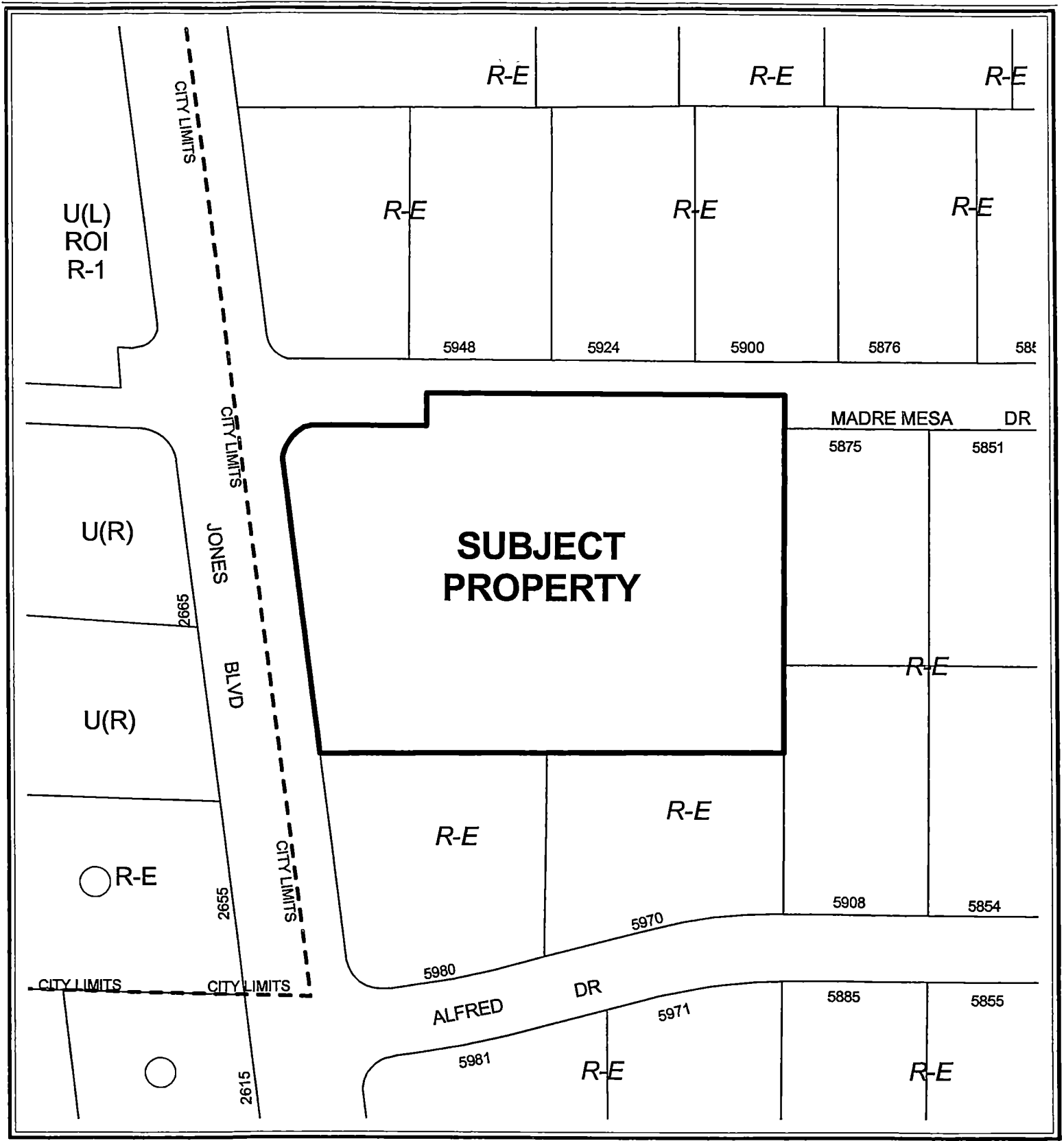
24

25

26

27

28



CASE: ANX-5329

January 2, 2005

5980 W. Alfred Drive
Las Vegas, Nevada 89108

Re: General Plan Amendment GPA-5775

Zone Change ZON-5776

Site Development Review SDR-5778

Variance VAR-5846

2005 JAN -3 A 11:05

RECEIVED
CITY CLERK

Attn: County Commission
City Planning Commissioners
City Council Members

Meetings January 03, 2005
January 05, 2005
February 2, 2005
January 27, 2005
March 2, 2005

We are opposed to the changes requested to annex the property to the City.

We are very much opposed to the Zone change requested.

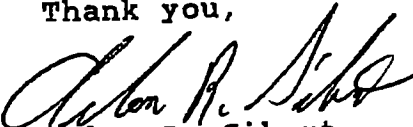
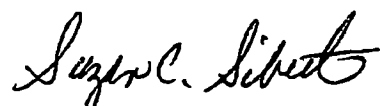
The Site Development plans presented at the December 20, 2004 neighborhood meeting ...5 days.. before Christmas and out of our neighborhood. It was held at 6 p.m. at the Durgango Hills Community Center/YMCA at 3521 North Durango Lane. This location is over 3 miles from our neighborhood. Not a good time and place for our neighborhood meeting this time of year.

Their request calls for 9 homes on 2.16 acres. They plan to put a street which would reduce the area to 1.77 acres for the homes which will take away from the lot size.

We are in an island of the county. We are surrounded by Rural Estate property (1/2 acre or more ...horse property). We feel this is not suited for our area.

We ask you to deny the requests for these changes they'd like to make to our rural area.

Thank you,

 
Arlon R. Sibert Suzan C. Sibert

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27, 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

NAME

ADDRESS

Alan H. Silva	5980 W. ALFRED DR. 89108	645-6666
Suzanne Silva	5980 W. ALFRED DR. 89108	645-6666
Jaret White	5970 Alfred Dr. 89108	655-3979
Richard White	5970 Alfred Dr. 89108	655-3979
Candie Schum	5908 Alfred 89108	647-9644
Rocky Zanora	5908 Alfred 89108	647-9644
Pat Ogle	5908 Alfred 89108	646-7224
John Hunt	5948 Madre Mesa 89108	648-0135
Sherry Cartwright	5875 madre mesa 89108	648-6603
FRED CARTWRIGHT	5875 MADRE MESA 89108	"
Sidney J. Draper	5900 Madre Mesa 89108	646-5728
Teri L. Draper	5900 madre mesa 89108	"
R. Steck	5851 Madre Mesa 89108	
Sherry Intervante	5831 Madre Mesa Dr. 89108	
John Intervante	5831 Madre Mesa Dr. 89108	
Mohammed & Adalosa Rashidi	5817 MADRE MESA DR. 89108	
Michelle Locatelli	5778 Madre Mesa Dr 89108	631-5799

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27, 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

NAME

ADDRESS

PAZ DINELO	5759 MADRE MESA
MURRAY DINELO	5759 MADRE MESA
Bertha Dominguez	5754 Madre Mesa
David Dominguez	5754 Madre Mesa
James J. McKiernan	5782 Alfred Drive
RICHARD AVILA	5711 Alfred Drive -
Tom Diste	5735 Alfred Dr.
Michelle Fisher	5735 Alfred Dr.
Artie Bruce	5735 ALFRED dr
Carol Gayle Wain	5798 Alfred Dr. -
Harvey Wain	5798 Alfred Dr.
Ivan Carson	5759 Alfred Dr.
ileen Carson	5759 Alfred Dr.
Larry L. McKiernan	5782 ALFRED
Pat Hubert	5783 ALFRED DR.
Nanette Keeser	5806 Alfred Dr.
Kara Keeser	5806 Alfred Drive

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27. 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

NAME

ADDRESS

Ray Eugene Lee	5807 Alfred Drive Las Vegas 89108
Isella Lee	5807 Alfred Dr 89108
Ronald Haman	5830 Alfred Dr. 89108
James Pinter	5854 Alfred Dr 89108
Juice Pinter	5854 Alfred Dr 89108
Dennis Llossa	5885 Alfred Dr 89108

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27, 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

2005 JAN 14 A 10:29

RECEIVED
CITY CLERK

NAME

ADDRESS

Thomas A Gunn	5876 Madre Mesa Dr
KATHLEEN GUNN	5876 MADRE MESA DR.
Sidney J Draper	5900 Madre Mesa Dr.
Chris Brown	5924 Madre Mesa
Amy Brown	5924 Madre Mesa
Roosevelt Savage	2770 N. JONES Blvd
Jerilynn Cope	5934 Sheila Ave.
C. C. [Signature]	5925 SHEILA AVE.
William Doyle	5910 SHEILA AV.
Richard L. Miller	5908 Sheila Ave
Richard L. Miller	5908 Sheila Ave
Linda E. Colas	5828 Sheila Ave.
Patly [Signature]	5735 W. Sheila Ave.
[Signature]	5735 W. Sheila Ave.
[Signature]	5750 W. Sheila Ave
[Signature]	5722 Sheila Ave
[Signature]	5722 Sheila Ave

Submitted after final agenda

Date 1/14/05 Item #1

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27. 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

RECEIVED
CITY CLERK
2005 JAN 14 A 10:29

NAME

ADDRESS

Wayne Richardson	5776 Sheila Ave
Carol Buchanan	5776 Sheila Ave
Paul OB	2727 cherry tree Ln
Shelly Pottus	2735 Cherry Ln
Tina Mordik	2755 Cherry Ln
Mary Bruttomese	2755 Cherry Tree Ln
Anthony Teub	6101 Bronco Loco Ct
Tom MARTINEZ	6161 BRONCO LOCO CT
Tom Teub	6191 Bronco Loco Ct
Tom Teub	6191 Bronco Loco Ct. LV. this
Carol Teub	6170 Bronco Loco LV
Ralph Teub	6160 Bronco Loco LV
Rosalyn Teub	6160 Bronco Loco LV
Andy Teub	6140 MADRE MESA LV
W. Teub	6150 MADRE MESA LV
Brenda Salberry	5981 Alfred Dr LV NV 89/08
Teri Brandt	5855 Alfred Dr LV NV 89/08

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27, 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

RECEIVED
CITY CLERK
2005 JAN 14 A 10:29

NAME

ADDRESS

NAME	ADDRESS
Tom Van Coten	2720 CHERRY TREE LN LV NV 89108
Nichelle Van Coten	2720 Cherry Tree Las Vegas NV 89108
Leon E Ellmynsworth	2740 Cherry Tree LN Las Vegas NV 89108
Bob Barth	2735 CHERRY TREE LN. L.U. 89108
Kathryn J. Woodland	2780 Cherry Tree Ln 89108
Will Wendler	2780 Cherry Tree Ln 89108
[Signature]	2780 Cherry tree lane 89108
[Signature]	2755 CHERRY TREE LN 89108
[Signature]	60100 Mader Mosa DR 89108
[Signature]	60180 Mader Mosa DR 89108
Dennis Speir	6078 W. Cartier Ave. 89108
[Signature]	6038 W. CARTIER AVE 89108
[Signature]	6038 W. Cartier Ave. 89108
[Signature]	5971 ALFRED DR. 89108
Carol Cohen	5971 Alfred Dr 89108
Michael Schwab	2525 W. Jones Blvd - W. NV. 89108
Chris Dinnitt	2521 W. Jones Blvd 89108
Loye A. Dinnitt	2521 W. Jones Blvd 89108

CITY OF LAS VEGAS ZONE CHANGE REQUEST
LAS VEGAS CITY PLANNING MEETING JANUARY 27, 2005

CASE NUMBER GPA-5775

ZONE CHANGE ZON-5776

WE ARE OPPOSED TO THE REZONING FROM R (RURAL)
TO: L (LOW DENSITY)

RECEIVED
CITY CLERK

2005 JAN 14 A 10:29

NAME

ADDRESS

Diane Perry	2615 N Jones Blvd
John O'Keefe	2615 N. Jones Blvd
Carlos Moravilla	2655 N. Jones Blvd
Frika Moravilla	2655 N. Jones Blvd.
GREG SARANTAS	6071 MADRO MESA ST. 89108
Monica B Lee	6100 BRONCO LOCO CT. 89108
Oliver Lee	6100 BRONCO LOCO CT. 89108
Wendy Lee	6130 MADRO MESA 89108
KERRY TANKERSLEY	5837 SHEILA AVE 89108
Brian Tankersley	5837 Sheila ave 89108
Fredricka Tankersley	5807 SHEILA AVE
Lea Valentin	5759 Sheila ave.
Kei Sum	5710 Alfred Dr.
Marjorie R Jolly	5734 W ALFRED DR 89108
Barry E Brant	5855 ALFRED DR. 89108

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-2 - Eliminates the term limits applicable to voting members of the Historic Preservation Commission. Sponsored by: Mayor Oscar B. Goodman

Fiscal Impact:

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

PURPOSE/BACKGROUND:

Membership on the Historic Preservation Commission is currently limited to two terms for voting members. This bill would eliminate that limitation.

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. 2005-2

MOTION:

COUNCILMAN WOLFSON recommended Bill 2005-2 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED said that currently the voting members of the Historic Preservation Commission can serve two terms. The Mayor would like to change that in order to retain those members that have expertise.

COUNCILWOMAN MONCRIEF verified with CHIEF DEPUTY CITY ATTORNEY STEED that there are specific guidelines on who can serve and that the terms are not permanent. CHIEF DEPUTY CITY ATTORNEY STEED added that the members could be reappointed.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:11 - 4:12)

1-166

BILL NO. 2005-2

ORDINANCE NO. _____

AN ORDINANCE TO ELIMINATE THE TERM LIMITS APPLICABLE TO VOTING MEMBERS OF THE HISTORIC PRESERVATION COMMISSION, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman

Summary: Eliminates the term limits applicable to voting members of the Historic Preservation Commission.

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

SECTION 1: Title 19, Chapter 6, Section 90, Subsection (D), of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

(D) The HPC shall consist of eleven voting members who are appointed by the City Council and two ex-officio members.

(1) Each voting member must have a demonstrated interest in or knowledge of:

(a) The history of the City of Las Vegas;

(b) Design, architecture, real estate and other matters relevant to judging the economic and cultural value of particular historic preservation activities.

(2) The term of each voting member is four years.

(3) Voting members may be reappointed, [, but may not serve more than two complete, consecutive terms, including as one term the unexpired portion of any term to which a member is appointed to fill a vacancy.]

(4) Members serve at the pleasure of, and may be removed by, the City Council, including for failure to attend meetings regularly.

(5) Members shall serve without compensation.

SECTION 2: For purposes of Section 2.100(3) of the City Charter, LVMC 19.06.090 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

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

6 SECTION 4: 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 _____, 2005.

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 Steed 12-15-04
19 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2005, 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 _____, 2005, 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
19
20
21
22
23
24
25
26
27
28

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-3 - Modifies the disclosure requirements for merchants who sell motorized skateboards or motorized scooters, and requires merchants to make certain disclosures in connection with the sale of mini-motorcycles. Sponsored by: Councilman Michael Mack

Fiscal Impact:

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

PURPOSE/BACKGROUND:

Merchants who sell motorized skateboards or motorized scooters are currently required to make certain disclosures regarding the use of these vehicles. This bill will clarify the requirements, and impose similar requirements on the sale of mini-motorcycles.

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. 2005-3

MOTION:

COUNCILMAN WOLFSON recommended Bill 2005-3 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED reported that last year the City Council adopted an ordinance requiring motorized scooter vendors to disclose to buyers the requirements for motorized scooters. This resulted in confusion for merchants about the requirements. This bill is more specific about the content of the disclosures, and it adds mini-motorcycles, which are also referred to as pocket bikes. This bill does not attempt to set forth all requirements and limitations but puts the buyers on notice that they need to find out the provisions of State law for operating these types of vehicles.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:12 - 4:14)

1-202

1 **BILL NO. 2005-3**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO MODIFY THE DISCLOSURE REQUIREMENTS FOR MERCHANTS WHO
4 SELL MOTORIZED SKATEBOARDS OR MOTORIZED SCOOTERS, TO REQUIRE
5 MERCHANTS TO MAKE CERTAIN DISCLOSURES IN CONNECTION WITH THE SALE OF
6 MINI-MOTORCYCLES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

6 Sponsored by: Councilman Michael Mack

Summary: Modifies the disclosure requirements
for merchants who sell motorized skateboards or
motorized scooters, and requires merchants to
make certain disclosures in connection with the
sale of mini-motorcycles.

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

11 SECTION 1: Title 11, Chapter 70, Section 10, of the Municipal Code of the City of
12 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

13 **11.70.010:** For purposes of this Chapter:

14 "Mini-motorcycle" means a motorcycle whose height is thirty inches or less.

15 "Motorcycle" means a motor vehicle as described in NRS 484.083.

16 "Motorized scooter" means a scooter that is powered by a motor having a maximum piston
17 displacement of less than twenty-five cubic centimeters, or an electric driven motor, and is capable
18 of a maximum speed of no more than twenty-five miles per hour on a flat surface. The term does not
19 include a scooter that is designed or intended by its manufacturer to be used primarily as an assistive
20 device to increase, maintain, or improve the mobility of an individual with a disability or other
21 physical condition that limits or impairs the individual's ability to walk.

22 "Motorized skateboard" means a self-propelled device that has a motor, a deck on which a
23 person may ride and at least two tandem wheels in contact with the ground.

24 SECTION 2: Title 11, Chapter 70, Section 20, of the Municipal Code of the City of
25 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

26 **11.70.020:** It is unlawful for a merchant to sell a mini-motorcycle, motorized skateboard or
27 motorized scooter without making the [disclosures] applicable disclosure required by Sections
28 11.70.030 and 11.70.040.

1 SECTION 3: Title 11, Chapter 70, Section 30, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **11.70.030:** Any merchant who sells mini-motorcycles, motorized skateboards or motorized
4 scooters within the City shall:

5 (A) Post, in a prominent place at each location where mini-motorcycles, motorized
6 skateboards or motorized scooters are on display, a [notice] disclosure regarding the need to determine
7 and comply with the requirements of State motor vehicle laws [regarding] pertaining to the operation
8 of mini-motorcycles, motorized skateboards and motorized scooters on public streets and sidewalks;
9 and

10 (B) Provide a copy of such [notice] disclosure to each purchaser of a mini-motorcycle,
11 motorized skateboard or motorized scooter, either before or in connection with the purchase.

12 SECTION 4: Title 11, Chapter 70, Section 40, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **11.70.040:** [The notices] The disclosure required by Section 11.70.030 shall be written in both
15 English and Spanish[.] and shall indicate, at a minimum, that mini-motorcycles, motorized
16 skateboards and motorized scooters (as the case may be):

17 (A) May not be operated on a sidewalk;

18 (B) May not be operated on a public street without the appropriate operator's
19 license;

20 (C) May not be operated on a public street, and therefore may be restricted to off-
21 road use only, unless they have certain minimum safety equipment required by law; and

22 (D) Are subject to all State motor vehicle laws that govern the operation of either
23 motorcycles or mopeds.

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

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

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

11 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,
12 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
13 1983 Edition, in conflict herewith are hereby repealed.

14 PASSED, ADOPTED and APPROVED this _____ day of _____, 2005.

15 APPROVED:

16
17 By _____
18 OSCAR B. GOODMAN, Mayor

19 ATTEST:

20 _____
21 BARBARA JO RONEMUS, City Clerk

22 APPROVED AS TO FORM:

23 rl Stead 12-15-04
24 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2005, 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 _____, 2005, 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

19

20

21

22

23

24

25

26

27

28

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-4 - Repeals the Municipal Code provision that requires persons who hold certain City offices to submit a resignation before filing for election to another City office. Proposed by: Bradford R. Jerbic, City Attorney

Fiscal Impact:

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

PURPOSE/BACKGROUND:

The Municipal Code currently provides that no elected City official or official serving as an appointee on a City board is eligible to file for election to any other City office without first having submitted a resignation from his or her current position with the City. This bill will repeal that provision in order to be consistent with a recent decision by the Nevada Supreme Court regarding that issue.

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. 2005-4

MOTION:

COUNCILMAN WOLFSON recommended Bill 2005-4 be forwarded to the Full Council with no recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED explained that a number of years ago the Council adopted the requirement that elected City officials or those sitting on appointed boards could not file for another City office without first resigning from his/her current position. This bill repeals that requirement. He pointed out that a similar provision adopted by initiative in the City of Mesquite was held to be in conflict with State law by the Nevada Supreme Court. State legislators are the only ones permitted by State law to set limits on terms for elected officials.

After confirming with CHIEF DEPUTY CITY ATTORNEY STEED that this bill is in conformance with the Nevada Supreme Court decision, COUNCILMAN WOLFSON announced that he did not feel comfortable taking a position in this matter, because it could affect people seeking to run against him in his bid for re-election. Therefore, he decided not to speak further on this matter. COUNCILWOMAN MONCRIEF suggested forwarding this matter to the Council without a recommendation.

No one appeared in opposition.

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

MINUTES - Continued:

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:14 - 4:17)

1-256

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

BILL NO. 2005-4

ORDINANCE NO. _____

AN ORDINANCE TO REPEAL LVMC CHAPTER 2.53, WHICH REQUIRES PERSONS HOLDING CERTAIN CITY OFFICES TO SUBMIT A RESIGNATION BEFORE FILING FOR ELECTION TO ANOTHER CITY OFFICE, AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.

Proposed by: Bradford R. Jerbic, City Attorney

Summary: Repeals the Municipal Code provision that requires persons who hold certain City offices to submit a resignation before filing for election to another City office.

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

SECTION 1: Title 2, Chapter 53, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

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

...
...
...
...
...
...
...
...

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

PASSED, ADOPTED and APPROVED this _____ day of _____, 2005.

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

Val Steed 12-15-04
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2005, 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 _____, 2005, 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

18

19

20

21

22

23

24

25

26

27

28

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2005-5 - Levies Assessment for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) Sponsored by: Step Requirement

Fiscal Impact:

☐

No Impact

Amount:

\$176,765.66

☒

Budget Funds Available

Dept./Division:

Public Works/SID

☐

Augmentation Required

Funding Source:

Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights. The assessments will be paid over a 10-year period.

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. 2005-5

MOTION:

COUNCILMAN WOLFSON recommended Bill 2005-5 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED commented that this bill involves a standard Special Improvement District.

TIM McDANIEL, Special Improvement District Section, said the SID is in order and there are no objections.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:17)

1-355

BILL NO. 2005-5

ORDINANCE NO. _____

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO 1478 – VEGAS DRIVE (RANCHO DRIVE TO I-15), PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS, ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

Summary Levy Ordinance

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark and State of Nevada, has heretofore, pursuant to the requisite preliminary proceedings, created Las Vegas, Nevada, Special Improvement District No 1478 – Vegas Drive (Rancho Drive to I-15) (hereinafter the "District"), for the purpose of acquiring a Street Project, a Sanitary Sewer Project, and a Water Project as defined in Chapter 271, Nevada Revised Statutes (hereinafter the "Project") and has provided that a portion of the entire cost and expense of the Project shall be paid by special assessments, according to benefits, levied against the benefited lots, tracts and parcels of land in the District, and

WHEREAS, the District has been properly created by an ordinance heretofore adopted under the provisions of the Consolidated Local Improvement Law; and

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

WHEREAS, in accordance with NRS 271.360, the City Council has heretofore determined, and does hereby declare, that the net cost of all improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$13,729,500 00, of which, \$13,552,734 34 is available from other sources and of which \$176,765.66 is to be assessed upon the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the improvements of the Project; and

WHEREAS, the City Council, by resolution heretofore adopted and directed the City Engineer of the City (hereinafter the "City Engineer") to make out a final assessment roll; and

WHEREAS, after a determination of the portion of the costs of such work to be paid by the property specially benefited, the City Council, together with the City Engineer (with the assistance of the Engineering Integration Division) made out a final assessment roll containing, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed, and the amount of the assessment thereon. The City Engineer has reported the final assessment roll to the City Council and the City Engineer has filed the final assessment roll with the City Clerk, and

WHEREAS, the City Council thereupon fixed a time and place, to wit Wednesday, December 15, 2004, at 1.00 p m , at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada, when all complaints, protests and objections to the final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the District, by any person interested, and by any parties aggrieved by such assessments, would be heard and considered by the City Council; and

WHEREAS, the City Engineer (with the assistance of Engineering Integration Division) has, in accordance with the provisions of law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for improvements in the District should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests or objections on Wednesday, December 15, 2004, at 1 00 p m , at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada, and

WHEREAS, the City Council caused the final assessment roll ("Tabulation of Parcels") to be filed in the records of the office of the City Clerk on November 17, 2004 The City Clerk, by publication and by mail, gave the requisite notice of the time and place of such hearing, of the filing of the final assessment roll in her office, of the date of filing the same, and of the right of any such person to object specifically in writing and of the waiver of any objection in the absence of such objection, and

WHEREAS, at the time and place so designated, the City Council met to hear and determine all objections filed or made orally by any interested party, and

WHEREAS, all complaints, protests and objections, both written and oral, were found to be without sufficient merit and overruled, except as provided in the District No. 1478 Assessment Protest Resolution; and

WHEREAS, by the District No 1478 Assessment Protest Resolution, the City Council modified, corrected and revised the final assessment roll and modified, corrected, revised and confirmed the final assessment roll to be in final form; and

WHEREAS, the assessments do not exceed the benefits to the property assessed nor that portion of the total cost of the Project payable from assessments as heretofore determined; and

WHEREAS, it is incumbent upon the City Council to provide when said assessments shall become due and penalties payable after any delinquency; and

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

WHEREAS, the owners of certain property to be located within the proposed District have requested the City to include as part of the improvements to be constructed within the District, for such property, water and/or sewer improvements and such owners have executed an affidavit of waiver and consent (hereinafter the "Affidavit"), consenting to the construction of such improvements and the assessment of the cost of such improvements on such property.

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

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No 1478 Levy Ordinance" (hereinafter the "Ordinance").

Section 2. The City Council has heretofore determined, and does hereby declare, that each and every complaint, protest and objection made in connection with the District is without sufficient merit

and the same be, and the same hereby is, overruled, and finally passed on by the City Council, except as provided in the District No. 1478 Assessment Protest Resolution.

Section 3. 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 Ordinance) concerning Special Improvement District No. 1478 – Vegas Drive (Rancho Drive to I-15), including, but not limited to, the creation of the District, the acquisition of the Project, the amount of the construction contract, the levy of assessments for those purposes, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the final assessment roll and the assessments therein, be, and the same hereby is, ratified, approved and confirmed.

Section 4. For the purpose of paying a portion of the costs and expenses of the Project, the amounts and assessments shown in the final assessment roll (as so filed, modified and confirmed) are hereby levied and assessed against the lots, tracts and parcels of land in the District (being all those specially benefited by said improvements) and described in the final assessment roll for the District, as filed in the office of the City Clerk on November 17, 2004, and as modified and confirmed by the District No 1478 Assessment Protest Resolution duly adopted by the City Council on January 5, 2005.

Section 5. The assessments shall be due and payable at the office of the City Treasurer within 30 days after this Ordinance becomes effective, without interest and without demand, provided that all or any part of such assessments may, at the election of the owner, be paid in installments, with interest, as hereinafter provided. Failure to pay the whole assessment within said period of 30 days shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in installments, the amount of the assessment then unpaid. In case of such election to pay in installments, the unpaid assessments shall be payable in twenty (20) substantially equal semiannual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the effective date of this Ordinance, at a rate or rates which shall not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds issued for the District, both principal and interest on such assessments being payable semiannually at the office of the City Treasurer on April 1 and October 1 in each year, commencing on October 1, 2005. After the effective date of this Ordinance and before assessment bonds are issued (or if bonds are not issued),

the City Council shall by resolution provide the rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold the rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds for the district. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds", which is most recently published before the bids for such bonds are received, or at the time a negotiated offer for the sale of such bonds is accepted. Failure to pay any installment, whether of principal or interest, when due, shall cause the whole amount of the unpaid principal to become due and payable immediately, at the option of the City. The exercise of said option to be indicated by the commencement of foreclosure proceedings by the City. The whole amount of the unpaid principal and accrued interest shall, after such delinquency, whether or not said option is exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, until the day of sale or until paid. At any time prior to the date of the sale, the owner may pay the amount of all delinquent installments originally becoming due on or before the date of said payment, with interest thereon, and all penalties accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered. The owner of any property assessed and not in default as to any installment or payment, may at any time (at the option of such owner), pay the whole or any semiannual installment of the unpaid principal with interest accruing thereon to the next interest payment date. If such prepayment takes place after March 8, 2005, but before the adoption of the aforementioned resolution establishing the rate of interest on deferred installments of assessments, such interest accruing thereon to the next interest payment date shall be calculated at seven and 43/100 percent (7 43%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus one percent).

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the owner shall make payments of interest on the unpaid balance of previous and current assessments at the same rate and terms as are established for other assessments in the manner provided. The assessment

shall remain postponed until the earlier of the following occurrences (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expire, (c) the property owner's application for renewal of the Hardship Determination is disapproved, (d) the property owner fails to pay interest on the unpaid balance of assessments in a timely manner, or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof

Section 6. The amounts assessed shall be a lien upon the owner's lots, tracts and parcels of land from the effective date of this Ordinance (i.e. February 6, 2005) until paid. The lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes) The sale of any such lot, tract or parcel of land for general or other taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor. Such amounts shall continue to be a lien upon the lots, tracts and parcels of land assessed until paid in full (including all principal and the interest thereon, and any penalties and collection costs)

Section 7 Should any lot, tract or parcel of land within the District be divided after the effective date of this Ordinance and before the collection of all the assessment installments, or if any property in the District makes a request to do so, the City Council may require the City Treasurer to apportion, combine or reapportion the uncollected amounts upon the several parts of land so divided or combined in accordance with the provisions of NRS 271.425 The report of such an apportionment, combination or reapportionment, when approved, shall be conclusive on all the parties, and all assessments thereafter made upon the tracts shall thereafter be according to the subdivision The report, when approved, shall be recorded in the office of the County Recorder of Clark County, Nevada, together with a statement that the current payment status of any of the assessments may be obtained from the City Treasurer. Neither the failure to record the report, nor any defect in the report as recorded, shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien

Section 8. In case any lot, tract or parcel of land so assessed is delinquent in the payment of the assessment or any installment of principal or interest, the City Council shall forthwith cause the owner of such delinquent property, if known, to be immediately notified in writing of such delinquency, by

first-class mail, postage prepaid, addressed to the addressee's last known address. If such delinquency is not paid within 10 days after such notice was given by deposit in the United States mail, then said assessment shall be enforced by the City Treasurer and other officers of the City, as provided in NRS 271.545 to NRS 271.630. Nothing herein shall be construed as preventing the City, at the direction of the governing body, from collecting any assessment by suit in the name of the governing body. The final assessment roll and the certified copy of this Ordinance shall be prima facie evidence of the regularity of the proceedings in making the assessment and of the right to recover judgment therefor. If a foreclosure is not promptly filed and prosecuted, then any bondholder may file and prosecute said foreclosure action in the name of the City. Any bondholder may also proceed against the City to protect and enforce the rights of the bondholders under this Ordinance by suit, action or special proceedings in equity or at law, either for the appointment of a receiver or for the specific performance of any provision contained herein or in an award of execution of any power herein granted for the enforcement of any proper, legal or equitable remedy as such bondholder or bondholders may deem most effective to protect and enforce the rights aforesaid. All such proceedings, at law or in equity, shall be instituted, had and maintained for the equal benefit of all owners of the bonds then outstanding. The failure of the bondholders to foreclose such delinquent assessments or to proceed against the City shall not relieve the City or any of its officers, agents or employees of any liability for its failure to foreclose such delinquent assessments.

Section 9. The City Clerk is hereby directed to deliver to the City Treasurer a copy of the final assessment roll containing a description of the lots, tracts and parcels of land being assessed, with the amount of the assessment levied upon each and the name and address of the owner or owners against whom the assessment was made. The final assessment roll is to be recorded in the office of the County Recorder together with the statement that the current payment status of any assessment may be obtained from the City Treasurer. The City Treasurer is additionally directed to collect the several sums so assessed as a tax upon the several tracts to which they were assessed.

Section 10. In accordance with NRS 271.405(7) the City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the end of the 30-day period stating that said assessments

have been levied and are due and payable. The notice shall further state that payment must be made in full prior to the end of the 30 day period to avoid paying interest on the assessment. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Service by publication shall be verified by the affidavit of the publisher and filed with the City Clerk of the City. In accordance with NRS 271.390(2), the City Clerk or Deputy City Clerk shall also give written notice of the levying of the assessments by mailing a copy of such notice, postage prepaid, at least 20 days prior to the end of said 30-day period, to the owner or owners of all property upon which the assessment was levied at his or her last known address or addresses. Proof of such mailing shall be made by the affidavit of the City Clerk or Deputy City Clerk and such proof shall be filed with the City Clerk. Failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments and special assessment bonds issued (if such special assessment bonds are hereafter issued) shall have been paid in full, both principal and interest, or until any claim is barred by an appropriate statute of limitations. The City Council hereby determines that the manner of giving notice herein provided by publication and by mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests.

Section 11. The notice provided for in NRS 271.390(2) and NRS 271.405(7) and in Section 10 of this Ordinance shall be in substantially the following form

(Form of Notice)

**NOTICE TO PROPERTY OWNERS OF THE LEVY OF ASSESSMENTS FOR
IMPROVEMENTS IN CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT
DISTRICT NO. 1478 – VEGAS DRIVE (RANCHO DRIVE TO I-15)**

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons, that District No 1478 Levy Ordinance (hereinafter the "Levy Ordinance") was duly passed, adopted, signed and approved on February 2, 2005. The Levy Ordinance levied and assessed a portion of the cost and expense of such improvements against the lots, tracts and parcels of land specially benefited by the local improvements in what is commonly designated as "City of Las Vegas, Nevada, Special Improvement District No. 1478 – Vegas Drive (Rancho Drive to I-15)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the ordinance).

Assessments are due and payable at the office of the City Treasurer, in Las Vegas, Nevada, on or before March 8, 2005, being 30 days after the effective date of the Levy Ordinance, without interest and without demand, provided that all, or any part of such assessments may, at the election of the owner, be paid in installments, with interest as hereinafter provided. Failure to pay the whole assessment within the 30-day period will be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay the unpaid assessment in installments. In case of such election to pay in installments, the unpaid assessments will be payable in twenty (20) substantially equal semi-annual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from February 6, 2005 (i.e., the effective date of the Levy Ordinance) both principal and interest being payable semi-annually at the office of the City Treasurer, Las Vegas, Nevada, on April 1 and October 1 in each year, commencing on October 1, 2005. After the effective date of the Levy Ordinance and before assessment bonds are issued (or if bonds are not issued), the City Council shall by Resolution provide the rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, the rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds issued for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds", which is most recently published before the bids for

such bonds are received, or at the time a negotiated offer for the sale of such bonds is accepted Failure to pay any assessment installment, whether principal or interest, when due will cause the whole of the unpaid principal of such assessment to become due and payable immediately at the City's option, and the whole amount of the unpaid principal and accrued interest will, after such delinquency, whether or not the City's option is exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, until the day of sale or until paid. At any time prior to the date of the sale, the owner may pay the amount of all delinquent installments originally becoming due on or before the date of payment, with the interest thereon and all penalties accrued, and will thereupon be restored the right, thereafter, to pay in installments in the same manner as if default had not been suffered The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any semi-annual installment of the unpaid principal with interest accruing thereon to the next interest payment date. If such prepayment takes place after March 8, 2005, but before the adoption of the aforementioned resolution establishing the rate of interest on deferred installments of assessments, such interest accruing thereon to the next interest payment date shall be calculated at seven and 43/100 percent (7.43%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus one percent).

Pursuant to NRS 271.357 and NRS 271 360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the owner shall make payments of interest on the unpaid balance of previous and current assessments at the same rate and terms as are established for other assessments in the manner provided. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expires; (c) the property owner's application for renewal of a Hardship Determination is disapproved; (d) the property owner fails to pay interest on the unpaid balance of assessments in a timely manner, or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof.

Pursuant to NRS 271.395, within 15 days after the effective date of the Levy Ordinance, any person who has filed a complaint, protest or objection in writing, pursuant to NRS 271.380, shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, of the amount of special benefits and market value increases, and of the amount thereof levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation shall be perpetually barred.

The amounts assessed as aforesaid constitute a lien upon said lots, tracts and parcels of land from February 6, 2005 (i.e., the effective date of the Levy Ordinance), which lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor.

Dated this February 2, 2005.

BARBARA JO RONEMUS, City Clerk

(End of Form of Notice)

Section 12 The officers of the City be, and they hereby are, authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, the recording of the final assessment roll, and other items necessary or desirable for the completion of the levying of the assessments of the District and the issuance of the bonds therefor.

Section 13. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 14. That in accordance with Section 2.110 of the City Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request, thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before February 12, 2005, such publication to be in substantially the following form:

(FORM OF PUBLICATION OF NOTICE OF DEPOSIT OF AN ORDINANCE)

ORDINANCE NO. _____

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1478 – VEGAS DRIVE (RANCHO DRIVE TO I-15); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 5th day of January, 2005, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 2nd day of February, 2005.

/s/ Barbara Jo Ronemus
City Clerk

(End of Form)

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

(Form for Publication After Final Adoption of Ordinance)

ORDINANCE NO _____

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1478 – VEGAS DRIVE (RANCHO DRIVE TO I-15), PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN, PRESCRIBING DETAILS IN CONNECTION THEREWITH

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on January 5, 2005, and was passed at a regular meeting held on February 2, 2005, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye

Oscar B. Goodman
Gary Reese
Larry Brown
Lawrence Weekly
Michael Mack
Janet Moncrief
Steve Wolfson

Those Voting Nay

Those Absent

This Ordinance shall be in full force and effect from and after _____, 2005, i.e., the day after its publication by title only.

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

This _____ day of _____, 2005

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

(SEAL)

Attest:
/s/ BARBARA JO RONEMUS
City Clerk

Section 16 That if any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

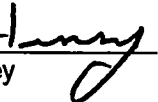
Introduced January 5, 2005, PASSED, ADOPTED AND APPROVED February 2, 2005.

OSCAR B. GOODMAN, Mayor

Attest:

BARBARA JO RONEUMUS, City Clerk

Approved as to Form:

16 DEC 2004 W Z 

Date Deputy City Attorney

STATE OF NEVADA)
)
COUNTY OF CLARK) SS
)
CITY OF LAS VEGAS)

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

1. The foregoing pages constitute a true, correct, complete and compared copy of an ordinance which was introduced at the meeting of the City Council on January 5, 2005 and finally adopted and approved on February 2, 2005.

2. The following members of the City Council were present at the January 5, 2005 Council meeting:

Mayor.	Oscar B Goodman
Councilmembers:	Gary Reese
	Larry Brown
	Lawrence Weekly
	Michael Mack
	Janet Moncrief
	Steve Wolfson

3. The foregoing Ordinance was first proposed and read by title to the City Council on January 5, 2005, and referred to a committee composed of _____ and _____ for recommendation; thereafter the said committee reported favorably on said Ordinance on February 2, 2005, which was a regular meeting of said City Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The following members of the City Council were present at the February 2, 2005 meeting and voted upon the adoption of the Ordinance as follows.

Those Voting Aye:	Oscar B. Goodman
	Gary Reese
	Larry Brown
	Lawrence Weekly
	Michael Mack
	Janet Moncrief
	Steve Wolfson

Those Voting Nay.

Those Absent:

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

5. All members of the City Council were given due and proper notice of the meetings held on January 5, and February 2, 2005. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings, including in the notice the time, place, location, and agenda of the meeting.

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

- (i) City Clerk's Bulletin Board
City Hall Plaza
2nd Floor Skybridge
Las Vegas, Nevada
- (ii) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada
- (iii) Las Vegas Library
833 Las Vegas Boulevard North
Las Vegas, Nevada
- (iv) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (v) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada

, and

(b) By mailing a copy of the notice by 9:00 a.m. no later than three (3) working days before the meetings to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council.

6 A copy of such notice so given of the meeting of the City Council on January 5, 2005, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on February 2, 2005, is attached to this certificate as Exhibit B.

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

IN WITNESS WHEREOF, I have hereunto set my hand on this February 2, 2005.

BARBARA JO RONEUMUS, City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of January 5, 2005 Meeting)

EXHIBIT B

(Attach Copy of Notice of February 2, 2005 Meeting)

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 18, 2005

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

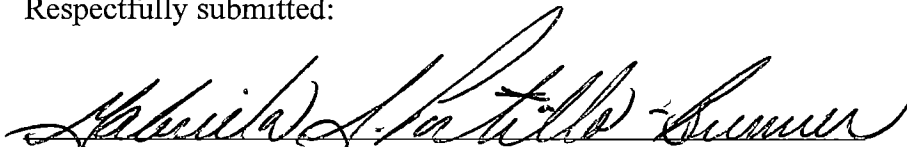
None.

(4:17)

1-371

THE MEETING ADJOURNED AT 4:17 P.M.

Respectfully submitted:



GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK

January 21, 2005