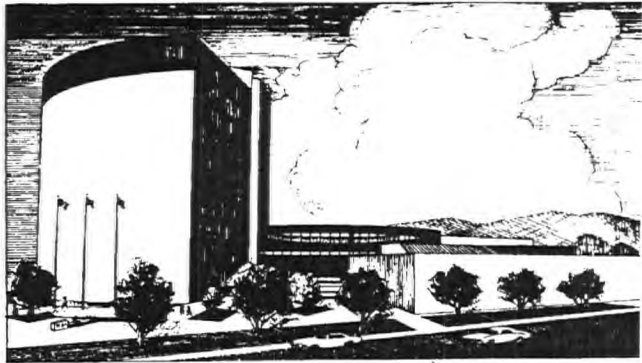




MINUTES

City of Las Vegas

COUNCIL CHAMBERS • 400 STEWART AVENUE • 229-6011 (VOICE) • 386-9108 (TDD)

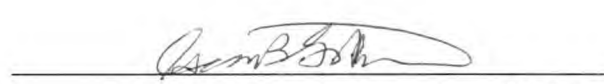
CITY COUNCIL
MEETING OF
NOVEMBER 15, 2006

CITY COUNCIL	PRESENT	ABSENT	EXCUSED
MAYOR OSCAR B. GOODMAN	☒	☐	☐
COUNCILMAN GARY REESE MAYOR PRO-TEM	☒	☐	☐
COUNCILMAN LARRY BROWN	☒	☐	☐
COUNCILMAN LAWRENCE WEEKLY	☒	☐	☐
COUNCILMAN STEVE WOLFSON	☒	☐	☐
COUNCILWOMAN LOIS TARKANIAN	☒	☐	☐
COUNCILMAN STEVEN ROSS	☒	☐	☐
DOUG SELBY, CITY MANAGER	☒	☐	☐
BRAD JERBIC, CITY ATTORNEY	☒	☐	☐
BARBARA JO RONEMUS, CITY CLERK	☐	☐	☒
BEVERLY K. BRIDGES, CHIEF DEPUTY CITY CLERK	☒	☐	☐

APPROVED BY REFERENCE: JANUARY 3, 2007

ATTEST:


CITY CLERK


MAYOR

THIS MEETING

- **CONTAINS SOME
PAGE(S) THAT ARE
ILLEGIBLE/POOR
QUALITY**



CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

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

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

COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),

STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

November 15, 2006

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

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

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THOMAS ELEMENTARY SCHOOL'S MAYOR AND CITY COUNCIL
7. RECOGNITION OF AMERICAN DIABETES MONTH
8. RECOGNITION OF SIBLINGS CANDYNCE BONEY AND STAN BRELAND, AAAA STATE TENNIS CHAMPIONS
9. RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY
10. PRESENTATION BY THE NEVADA SCHOOL OF THE ARTS

BUSINESS ITEMS - MORNING

11. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. Approval of the Final Minutes by reference of the regular City Council meeting of October 4, 2006

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

13. Approval of the Yucca Mountain Public Outreach Communication Plan - All Wards
14. Approval to accept an FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072 for the design of a regional public safety complex - Ward 6 (Ross)

FIELD OPERATIONS - CONSENT

15. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located at 6200 Hargrove Avenue and 6230 Garwood Avenue, commonly known as Mirabelli Community Center and Mirabelli Senior Center, APNs 138-35-501-011 and 138-35-501-010 - Ward 1 (Tarkanian)
16. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1400 N. Rampart Boulevard, commonly known as Las Vegas Sportspark, APN 138-29-501-007 - Ward 4 (Brown)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 300 N. Casino Center Boulevard, commonly known as the Downtown Community Center, APN 139-34-712-125 - Ward 3 (Reese)
18. Approval of a Utilities Construction Interlocal Contract between the City of Las Vegas and Clark County for the construction of sewer and water lines on the Western Beltway between Summerlin Parkway and Craig Road, in accordance with La Madre Equestrian Trail Plans (\$110,686.73 - Southern Nevada Public Lands Management Act [SNPLMA]) - Ward 4 (Brown)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

20. Approval of Special Event License for Lucio Ristorante, Location: 1114 South Main Street, Dates: December 1, 2006 and January 5, 2007, Type: Special Event General, Event: First Friday, Responsible Person in Charge: Kirk Offerle - Ward 3 (Reese)
21. Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to planning and fire codes and Health Dept. regulations, From: Ranch Liquors., dba Ukelele Lounge, 620 North Las Vegas Boulevard, Patrick E. Mandel, Dir, Pres, Secy, Treas, 100%, To: Fancy Nuts, L.L.C., dba Martinis, 1205 South Fort Apache Road, William R. Phillips, Mgr, Mmbr, 100% - Ward 2 (Wolfson)

22. Approval of a new Non-restricted Gaming License upon confirmation of approval by the Nevada Gaming Commission, for Sierra Development Company, dba Binion's Horseshoe Race & Sports Book, Operated By Club Cal Neva, db at Binion's Gambling Hall and Hotel, 128 Fremont Street, Jeffery L. Siri, Pres, Secy, Treas, CEO - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

23. Approval of Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 - Department of Public Works - Award recommended to CARPENTER SELLERS ASSOCIATES (\$100,000 - General Fund) - Ward 6 (Ross)
24. Approval of Agreement No. 070078, Engineering Services Agreement for Arterial Conditions Assessment Study - Department of Public Works - Award recommended to: STANTEC CONSULTANTS, INC. (\$277,520 - Road and Flood Capital Projects Fund) - All Wards
25. Approval of Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project - Department of Public Works - Award recommended to: BROWN AND CALDWELL (\$381,310 - Sanitation Enterprise Fund) - Ward 5 (Weekly)
26. Approval of Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing for Various Projects - Department Public Works - Award recommended to AZTEC TECHNICAL SERVICES, LLC (\$100,000 - Public Works Capital Projects Fund) - All Wards

HUMAN RESOURCES - CONSENT

27. Approval to create one regular full time Customer Service Representative position for the Insurances Services Division of Human Resources (\$38,455 salary + \$15,382 Benefits - Internal Service Fund)
28. Approval to create one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's office (\$46,300 salary + \$18,500 benefits - General Fund)
29. Approval to create one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office (\$52,400 salary + \$21,000 benefits - General Fund)

NEIGHBORHOOD SERVICES - CONSENT

30. Approval of an additional \$251,146 Community Development Block Grant (CDBG) Construction funds for the completion of the Shade Tree Expansion Project located at 1 West Owens Avenue - Ward 5 (Weekly)
31. Approval of Deferred Loan Agreements expending \$40,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 508 East Street, Rocky Castillo, owner - Ward 1 (Tarkanian)
32. Approval of a Lease Agreement between the city of Las Vegas and Family Promise for use of the building located at 320 South 9th Street to operate their non-profit organization which provides homeless families case management services - Ward 3 (Reese)

PLANNING & DEVELOPMENT - CONSENT

33. Approval of annexation report for the proposed annexation area generally located on the north and south side of Clark County Highway 215, between Shaumber Road and Fort Apache Road (ANX-12215) - Ward 6 (Ross)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian L. Ridenour, owner (west of Jones Boulevard, between Brooks Avenue and Peak Drive, APN 138-14-603-011) - County (near Ward 5 - Weekly)

35. Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner (southwest corner of Industrial Road and Wyoming Avenue) - Ward 3 (Reese)
36. Approval of an Encroachment Request from DRC Engineering on behalf of Lost at Sea Limited Partnership, owner (southeast corner of Jones Boulevard and Craig Road) - Ward 6 (Ross)
37. Approval of an Encroachment Request from Pardee Homes Nevada, owner (northeast corner of Tee Pee Lane and Bath Drive) - Ward 6 (Ross)
38. Approval of an Encroachment Request from Pulte Homes on behalf of PN II, Incorporated, owner (southwest corner of Jones Boulevard and Iron Mountain Road) - Ward 6 (Ross)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, LLC, on behalf of Real Estate Unlimited, LLC, owner (north of Lone Mountain Road, east of Miller Lane, APNs 125-33-804-006 and -007) - County (near Ward 4 - Brown)
40. Approval of ratification of the City's execution of the Amended Interlocal Cooperative Agreement which became effective September 8, 2006, between the Clark County Water Reclamation District and the Cities of Las Vegas, Henderson and North Las Vegas for establishment of the Clean Water Coalition - All Wards
41. Approval of Supplemental No. 3 to Interlocal Contract 293c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Craig Road, US-95 to Buffalo Drive project (\$688,300 reduction) - Ward 4 (Brown)
42. Approval of Supplemental No. 4 to Interlocal Contract 319d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Ann Road, US-95 to Decatur Boulevard project (\$100,000 reduction) - Ward 6 (Ross)
43. Approval of Supplemental No. 4 to Interlocal Contract 320d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project (\$624,000 reduction) - Ward 6 (Ross)
44. Approval of Supplemental No. 5 to Interlocal Contract 388e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project (\$885,700 reduction) - County (near Ward 6 - Ross)
45. Approval of Supplemental No. 1 to Interlocal Contract 434a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project (\$12,200,000 reduction) - Ward 1 (Tarkanian)

RESOLUTIONS - CONSENT

46. R-87-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 -Capital Projects Fund/Special Assessments) - Ward 4 (Brown)
47. R-88-2006 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
48. R-89-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

- 49. Report from the City Manager on Emerging Issues
- 50. Report on the City of Las Vegas Diversity Initiative

CITY ATTORNEY - DISCUSSION

- 51. Discussion and possible action on Appeal of Work Card Denial: Tracey Lynn Gulli, 7550 Tuckaway, Las Vegas, Nevada 89139
- 52. Discussion and possible action on Appeal of Work Card Denial: Clayborn Romaine Ellis III, 8218 West Dolphin Bay Court, Las Vegas, Nevada 89128
- 53. Discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada Revised Statutes - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

- 54. Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Nightclub, 425 Fremont Street, Suite 220, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 80 - SUP-16518) - Ward 3 (Reese)
- 55. Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Pint, 425 Fremont Street, Suite 210, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 79 - SUP-16515) - Ward 3 (Reese)
- 56. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Café Cuban Breeze, Inc., dba Café Cuban Breeze, 342 South Decatur Boulevard, Noel Hernandez, Dir, Pres, Treas, Secy, 100% - Ward 1 (Tarkanian)
- 57. ABEYANCE ITEM - Discussion and possible action regarding a new Package License subject to the provisions of the planning codes and Health Dept. regulations, Senip CVS, LLC, dba CVS Pharmacy #2990, 6391 West Lake Mead Boulevard, Zenon P. Lankowsky, Pres and Thomas S. Moffatt, Secy (Note: Item to be heard in the afternoon session in conjunction with Item 100 - SUP-14687) - Ward 5 (Weekly)
- 58. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License subject to Health Dept. regulations, From: Longs Drug Stores California, Inc., dba Longs Drug Store 408 (Non-operational), 7470 West Lake Mead Boulevard, Ronald A. Plomgren, Dir, Sr VP, CEO, Orlo D. Jones, Dir, Sr VP, Secy and Bill M. Brandon, Dir, Sr VP, To: C.R.E.M. Corporation, Inc, dba Express Mart, 8251 West Charleston Boulevard, Cristobal Santos, Dir, Pres, Secy, Treas, 100% - Ward 2 (Wolfson)
- 59. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, G B Acquisition, Inc., dba Gordon Biersch Brewery Restaurant, 750 South Rampart Boulevard, Suite 16, H. Allen Corey, Pres, CEO and Michael J. Fourticq, Sr VP, Dir - Ward 2 (Wolfson)

60. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Ark Fremont, Inc., dba The Saloon (Non-operational), 450 Fremont Street, Suite 100, Michael L. Weinstein, Dir, Pres, Robert Towers, Dir, EVP, Secy, Treas, Paul E. Gordon, Dir, Sr VP, To: Red Rock Bar, Inc., dba Red Rock Bar, 1729 East Charleston Boulevard, Suites A & B, Allen Hamika, Dir, Pres, 50% and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

61. PARK & RECREATION ADVISORY COMMISSION – Michael R. Aker, Term Expiration 12/12/2006
62. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

63. Bill No. 2006-63 – Adopts a new Chapter 10.44A of the Municipal Code, relating to solicitation. Proposed by: Bradford R. Jerbic, City Attorney
64. Bill No. 2006-64 – Adopts a new Chapter 11.68A of the Municipal Code, relating to the City's Pedestrian Mall. Proposed by: Bradford R. Jerbic, City Attorney

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

65. Bill No. 2006-59 – Establishes certain minimum community service requirements as part of the punishment for contributory delinquency or contributory neglect related to graffiti or property damage. Sponsored by: Mayor Oscar B. Goodman
66. Bill No. 2006-60 – Updates sign standards and related approval processes for the Downtown Casino and Downtown Entertainment Overlay Districts. Sponsored by: Mayor Oscar B. Goodman
67. Bill No. 2006-61 – Requires the applicant for a General Plan Amendment to conduct a neighborhood meeting. Sponsored by: Councilman Gary Reese
68. Bill No. 2006-62 – Updates Title 11 of the Municipal Code, relating to the regulation of traffic and parking. Sponsored by: Councilman Steven D. Ross

NEW BILLS - DISCUSSION

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

69. Bill No. 2006-65 – Updates the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Barbara Jo Ronemus, City Clerk

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

HEARINGS - DISCUSSION

71. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 2700 Brienza Way. PROPERTY OWNER: SCOTT GRIFFITHS - Ward 2 (Wolfson)
72. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 3705 San Joaquin Avenue. PROPERTY OWNERS: WALTER & SHIRLEY MERKEL - Ward 1 (Tarkanian)
73. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building (repairs/public nuisance) located at 4401 Cory Place. PROPERTY OWNERS: WILLIAM G. & SUSAN A. CASTEEL - Ward 1 (Tarkanian)

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

74. EOT-17431 - APPLICANT/OWNER: SAMER NAKHLE - Request for an Extension of Time of an approved Special Use Permit (SUP-4511) THAT ALLOWED A PRIVATE STREET adjacent to the southeast corner of Belcastro Street and Holmby Avenue (APN 163-03-501-032), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
75. EOT-17487 - APPLICANT: CITY OF LAS VEGAS - OWNER: BUREAU OF LAND MANAGEMENT - Request for an Extension of Time of an approved Site Development Plan Review (SDR-4823) THAT ALLOWED A CITY PARK on 13.0 acres adjacent to the west side of Cliff Shadows Parkway, approximately 660 feet south of Alexander Road (a portion of APN 137-12-101-008), C-V (Civic) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

76. SDR-16267 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEWLAND COMMUNITIES - OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT WITH 17 DEVELOPMENT PARCELS on 61.57 acres located at the northeast corner of Grand Central Parkway and Bonneville Avenue (APN 139-34-110-002 and 003), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

77. DIR-15183 - WATER FEATURE EXEMPTION - APPLICANT/OWNER: HIGH VALLEY 1, LLC. - Request TO ALLOW THE OPERATION OF AN 88 SQUARE FOOT WATER FEATURE at an existing office development on 1.95 acres at 2760 and 2764 Lake Sahara Drive (APN 163-08-601-002), Ward 2 (Wolfson). Staff recommends APPROVAL
78. SUP-16488 - PUBLIC HEARING - APPLICANT: MARCUS SGRIZI - OWNER: BOCA FASHION VILLAGE, LLC - Request for a Special Use Permit FOR A PROPOSED SUPPER CLUB at 608 Rampart Boulevard, Suite #4 (APN 138-32-312-005), PD (Planned Development) Zone, Ward 2 (Wolfson). Planning Commission (7-0 vote) and staff recommend APPROVAL
79. SUP-16515 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #210 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 55. Planning Commission (7-0 vote) and staff recommend APPROVAL
80. SUP-16518 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #220 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 54. The Planning Commission (7-0 vote) and staff recommend APPROVAL
81. SDR-16542 - PUBLIC HEARING - APPLICANT/OWNER: JAIVADAN AND HANSA NARAN - Request for a Site Development Plan Review FOR A PROPOSED 21,726 SQUARE FOOT PROFESSIONAL OFFICE BUILDING on 1.82 acres at 2496 West Charleston Boulevard (APNs 139-32-802-022 and 030), C-D (Designed Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
82. GPA-14304 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: M (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
83. ZON-14308 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
84. SDR-14306 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Site Development Plan Review FOR A PROPOSED 68-UNIT CONDOMINIUM DEVELOPMENT AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 6 (Ross). NOTE: THIS APPLICATION IS NOW 36 UNITS. Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
85. ZON-13896 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
86. VAR-13900 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Variance TO ALLOW A FRONT YARD SETBACK OF 10 FEET WHERE 20 FEET IS REQUIRED, A CORNER SIDE YARD SETBACK OF 10 FEET WHERE 15 FEET IS REQUIRED, AND A REAR YARD SETBACK OF 11 INCHES WHERE 20 FEET IS REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

87. SUP-13902 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED HELIPAD AND A WAIVER TO ALLOW A HELIPAD AS AN ACCESSORY USE TO A FACILITY OTHER THAN A HOSPITAL, MEDICAL FACILITY, OR MEDICAL OFFICE on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) recommends DENIAL. Staff recommends APPROVAL
88. SUP-13903 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED 274-FOOT TALL BUILDING IN THE NORTH LAS VEGAS AIRPORT OVERLAY DISTRICT on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
89. SDR-13904 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Site Development Plan Review FOR A COMMERCIAL DEVELOPMENT CONSISTING OF A 3,000 SQUARE FOOT, A 1,500 SQUARE FOOT, AND A 4,500 SQUARE FOOT RETAIL PAD; A 20-STORY BUILDING CONSISTING OF 3,700 SQUARE FEET OF RESTAURANT SPACE, 10,000 SQUARE FEET OF RETAIL SPACE, 150,000 SQUARE FEET OF OFFICE SPACE, AND A 4,500 SQUARE FOOT CHILD CARE FACILITY; AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend APPROVAL
90. ZON-14344 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. VAR-15323 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 35 FEET WHERE A 63-FOOT SETBACK IS THE MINIMUM REQUIRED IN THE SIDE YARD on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Plannig Commission (7-0 vote) and staff recommend DENIAL
92. SDR-14353 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Site Development Plan Review FOR A PROPOSED 16-UNIT TOWNHOUSE COMPLEX AND WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
93. ZON-15031 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-M (COMMERCIAL/INDUSTRIAL) on 0.80 acres approximately 300 feet north of Meade Avenue, 980 feet west of Rancho Drive (APN 162-08-201-005), Ward 1 (Tarkanian). The Planning Commission (4-2 vote) and staff recommend APPROVAL
94. SDR-15030 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF TWO EXISTING STORAGE BUILDINGS TO A LIGHT MANUFACTURING FACILITY on 0.80 acres approximately 300 feet north of Meade Avenue and 980 feet west of Rancho Drive (APN 162-08-201-005), R-1 (Single Family Residential) Zone [PROPOSED: C-M (Commercial/Industrial) Zone], Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
95. ZON-15371 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, ET AL - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL

96. VAR-15373 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Variance TO ALLOW A 2 FOOT SIDE YARD SETBACK WHERE A RESIDENTIAL ADJACENCY SETBACK OF 79 FEET 6 INCHES IS REQUIRED, A 3 FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED, AND 5 FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024, 025). Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
97. SDR-15375 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Site Development Plan review and a waiver of Perimeter Landscape Buffer Requirements FOR A 40 UNIT APARTMENT COMPLEX on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential), Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
98. VAR-16165 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: YONG H. JUNG - Request for a Variance TO ALLOW 7 PARKING SPACES WHERE 13 PARKING SPACES ARE THE MINIMUM REQUIRED on 0.19 acres at 505 South Decatur Boulevard (APN 139-31-310-133), P-R (Professional Office and Parking) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
99. SUP-13362 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: EMPIRE MEDIA - OWNER: HIGHLAND PARTNERSHIP LP - Appeal filed by the applicant on a denial by the Planning Commission of a request for a Special Use Permit FOR A 75 FOOT TALL, 20 FOOT X 24 FOOT OFF-PREMISE ADVERTISING SIGN (BILLBOARD) at 1112 South Martin L. King Boulevard (APN 162-04-501-005), C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL
100. SUP-14687 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SENIP CVS, L.L.C. DBA CVS PHARMACY 2990 - OWNER: CVS 2990 LAS VEGAS, L.L.C. - Request for a Special Use Permit FOR A RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE on 1.55 acres at 6391 West Lake Mead Boulevard (APN 138-23-720-005), C-1 (Limited Commercial), Ward 6 (Ross). NOTE: As of August 6, 2006 this item is located in Ward 5 (Weekly). NOTE: To be heard in conjunction with Morning Session Item 57. The Planning Commission (7-0 vote) and staff recommend APPROVAL
101. SUP-15347 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SUN LOAN COMPANY - OWNER: PLAZA LOS ARCOS, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM OTHER FINANCIAL INSTITUTIONS, SPECIFIED at 7591 Washington Avenue, Suites 140 and 150 (APN 138-27-301-015), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). NOTE: The correct applicant is Jim Marchesi/Check City and the correct owner is Buffalo Washington III. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
102. SDR-15747 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 31,126 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 8.55 acres at the northwest corner of Rainbow Boulevard and Westcliff Drive (a portion of APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
103. RQR-13989 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: CITY PARKWAY IV A, INC. - Required Two-Year Review of an approved Special Use Permit (U-0238-91) WHICH ALLOWED A 50-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the south side of Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
104. GPA-15231 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request to Amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: O (OFFICE) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL

- 105.ZON-15233 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 106.SDR-15235 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF A SINGLE-FAMILY RESIDENCE TO AN OFFICE on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone and R-E (Residence Estates) Zone [PROPOSED: P-R (Professional Office and Parking) Zone], Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 107.GPA-16502 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request to Amend a portion of the Centennial Hills Sector Plan FROM: GC (GENERAL COMMERCIAL) TO: SC (SERVICE COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 108.ZON-16504 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) UNDER RESOLUTION OF INTENT TO C-2 (GENERAL COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-1 (LIMITED COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 109.SDR-16503 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: MERHI GHASSAN AND GALTAR, LLC - Request for a Site Development Plan Review FOR A PROPOSED 81,240 SQUARE FOOT COMMERCIAL DEVELOPMENT CONSISTING OF 10 PAD SITES WITH SINGLE-STORY BUILDINGS on 7.03 acres at 4600 North Rancho Drive (APN 138-02-102-005 through 009, and 011), R-E (Residence Estates) Zone under Resolution of Intent to C-2 (General Commercial) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 110.GPA-17129 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) TO: PF (PUBLIC FACILITIES) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 111.ZON-16632 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-V (CIVIC) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 112.SDR-15034 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Site Development Plan Review FOR A PROPOSED 5,750 SQUARE-FOOT ADDITION TO AN EXISTING 1,673 SQUARE-FOOT CHURCH AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), C-1 (Limited Commercial) Zone and C-2 (General Commercial) Zone [PROPOSED: C-V (Civic) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.MOD-12919 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Major Modification to the Las Vegas Medical District Plan TO AMEND THE LAND USE DESIGNATION FROM: MD-2 (MAJOR MEDICAL) TO: MD-1 (MEDICAL SUPPORT) on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 114.SUP-16246 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at 728 Desert Lane (APN 139-33-402-021), [PROPOSED: MD-1 (MEDICAL SUPPORT) Las Vegas Medical District Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL

- 115.SDR-12922 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY MIXED-USE DEVELOPMENT CONSISTING OF 24 RESIDENTIAL CONDOMINIUM UNITS AND 13,465 SQUARE FEET OF MEDICAL OFFICE SPACE on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), PD (Planned Development) Zone [MD-2 (Major Medical) Las Vegas Medical District Special Land Use Designation] [PROPOSED: MD-1 (Medical Support) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). NOTE: This applicaiton has been amended from 24 Residential Condominium Units to 30 Residential Condominium Units and from 13,465 square feet of Medical Office space to 9,350 square feet of Medical Office space. The Planning Commission (7-0 vote) and staff recommend DENIAL
- 116.SUP-16483 - PUBLIC HEARING - APPLICANT: PAWN PLACE - OWNER: DECATUR REAL ESTATE HOLDINGS, LLC - This is an appeal of the denial by the Planning Commission of a request for a Special Use Permit FOR A PAWN SHOP AND WAIVERS OF THE 200-FOOT DISTANCE SEPARATION REQUIREMENT FROM A RESIDENTIAL USE AND OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM SIX SIMILAR USES at 1940 North Decatur Boulevard (APN 139-19-301-005), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend DENIAL
- 117.RQR-17296 - PUBLIC HEARING - APPLICANT/OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - Required Six Month Review of an approved Site Development Plan Review [Z-0108-88(15)] THAT ALLOWED DELIVERY HOURS BETWEEN 7:00 A.M. AND 8:00 P.M. MONDAY THROUGH SATURDAY WITH NO SUNDAY DELIVERIES in conjunction with a 39,910 square foot retail development at 5850 West Craig Road (APN 138-01-219-004), C-1 (Limited Commercial) Zone, Ward 6 (Ross). Staff recommends APPROVAL

SET DATE

- 118.SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENTIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

- 119.CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL 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

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

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

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Paula Clark

City Clerk
DEPARTMENT

8 day of November, 2006

 **CARMEL M. VIADO**
Notary Public State of Nevada
No. 06-107821-1
My appt. exp. July 18, 2010

AFFIDAVIT OF ELECTRONIC MAILING (email)
(Mailing required under the provisions of NRS Chapter 241)

STATE OF NEVADA)) ss
COUNTY OF CLARK)

Paula Clark, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the **8th** day of **November, 2006**, a copy of NOTICE, the attached of which is a true and correct copy of the Notice – re: **City of Las Vegas, City Council Meeting** to be held on the **15th** day of **November, 2006**, was electronically mailed (emailed) to each person and/or organization whose name appears on the list maintained in the Office of the City Clerk.

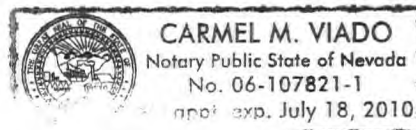
Paula Clark
SIGNATURE

City Clerk
DEPARTMENT

Subscribed and sworn to before me this

8 day of November, 2006

Carmel M. Viro
NOTARY PUBLIC in and for said County and State



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

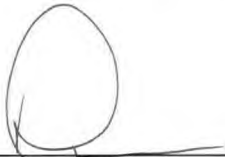
STATE OF NEVADA)

) ss

COUNTY OF CLARK)

Damita Simpson, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the **8th** day of **November, 2006** at the hour of **4:00 P.M.** there were posted copies of a NOTICE, the attached of which is a true and correct copy of a **City of Las Vegas, City Council Meeting** to be held on the **15th** day of **November, 2006**, at **9:00 A.M.**, Las Vegas, Nevada; to be posted on Public Bulletin Boards at the following locations:

1. City Clerk's Bulletin Board, 400 Stewart Avenue, 2nd Floor Skybridge (in the walkway area next to the entrance of the Human Resources Department)
2. Bulletin Board, City Hall Plaza, 400 Stewart Avenue (next door to Metro Records)
3. Las Vegas Library, 833 Las Vegas Blvd.
4. Clark County Government Center, 500 S. Grand Central Parkway
5. Grant Sawyer Building, 555 E. Washington Avenue



SIGNATURE

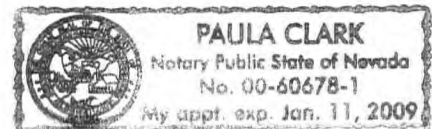
City Clerk
DEPARTMENT

Subscribed and sworn to before me this

8th day of November, 2006



NOTARY PUBLIC in and for said County and State



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

SUBJECT:
CALL TO ORDER

Minutes:

MAYOR GOODMAN called the meeting to order at 9:10 a.m.

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS REESE, BROWN, WEEKLY, WOLFSON, TARKANIAN and ROSS

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER ORLANDO SANCHEZ, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY BRYAN SCOTT, DEPUTY CITY ATTORNEY JAMES B. LEWIS (P.M. Session) and CHIEF DEPUTY CITY CLERK BEVERLY K. BRIDGES



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

SUBJECT:

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 Bulletin Board, City Hall Plaza (next door to Metro Records), Las Vegas Library, 833 Las Vegas Boulevard North, Clark County Government Center, 500 S. Grand Central Parkway, Grant Sawyer Building, 555 E. Washington Avenue



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

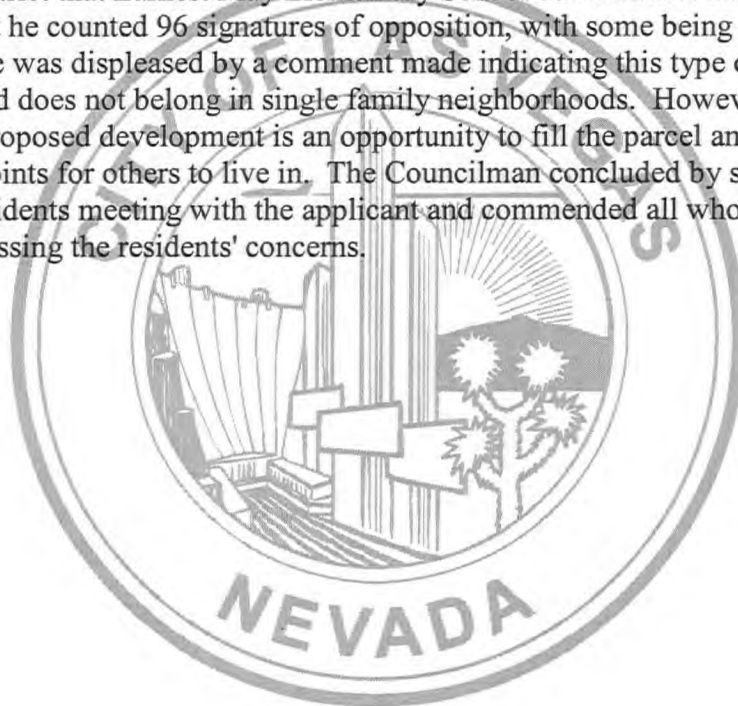
SUBJECT:

INVOCATION – REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE

Minutes:

REVEREND CYNDI DeLONG, Religious Science, gave the invocation.

COUNCILMAN ROSS outlined the history of this application and emphasized that the site is a challenging infill parcel. He detailed how the applicant revised the proposed development to alleviate the residents' concerns. He was not aware of the Parent/Teacher Association (PTA) regulating student population in elementary schools; it was reviewed and verified by the Clark County School District that Earnest May Elementary School could in fact handle the population. He pointed out that he counted 96 signatures of opposition, with some being duplicates, to the 68-unit project. He was displeased by a comment made indicating this type of project results in increased crime and does not belong in single family neighborhoods. However, he strongly believed that the proposed development is an opportunity to fill the parcel and create homes with reasonable price points for others to live in. The Councilman concluded by saying he appreciated the residents meeting with the applicant and commended all who participated in listening and addressing the residents' concerns.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

SUBJECT:
PLEDGE OF ALLEGIANCE

Minutes:
MAYOR GOODMAN led the audience in the pledge.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF THE EMPLOYEE OF THE MONTH

BACKUP DOCUMENTATION:

Submitted at meeting - Copy of plaque for Employee of the Month Kiley Hogue

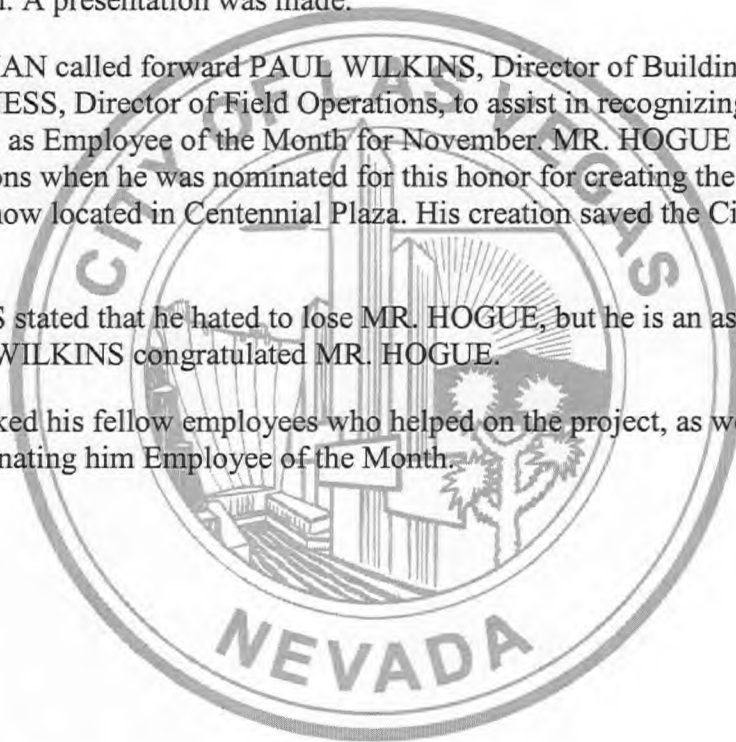
Minutes:

No motion required. A presentation was made.

MAYOR GOODMAN called forward PAUL WILKINS, Director of Building and Safety, and LARRY HAUGSNESS, Director of Field Operations, to assist in recognizing KILEY HOGUE, Building Inspector, as Employee of the Month for November. MR. HOGUE was an employee with Field Operations when he was nominated for this honor for creating the Centennial Time Capsule, which is now located in Centennial Plaza. His creation saved the City thousands of dollars.

MR. HAUGSNESS stated that he hated to lose MR. HOGUE, but he is an asset to all City departments. MR. WILKINS congratulated MR. HOGUE.

MR. HOGUE thanked his fellow employees who helped on the project, as well as ESTHER CARTER for nominating him Employee of the Month.





Kiley Hogue

November 2006

HAS EXHIBITED OUTSTANDING PERFORMANCE THROUGH
PRODUCTIVITY, LEADERSHIP, INITIATIVE, OR ASSISTANCE TO
THEIR FELLOW EMPLOYEES AND THE CITIZENS OF LAS VEGAS



A handwritten signature in black ink, reading "Oscar Goodman".

MAYOR

A handwritten signature in black ink, reading "Douglas Selby".

CITY MANAGER

A handwritten signature in black ink, reading "Steve Delaney".

DEPUTY CITY MANAGER

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF THOMAS ELEMENTARY SCHOOL'S MAYOR AND CITY COUNCIL

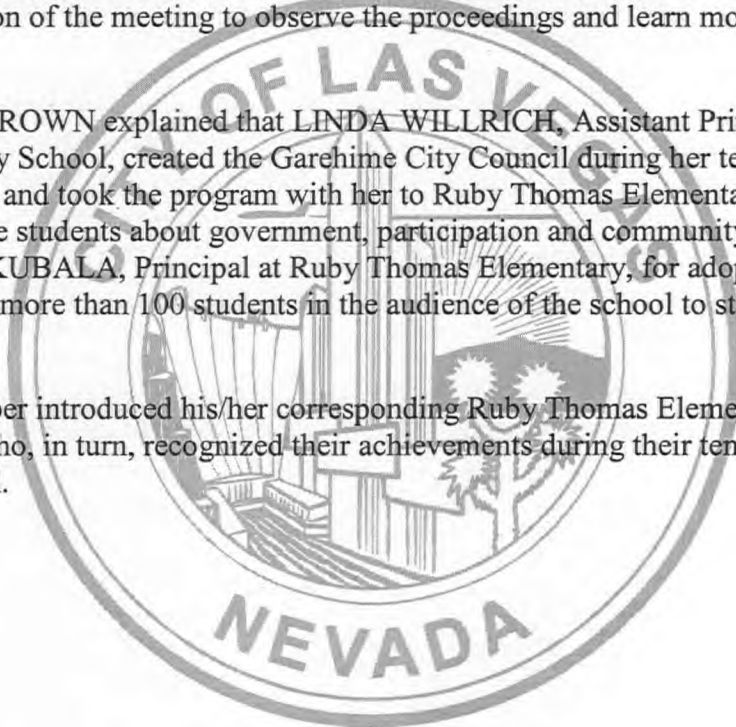
Minutes:

No motion required. A presentation was made.

COUNCILMAN BROWN welcomed and recognized the Ruby Thomas Elementary School students, who make up the school's City Council. The students sat with the Las Vegas City Council for a portion of the meeting to observe the proceedings and learn more about government.

COUNCILMAN BROWN explained that LINDA WILLRICH, Assistant Principle of Ruby Thomas Elementary School, created the Garehime City Council during her tenure at Garehime Elementary School and took the program with her to Ruby Thomas Elementary. The wonderful program teaches the students about government, participation and community involvement. He thanked DENNIS KUBALA, Principal at Ruby Thomas Elementary, for adopting the program and recognized the more than 100 students in the audience of the school to stand up in recognition.

Each Councilmember introduced his/her corresponding Ruby Thomas Elementary School City Councilmember, who, in turn, recognized their achievements during their tenure with the Las Vegas City Council.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF AMERICAN DIABETES MONTH

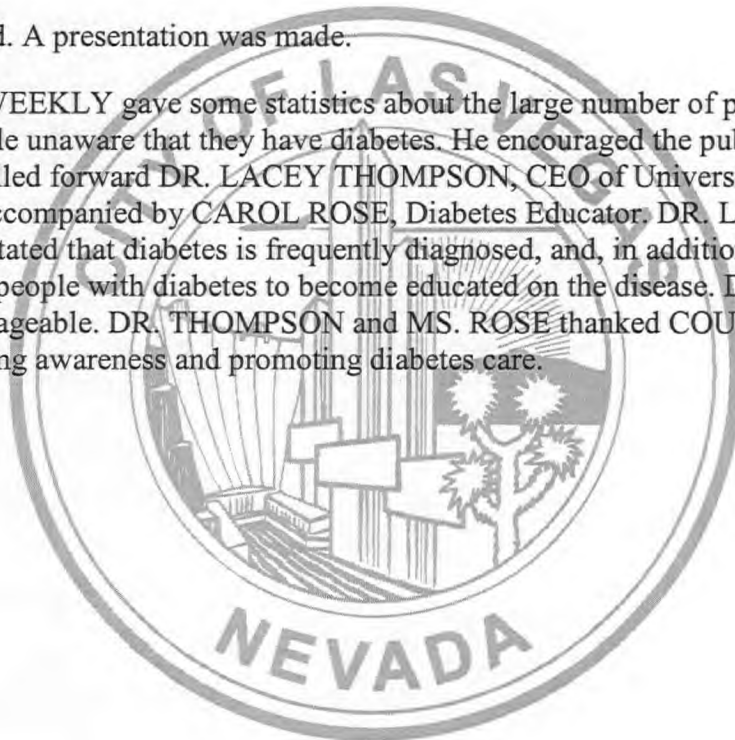
BACKUP DOCUMENTATION:

Submitted after meeting - Copy of Proclamation proclaiming November 2006 as National Diabetes Awareness Month

Minutes:

No motion required. A presentation was made.

COUNCILMAN WEEKLY gave some statistics about the large number of people with diabetes and the many people unaware that they have diabetes. He encouraged the public to seek more information. He called forward DR. LACEY THOMPSON, CEO of University Medical Center, who was accompanied by CAROL ROSE, Diabetes Educator. DR. LACEY accepted the Proclamation. He stated that diabetes is frequently diagnosed, and, in addition to treatment, it is very important for people with diabetes to become educated on the disease. Diabetes is a silent killer, but it is manageable. DR. THOMPSON and MS. ROSE thanked COUNCILMAN WEEKLY for raising awareness and promoting diabetes care.



PROCLAMATION

WHEREAS;

Diabetes is a disease in which the body does not produce or properly use insulin. Insulin is a hormone that is needed to convert sugar, starches and other food into energy needed for daily life. The cause of diabetes continues to be a mystery, although both genetics and environmental factors such as obesity and lack of exercise appear to play roles; and

WHEREAS;

There are 20.8 million children and adults in the United States, or 7% of the population, who have diabetes. While an estimated 14.6 million have been diagnosed with diabetes, unfortunately, 6.2 million people (or nearly one-third) are unaware that they have the disease; and

WHEREAS;

Most people with diabetes have health problems -- or risk factors -- such as high blood pressure and cholesterol that increase one's risk for heart disease and stroke. When combined with diabetes, these risk factors add up to big trouble. In fact, more than 65% of people with diabetes die from heart disease or stroke. With diabetes, heart attacks occur earlier in life and often result in death. By managing diabetes, high blood pressure and cholesterol, people with diabetes can reduce their risk;

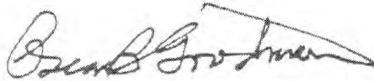
THEREFORE;

In an effort to raise awareness of diabetes, the Mayor and Las Vegas City Council hereby proclaims

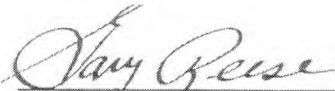
November 2006

National Diabetes
Awareness Month

In the City of Las Vegas



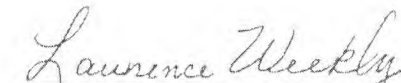
Mayor Oscar B. Goodman



Mayor Pro Tem Gary Reese



Councilman Larry Brown



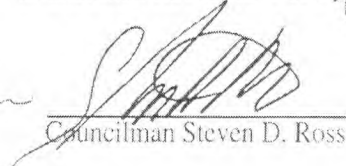
Councilman Lawrence Weekly



Councilman Steve Wolfson



Councilwoman Lois Tarkanian



Councilman Steven D. Ross

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

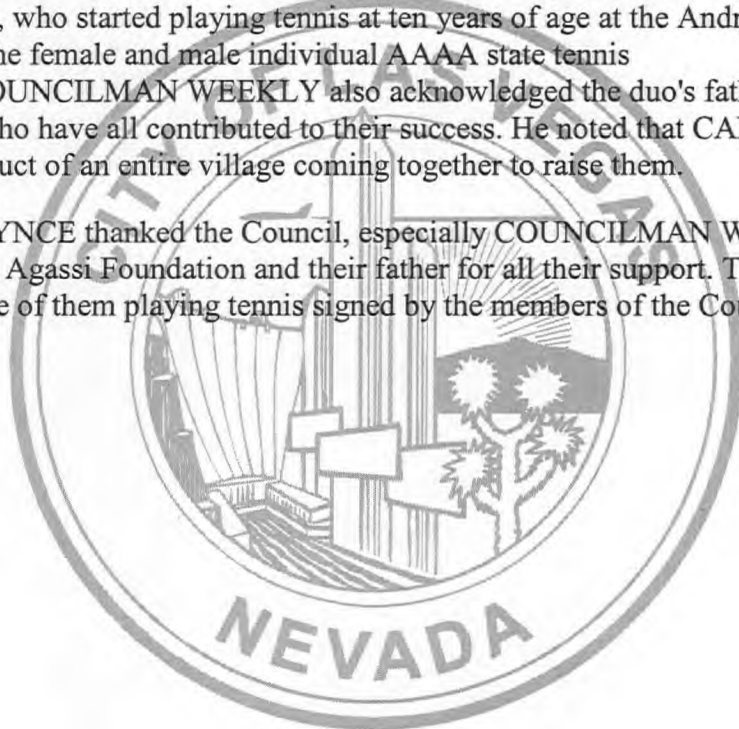
RECOGNITION OF SIBLINGS CANDYNCE BONEY AND STAN BRELAND, AAAA
STATE TENNIS CHAMPIONS

Minutes:

No motion required. A presentation was made.

COUNCILMAN WEEKLY introduced and recognized siblings CANDYNCE BONEY and STAN BRELAND, who started playing tennis at ten years of age at the Andre Agassi School and recently won the female and male individual AAAA state tennis championships. COUNCILMAN WEEKLY also acknowledged the duo's father, coach and school principal, who have all contributed to their success. He noted that CANDYNCE and STAN are the product of an entire village coming together to raise them.

STAN and CANDYNCE thanked the Council, especially COUNCILMAN WEEKLY, their coaches, the Andre Agassi Foundation and their father for all their support. They each received a trophy and a picture of them playing tennis signed by the members of the Council.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY

BACKUP DOCUMENTATION:

Submitted at meeting - Proclamation proclaiming November 15, 2006, Geographic Information Systems Day

Minutes:

No motion required. A presentation was made.

COUNCILMAN ROSS recognized National Geographic Information Systems Day, noting that it is appropriate to recognize technology and its importance, because it is helping to make government more efficient. To help promote awareness of GIS systems, the City will partake in the Seventh Annual GIS Day held around the world, and staff from the Department of Information Technologies will be making presentations at various schools.

COUNCILMAN ROSS called forward JOSEPH MARCELLA, Director of Information Technologies, and RICHARD WELLS, Senior GIS Analyst, and presented MR. MARCELLA with a Proclamation and declared November 15, 2006, Geographic Information Systems Day in the City of Las Vegas.

MR. MARCELLA noted that approximately 15 years ago the communities decided that the Las Vegas area is one valley and that all entities should be included on a single map and a single database, which increases safety and benefits the economy and this fast-growing community.

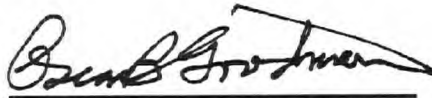
MR. WELLS thanked the Council for recognizing GIS Day.

PROCLAMATION

- WHEREAS; Geographic Information Systems Day is a grassroots event that formalizes the practice of geographic information systems to showcase real world applications of this important technology; and
- WHEREAS; there have been widespread and rapid technological advances in hardware, software, mapping and telecommunications related to the GIS industry; and
- WHEREAS; the city of Las Vegas departments of Information Technologies, Leisure Services, Public Works and Planning and Development are committed to promoting GIS awareness, education and technical training by partnering with local schools and other various groups to utilize this technology most appropriately and wisely; and
- WHEREAS; the city of Las Vegas GIS users use the latest technology to help staff make better decisions, produce more sophisticated maps and provide residents with more accurate and useful information; and
- THEREFORE: We, the undersigned mayor and city council in the city of Las Vegas, do hereby take great pride in proclaiming November 15, 2006

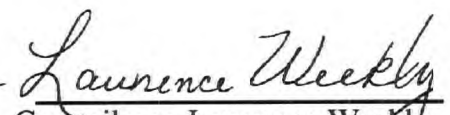
Geographic Information Systems Day

In the city of Las Vegas and urge all citizens and employees to join us in celebrating GIS Day and participate in daylong activities.


Mayor Oscar B. Goodman


Mayor Pro Tem Gary Reese


Councilman Larry Brown


Councilman Lawrence Weekly


Councilman Steve Wolfson


Councilwoman Lois Tarkanian


Councilman Steven D. Ross

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

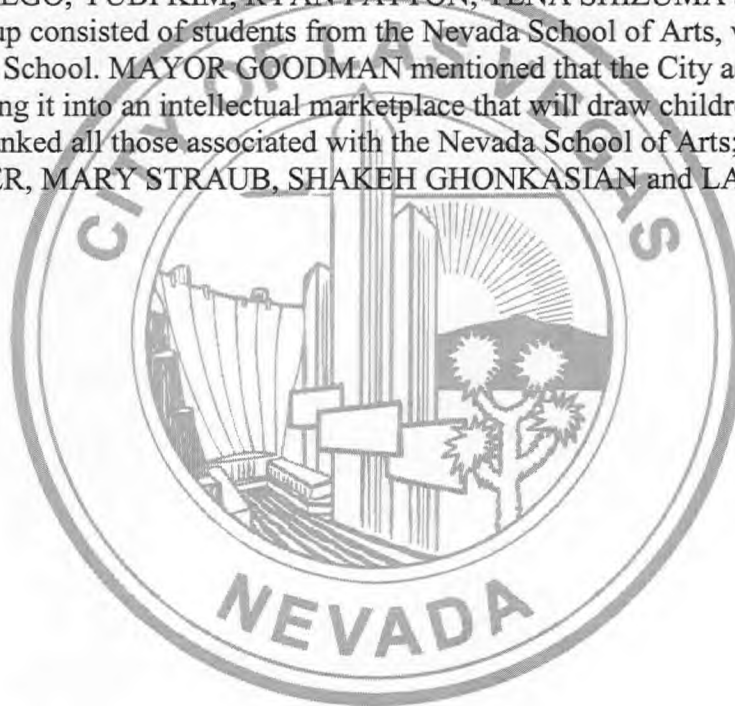
SUBJECT:

PRESENTATION BY THE NEVADA SCHOOL OF THE ARTS

Minutes:

No motion required. A presentation was made.

Immediately following the Pledge, violinist JEREMY RHIZOR performed solo. After which, the following group of violinists performed: SYDNEY BARCELON, ALEX GONZALEZ, ROXANNE HIDALGO, YUBI KIM, RYAN PATTON, TENA SHIZUMA and JEREMY RHIZOR. The group consisted of students from the Nevada School of Arts, which is located at the old Fifth Street School. MAYOR GOODMAN mentioned that the City acquired this property with hopes of turning it into an intellectual marketplace that will draw children from all over the community. He thanked all those associated with the Nevada School of Arts; HAL WELLER, DOUG VanGILDER, MARY STRAUB, SHAKEH GHONKASIAN and LAUREL ANDREW.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

☐ Consent ☒ Discussion

SUBJECT:

BUSINESS ITEMS:

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

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LARRY BROWN, LOIS TARKANIAN, LAWRENCE WEEKLY, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

☐ Consent ☒ Discussion

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the regular City Council meeting of October 4, 2006

Motion made by GARY REESE to Approve by Reference

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: ADMINISTRATIVE SERVICES

DIRECTOR: CHRISTOPHER KNIGHT

☒ Consent ☐ Discussion

SUBJECT:

Approval of the Yucca Mountain Public Outreach Communication Plan - All Wards

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Aztec Communication in conjunction with Administrative Services has developed an official Yucca Mountain Public Outreach Communication Plan, which will provide a comprehensive, cohesive approach to the city's dissemination of information related to Yucca Mountain. The plan was developed after receiving input from all council members and the city manager. The plan will allow the city to take a more proactive approach with respect to its public outreach efforts regarding Yucca Mountain.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Yucca Mountain Public Outreach Communication Plan

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN REESE requested Item 32 be pulled for discussion.

September 11, 2006

Yucca Mountain Public Outreach Communication Plan

Prepared for the
City of Las Vegas



105 Hyman Place
Las Vegas, NV 89145
897-4669

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City of Las Vegas

Yucca Mountain Communication Plan

Introduction

Nevada was selected as the site for a national high-level nuclear waste repository nearly 20 years ago. State and local governments have opposed it ever since. The City of Las Vegas receives funds to conduct monitoring, public outreach and oversight activities. This Communication Plan is intended to provide a strategic management tool to direct the public outreach and informational needs of City residents about Yucca Mountain.

The communication plan should be an adaptable, flexible document that can be modified should situational variables impact significantly on desired outputs and outcomes.

Research

Each City council member and Mayor Oscar Goodman were interviewed to determine perspectives and relevance to each ward of the City. It is clear from these brief interviews that the Yucca Mountain Project is, in their words, an "important" issue facing the City of Las Vegas. It also is clear that city officials contacted believe that the City needs to be more "assertive" and "proactive" with respect to its public outreach efforts regarding Yucca Mountain.

All elected officials agree that communication from the City of Las Vegas about Yucca Mountain must be accurate, credible, and educational. In past years, the City's Yucca Mountain public outreach has been primarily reactive, due mostly to competing constituent agendas.

All council members expressed their respective staunch opposition to the Yucca Mountain Project. They also expressed an interest in receiving periodic information and talking points so they can communicate to their constituents on an as-needed basis.

One council member recommended that the City work more closely with Clark County in a coordinated public outreach effort reach out to as many people as possible.

It should be noted that the City has a Yucca Mountain Nuclear Repository Committee; however, the committee meets infrequently.

Challenges

Right now public apathy is the City's biggest challenge when it comes to Yucca Mountain. Yucca Mountain will not be prepared to accept high-level radioactive waste until at least 2017, or later (if ever). Inasmuch as Yucca Mountain is not on today's radar screen for the average citizen, it can be somewhat challenging to incorporate Yucca Mountain updates during constituent dialogues when time and resources are limited.

Thus, the City's "reactive" posture with respect to Yucca Mountain can be attributed to citizens worried about more immediate concerns such as zoning issues, the homeless, healthcare, public safety, the environment, population growth, tourism, the economy, etc.

In essence, the Yucca Mountain Project is considered a non-issue in some wards because of the project's lack of immediacy. For some council members this is frustrating because aspects of the Yucca Mountain Project eventually could be detrimental to the City's economy, i.e. transportation of high-level radioactive waste. As one council member said, "The public is numb to Yucca Mountain."

Nevertheless, this perceived public apathy is not universal and is worth fighting. As one council member phrased it, "Acting today protects us for tomorrow," citing Interstate 95 as one example of poor strategic long-term planning. Another council member said that the City has an obligation to its citizens to keep them up-to-date with information about the project. The Council as a whole believes that the City has an obligation to inform and protect today's citizens as well as future generations. The City should "be very assertive" and "more active" in making information about the Yucca Mountain Project available to the public. "We have an obligation to preserve the integrity of our future," said another person interviewed.

Still another council member noted the City needs to help its residents understand that dealing with issues such as Yucca Mountain today, will help the quality of life for future generations.

The general consensus among those interviewed is that the City should:

- Be more assertive in its Yucca Mountain Project public outreach efforts;
- Seek out opportunities to coordinate public outreach efforts with Clark County;
- Yucca Mountain is an extremely important issue for Las Vegas' future.

Situation Analysis

The City's current Yucca Mountain public outreach efforts include information on its Web site, a newly revised exhibit, and various collateral materials. At the present time, most of the City's Yucca Mountain public outreach efforts are being managed, coordinated, and implemented by one person. These efforts include participation as vice chair of the Clark County Yucca Mountain Advisory Committee, attendance at nuclear waste-related seminars and workshops, as well as limited representation at local fairs and trade shows with the City's Yucca Mountain display.

There are existing mediums available to the various wards to get the word out about Yucca Mountain, including but not limited to coffee klatches, neighborhood meetings, shows on Channel 2, e-mails, newsletters, fairs, holiday-specific events, trade shows, and site-specific speaking appearances.

Goals

- ➔ Increase public awareness about the Yucca Mountain Project.
- ➔ Increase the local media awareness about the City's position on Yucca Mountain.
- ➔ Solicit public feedback and opinions about Yucca Mountain.
- ➔ Collect and evaluate public concerns about Yucca Mountain.
- ➔ Position the City of Las Vegas as a leading organizational entity representing the public interest with respect to Yucca Mountain.

Objectives

- ✓ Review and revise as necessary all existing Yucca Mountain public outreach materials.
- ✓ Seek out venues in each ward where Yucca Mountain materials can be distributed.
- ✓ Develop new outreach tools to assist council members in public outreach efforts.
- ✓ Develop communication tools to reach minority audiences

Thematic Approach/Tonality

The approach for all Yucca Mountain communication should be educational in tone. Accuracy, honesty, and credibility will be the key characteristics of the City's communication on this issue. Information will not be conveyed in an alarming or emotionally driven manner.

Key Audiences

The City's communication strategy should focus on four key areas:

- (1) City employees
- (2) General public
- (3) Hispanic and Asian communities
- (4) Local media

Rationale

From a credibility perspective, any new public awareness campaign must start by informing employees; this has two advantages. First, it creates an informal network of communication ambassadors, and second, it contributes to the creation of consistent messaging as the city expands its public awareness activities.

A key element of this strategy would include presenting the key messages to the Las Vegas City Council for approval. This could have the dual effect of generating some publicity, as well as demonstrating to all employees the City's staunch and continuing commitment to fight the Yucca Mountain Project.

The general public in respective wards is an obvious and key target audience. Further, given the City's demographics, the Hispanic and Asian communities specifically should

be addressed. It can be said that minority communities have more immediate concerns to deal with on a daily basis; however, this can be said for everyone living in Las Vegas. In the words of Vernon Cooper, "These days people seek knowledge, not wisdom. Knowledge is of the past, wisdom is of the future."

With respect to the media, it's simply imperative to get the City's message out to the local media. Consistent and credible communication to reporters who cover the Yucca Mountain Project is essential in establishing and enhancing the City's leadership position with respect to the Yucca Mountain Project.

Key Messages

Primary Message #1

- The City of Las Vegas opposes the Yucca Mountain Project.

Supporting Statement

- The City of Las Vegas supports the on-site storage of spent nuclear fuel.

Primary Message#2

- The City of Las Vegas opposes any effort that would allow the transportation of radioactive waste through or near the City.

Supporting Statement #1

- The Department of Energy estimates three "accidents" over the course of the transportation phase where radiation is released.

Supporting Statement #2

- The solution to storing nuclear waste is a national problem, not a Nevada problem.

Primary Message #3

The transportation of high-level radioactive waste is a danger to public safety.

Supporting Statement

- The Department of Energy estimates at least two "incidents" per year.

Target Audiences

Primary audiences for information on Yucca Mountain include:

Internal:

- City employees
- Liaison and support staff to Council members
- Council

External:

- General public
- Local media

Ethnic considerations:

- Hispanic (Spanish language translations)
- Asian communities

Tactics and Recommendations

Internal

- Staff training session at monthly briefing session
- Develop talking points for public outreach personnel use
- Present key messages to City Council for approval
- E-mail updates for Council and Staff
- Briefing manual for Council
- Speaker training for staff members
- Build stable of staff members capable of managing exhibit booth at special events
- Organize a Yucca tour specifically for City Council
- Present key messages and supporting statements to the City Council for formal approval
- Conduct a series of focus groups to identify and clarify public perceptions about the Yucca Mountain Project
- Conduct a staff training workshop on Yucca Mountain at a MCM briefing session
- Develop a stable of staff members capable of managing the City's Yucca Mountain exhibit to augment existing staff
- Posters

External

- Spanish language for fact sheets in certain wards
- Update Web site
- Establish a "Yucca Facts" link to the City's existing Web site
- Set up the City's Yucca Mountain exhibit in the bridge lobby area
- Develop e-mail updates
- Print advertisements
- Brochures
- Direct mail
- Newsletters
- Fact sheets
- Movie theater ads
- Podcasts
- Neighborhood meetings/town hall meetings/site-specific meetings
- Trade shows
- Senior events
- Special events
- Public workshop/Poster sessions
- Exhibits/displays
- Billboards
- Bus stop posters
- Op ed articles (the first to be written by Mayor Oscar Goodman)
- Guest columns
- Citizens Academy presentations
- Speeches
- Videos
- Television/Access Las Vegas appearances

City Council Input

Tactics to develop

Elected City officials requested the following communication tactics:

- Talking points—(Every Council member requested credible, current information)
- Fact sheets – in both English and Spanish
- E-mail briefings for staff and Council members
- E-mail updates for residents
- Staff training on Yucca Mountain issues
- Displays for ward events with handouts available to interested residents
- Articles targeting various audiences, including:
 - a. Publications that emphasize family and future generations
 - b. Publications for seniors
 - c. Publications geared to homeowners associations
 - d. Publications for construction-related jobs
 - e. Publications for Spanish language speakers
- Video package for Spanish TV stations
- Support for appearances on the City's cable TV shows.

Key existing communication methods

Council members are currently using these methods for primary contacts with residents:

- E-mail
- Town Hall meetings
- Neighborhood association meetings
- Personal contacts
- Newsletters
- Special events
- Ward tours
- Telephone contacts
- Access Las Vegas television show
- Direct mail
- "Meet the councilman" breakfasts
- Information Fair
- Homeowner's association meetings

Training

Three types of training are recommended for all personnel who have contact with the public and the media.

- A 30-minute MCM briefing that would provide updated information on the project's status given by a Yucca Mountain subject matter expert.
- A two-hour refresher course on media relations/spokesperson training.
- A two-hour refresher course on presentation skills for those employees who make public presentations or volunteer to staff the city's Yucca Mountain exhibit.

Special Event Recommendations

Nov. 2, 2006	Information Fair, Ward 6	
April 12-15, 2007	Clark County Fair, Logandale	(in county tent)
April 28, 2007	Summerlin Earth Faire, Summerlin Park	
May 5, 2007	Boy Scout Expo, Lorenzi Park	
June 2007	Las Vegas Chamber Expo, Cashman Center	(\$250)
June 2007	Latin Chamber Expo, Cashman Center	(\$300)
November 2007	World of Women Expo	(\$100)

CITY OF LAS VEGAS

WHY IS THE CITY OF LAS VEGAS OPPOSED?

* **UNCERTAIN FUTURE** There are too many unanswered questions about this project that could adversely affect our residents and visitors.

* **COSTS** The price tag to provide vital services for public safety preparedness, including additional emergency equipment, personnel and specialized training could cost the city millions of dollars.

* **TOURISM** Our local economy could be drastically affected in case of a radiological accident in or near Las Vegas.

* **PROPERTY VALUES** A nuclear accident could seriously impact land and home values along DOE's transportation routes.

* **SOUND SCIENCE** Many geologic and technical problems are still not resolved. Issues involving the safe transportation and long-term storage of high-level nuclear waste are complex and remain the focus of scientific debate.

WHAT IS YUCCA MOUNTAIN?

Yucca Mountain is a ridge of volcanic rock about 90 miles northwest of Las Vegas in Nye County.

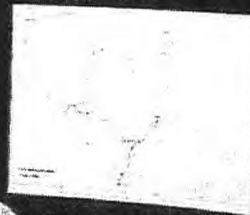


Yucca Mountain is the site where the Department of Energy plans to construct the nation's first high-level nuclear waste repository.

WHAT ABOUT TRANSPORTATION OF HIGH-LEVEL NUCLEAR WASTE?

The DOE plans to ship at least 77,000 metric tons of high-level nuclear waste thousands of miles, through 43 states, over a 40-year period.

Currently the DOE has identified the interstate highway system as routes for truck shipments of high-level nuclear waste, including I-15. If the Yucca Mountain repository is built, nearly each state in America must designate specific routes for heavy-haul trucks. While DOE indicates a preference for rail shipments, specific routes are not yet selected.



For more information, visit the city's Web site at www.lasvegasnevada.gov

Internet Tools

Web site

The City's existing Web site is excellent; however, the Yucca Mountain page is insufficient in terms of content and timeliness. We recommend adding a comprehensive timeline, updated information on key issues, data on transportation routes, and potential impacts to the City of Las Vegas residents.

The City participates in Clark County's Monitoring Program—we recommend a link to that Web site to encourage residents to access economic indicators.

The City's *own* Yucca Mountain fact sheets should be added to the site. Currently, the only fact sheets referenced online are links to NEI, DOE, and EPA.

E-mail

Virtually every Council member mentioned e-mail as a communication method of reaching constituents. Some members build substantial data bases of e-mail addresses. This medium could be enriched by offering occasional e-mail blurbs about Yucca Mountain to Council members for consideration to include with their personal messages to residents.

Podcasts

Produce a podcast with Mayor Goodman on this subject as part of the regularly produced Clark County Yucca Mountain Podcast, and then link directly to that site on the City Web site.

Electronic Newsletter

Produce a Yucca Mountain newsletter which can be sent to people who request information from the City.

Tactics Timeline and Recommendations for 2006-2007

September 2006	Fact Sheets
October 2006	Develop talking points
Nov. 7, 2006	City of Las Vegas Yucca Mountain Nuclear Repository Committee
Nov. 15, 2006	Report to City Council on Yucca Mountain Communication Plan
Nov. 17, 2006	MCM presentation—for consistent messaging, conduct a briefing for staff on the major issues connected to Yucca Mountain
November 2006	Public Service Announcement production
December 2006	Develop video package concept (channel 2), storyboards
January 8-9, 2007	Conduct citizen focus groups to test messages, video concept
February 2007	Update City Web site copy
Feb/March 2007	Shoot video package for broadcast on City Beat
June 2007	Update/revise fact sheets
Ongoing	E-mail updates via Clark County electronic newsletter
Ongoing	Booth at special events and display set-up at various ward town hall meetings and other functions, based on Council requests.
Major event response: Op-ed for Mayor Goodman	

Recommended Budget
July 2006-June 2007 Yucca Mountain Oversight

Allocation through Clark County = \$90,000 (\$60,000 for monitoring program)

Staff-project management	\$12,200
Communication plan	3,500
Special events:	
Booth fees	650
Booth management	3,200
Fact sheets, templates	1,500
Talking points for council members	1,500
PSA production	1,500
Web site update (research, writing only)	1,000
Op-ed piece for Mayor Goodman	500
Video package	<u>4,000</u>
Total	\$ 29,550

Evaluation

Public outreach efforts can be measured by the following methods:

- Document e-mail communication
- Document number of Yucca Facts Web site hits
- Document number of people who visit the City's Yucca Mountain exhibit
- Document number of events attended
- Document and analyze comments/feedback at public forums
- Document number of presentations given and audiences reached
- Document number of community fairs/neighborhood meetings and audiences reached
- Document number of television appearances given
- Document quality/quantity of media coverage
- Document number of publications disseminated

Brief Yucca Mountain Project Historical Overview

In 1954 Congress passed the Atomic Energy Act, directing the federal government to promote the peaceful use of atomic energy, with the understanding that disposal of the highly radioactive waste produced would be the responsibility of the federal government.

Two years later, the National Academy of Sciences recommended deep geologic disposal as the preferred method of disposing of nuclear waste produced by the growing nuclear reactor industry.

After India detonated a nuclear device with plutonium in 1974, President Gerald Ford banned a plan by the U.S. nuclear industry to reprocess nuclear waste in fast breeder reactors. Ford "indefinitely deferred" reprocessing, and President Jimmy Carter continued the ban, designed as an example for other countries to avoid possible diversion of plutonium for nuclear weapons.

In 1982 Congress passed the Nuclear Waste Policy Act, which established a repository site screening process, requiring two separate repositories to assure geographic/regional equity. The NWPA also established a schedule leading to federal waste acceptance for disposal beginning in 1998. Further, the NWPA started the Nuclear Waste Fund to pay for the waste program with fees collected from utilities generating electricity from nuclear power plants.

The following year, the Department of Energy named nine previously screened potential repository sites in six states: seven in salt deposits, and two on western federal nuclear facility sites (including the Nevada Test Site) in volcanic rock deposits.

In 1986 the DOE nominates five candidate repository sites from the original nine, and then selects three western sites in Nevada, Texas and Washington for detailed investigation, from which one would be selected for repository licensing.

The next year, Congress amended the NWPA, designating Yucca Mountain as the only repository site to be studied as an acceptable location to store 77,000 metric tons of high-level radioactive waste.

In 1994 the portal entrance to the Exploratory Studies Facility was constructed, and tunneling into Yucca Mountain started. The Tunnel Boring Machine broke through the five-mile long tunnel in 1997. DOE fails to meet its January deadline for nuclear waste acceptance, and lawsuits are filed by states and the nuclear industry.

In the past decade, the project has been fraught with problems, including but not limited to: project delays, missed deadlines, questionable science, possible design flaws, questions about possible fabricated and falsified data by U.S. Geological Survey employees, and safety concerns by local native American tribes.

In testimony before the House Energy and Commerce Committee's Subcommittee on Energy and Air Quality in July 2006, Ward Sprout, director of the Office of Civilian Radioactive Waste Management, officially announced a revised timeline for the Yucca Mountain Project, including the submission of a license application to the Nuclear Regulatory Commission to later than June 30, 2008.

Additionally, Sprout said that if "requested legislative changes are enacted," that the repository would be able to accept spent nuclear fuel and high-level radioactive waste in early 2017, nearly two decades behind its original schedule. The project's price tag to date: \$8 billion.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: ADMINISTRATIVE SERVICES

DIRECTOR: CHRISTOPHER KNIGHT

☒ Consent ☐ Discussion

SUBJECT:

Approval to accept an FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072 for the design of a regional public safety complex - Ward 6 (Ross)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072.00 originates from the U.S. Department of Justice and will be used to fund the design of a regional public safety complex intended for construction on a city-owned 55 acre parcel in Ward 6 near the I-215 beltway and Hualapai Way.

RECOMMENDATION:

Administrative Services recommends approval for the Mayor to execute award acceptance

BACKUP DOCUMENTATION:

1. Grant Award No. 2006-DD-BX-0517
2. Department of Justice supporting letters

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Grant

PAGE 1 OF 3

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Las Vegas 400 East Stewart Avenue Las Vegas, NV 89101		4. AWARD NUMBER: 2006-DD-BX-0517	
		5. PROJECT PERIOD: FROM 10/01/2005 TO 09/30/2007 BUDGET PERIOD: FROM 10/01/2005 TO 09/30/2007	
		6. AWARD DATE 09/01/2006	7. ACTION Initial
1A. GRANTEE IRS/VENDOR NO. 886000198		8. SUPPLEMENT NUMBER 00	
		9. PREVIOUS AWARD AMOUNT \$ 0	
3. PROJECT TITLE Las Vegas Regional Public Safety Complex		10. AMOUNT OF THIS AWARD \$ 74,072	
		11. TOTAL AWARD \$ 74,072	
2. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under 42 U.S.C. 3760 - 3762a (BJA - Byrne Discretionary)			
15. METHOD OF PAYMENT PAPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Regina B. Schofield Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Oscar B. Goodman Mayor	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	19A. DATE 11-22-06
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B D6 80 00 00 74072		21. D606U00289	

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

ATTEST

BEVERLY K. BRIDGES, Chief Deputy
City Clerk

APPROVED AS TO FORM

OJP FORM 4000/2 (REV. 4-88)

Robert S. Sylvain
Deputy City Attorney

11-1-06
Date



Department of Justice
Office of Justice Programs
**Bureau of Justice
Assistance**

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 3

PROJECT NUMBER 2006-DD-BX-0517

AWARD DATE 09/01/2006

SPECIAL CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient agrees to submit to BJA for review and approval any curricula, training materials, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date.
6. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.
7. "Applicants must certify that Limited English Proficiency persons have meaningful access to the services under this program(s). National origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with Title VI and the Safe Streets Act, recipients are required to take reasonable steps to ensure that LEP persons have meaningful access to their programs. Meaningful access may entail providing language assistance services, including oral and written translation when necessary. The U.S. Department of Justice has issued guidance for grantees to help them comply with Title VI requirements. The guidance document can be accessed on the Internet at www.lep.gov."
8. The award recipient agrees to participate in a data collection process measuring program outputs and outcomes. The data elements for this process will be outlined by the Office of Justice Programs.
9. The recipient shall submit to BJA one copy of all reports and proposed publications resulting from this agreement thirty (30) days prior to public release. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. 2006-DD-BX-0517 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, and the Office for Victims of Crime. Points of view or opinions in this document are those of the author and do not represent the official position or policies of the United State Department of Justice." The current edition of the OJP Financial Guide provides guidance on allowable printing activities.



Department of Justice
Office of Justice Programs
**Bureau of Justice
Assistance**

**AWARD CONTINUATION
SHEET
Grant**

PAGE 3 OF 3

PROJECT NUMBER 2006-DD-BX-0517

AWARD DATE 09/01/2006

SPECIAL CONDITIONS

10. The grantee agrees to assist BJA in complying with the National Environmental Policy Act (NEPA) and other related federal environmental impact analyses requirements in the use of these grant funds, either directly by the grantee or by a subgrantee. Accordingly, prior to obligating grant funds, the grantee agrees to first determine if any of the following activities will be related to the use of the grant funds.

The grantee understands that this special condition applies to its following new activities whether or not they are being specifically funded with these grant funds. That is, as long as the activity is being conducted by the grantee, a subgrantee, or any third party and the activity needs to be undertaken in order to use these grant funds, this special condition must first be met. The activities covered by this special condition are:

- a. New construction;
- b. Minor renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places or (b) located within a 100-year flood plain;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size; and,
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments.

Application of This Special Condition to Grantee's Existing Programs or Activities: For any of the grantee's or its subgrantees' existing programs or activities that will be funded by these grant funds, the grantee, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

11. The applicant budget is pending review or approval. The recipient may not obligate, expend or draw down any grant funds until the Office of the Comptroller, Office of Justice Programs has issued clearance of the application budget, and a Grant Adjustment Notice has been issued removing this special condition.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20531

Memorandum To: Official Grant File

From: Muriel Collins, Environmental Coordinator

Subject: Categorical Exclusion for City of Las Vegas

Awards under this program will be used to develop national demonstration, training, and technical assistance programs.

None of the following activities will be conducted either under the OJP federal action or a related third party action:

- (1) new construction;
- (2) any renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places, or (b) located within a 100-year flood plain;
- (3) a renovation that will change the basic prior use of a facility or significantly change its size;
- (4) research and technology whose anticipated and future application could be expected to have an effect on the environment; and
- (5) implementation of a program involving the use of chemicals.

Consequently, an agency-wide analysis has determined that the program meets the Office of Justice Programs' (OJP) criteria for a categorical exclusion under the provisions of 28 CFR, Part 61, Appendix D, paragraph 4(b).



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**GRANT MANAGER'S MEMORANDUM, PT. I:
PROJECT SUMMARY**

Grant

PROJECT NUMBER

2006-DD-BX-0517

PAGE 1 OF 1

This project is supported under 42 U.S.C. 3760 - 3762a (BJA - Byrne Discretionary)

1. STAFF CONTACT (Name & telephone number)

Barry D. Roberts
(202) 616-1144

2. PROJECT DIRECTOR (Name, address & telephone number)

Jeff Morgan
Deputy Fire Chief
500 N Casino Center
Las Vegas, NV 89101-2986
(702) 229-0309 ext.0313

3a. TITLE OF THE PROGRAM

FY 2006 BJA Congressionally Mandated Awards

**3b. POMS CODE (SEE INSTRUCTIONS
ON REVERSE)**

4. TITLE OF PROJECT

Las Vegas Regional Public Safety Complex

5. NAME & ADDRESS OF GRANTEE

City of Las Vegas
400 East Stewart Avenue
Las Vegas, NV 89101

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2005 TO: 09/30/2007

8. BUDGET PERIOD

FROM: 10/01/2005 TO: 09/30/2007

9. AMOUNT OF AWARD

\$ 74,072

10. DATE OF AWARD

09/01/2006

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The Las Vegas Fire and Rescue Department has assumed a lead role in pursuing the research, design, and construction of a regional public safety training complex. The primary use of the facility is to train emergency first responders including firefighters, police officers, paramedics, and ancillary responders including public works crews, public utility company crews, and civilian volunteers. The funds will be used to hire a private engineering firm to create the required design plans for the project.

NCA/NCF



Department of Justice

Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

September 1, 2006

The Honorable Oscar B. Goodman
City of Las Vegas
400 East Stewart Avenue
Las Vegas, NV 89101

Dear Mayor Goodman:

On behalf of Attorney General Alberto Gonzales, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 2006 BJA Congressionally Mandated Awards in the amount of \$74,072 for City of Las Vegas.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Barry D. Roberts, Program Manager at (202) 616-1144; and
- Financial Questions, the Office of the Comptroller, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.oc@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

A handwritten signature in cursive script, reading "Regina B. Schofield", is positioned above the typed name.

Regina B. Schofield
Assistant Attorney General

Enclosures



Department of Justice
Office of Justice Programs
Office for Civil Rights

Washington, D.C. 20531

September 1, 2006

The Honorable Oscar B. Goodman
City of Las Vegas
400 East Stewart Avenue
Las Vegas, NV 89101

Dear Mayor Goodman:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at <http://www.ojp.usdoj.gov/ocr/etfbo.htm>.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. These employment provisions have been specifically incorporated into 28 C.F.R. Part 38.1(f) and 38.2(f). Consequently, in many circumstances, it would be impermissible for faith-based organizations seeking or receiving funding authorized by these statutes to have policies or practices that condition hiring and other employment-related decisions on the religion of applicants or employees. Programs subject to these nondiscrimination provisions may be found on OCR's website at <http://www.ojp.usdoj.gov/ocr/>. Questions about the regulation or the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEOP), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. §§ 42.205(5) or 31.202(5)).

1) Meeting the EEOP Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEOP reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEOP and submit it to OCR for review **within 60 days from the date of this letter**. For assistance in developing an EEOP, please consult OCR's website at <http://www.ojp.usdoj.gov/ocr/eeop.htm>. You may also request technical assistance from an EEOP specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEOP, but it does not have to submit the EEOP to OCR for review. Instead, your organization has to maintain the EEOP on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEOP requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

2) Submitting Findings of Discrimination

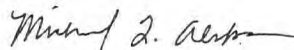
In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEOP, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at <http://www.ojp.usdoj.gov/ocr/>.

Sincerely,



Michael L. Alston
Director

cc: Grant Manager
Financial Analyst

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ Consent ☐ Discussion

SUBJECT:

Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located at 6200 Hargrove Avenue and 6230 Garwood Avenue, commonly known as Mirabelli Community Center and Mirabelli Senior Center, APNs 138-35-501-011 and 138-35-501-010 - Ward 1 (Tarkanian)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Grant of Easement cancels and supersedes the Right of Entry previously on record and will continue to allow Nevada Power Company access to the sites for electrical facilities needs.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant of Easement
2. Recorded Right-of-Entry APN 138-35-501-011
3. Recorded Right-of-Entry APN 138-35-501-010

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

APN: 138-35-501-010
138-35-501-011

When recorded mail to:
Land Services MS 9
Nevada Power Company
P.O. Box 98910
Las Vegas, NV 89151-0001

GRANT OF EASEMENT

I(WE) **THE CITY OF LAS VEGAS, a municipal corporation**, for One Dollar and other valuable consideration, do hereby grant and convey to **NEVADA POWER COMPANY** its successors and assigns, the right to construct, to operate, to add to, to maintain, and to finally remove underground electric system(s), consisting of duct lines, manholes, vaults, wires, cables, transformer installation above or below ground surface, service boxes, and other fixtures and apparatus, or any thereof, for the transmission and distribution of electricity and/or communications cable upon, over, under, and across the parcel(s) hereinafter described and the right of ingress and egress to and over the said parcel(s); together with the right to clear and keep cleared any obstruction from the surface or subsurface as may be deemed necessary to insure the safe and proper operation of said electric system(s).

The above referred to parcel of land in the County of Clark, State of Nevada, is that portion of the Northeast Quarter (NE1/4) of Section 35, Township 20 South, Range 60 East, M.D.B.&M., more particularly described as follows:

SEE ATTACHED EXHIBITS "A" (3 PAGES) AND "B" (2 PAGES).

RW# 0781-06RBT WO #176134 (Mirabelli Community Center)
WO #170539 (Mirabelli Senior Center)
Reference Document: 573:461136 & 636:595314

The Grantor(s) retain(s) the right to fence, plant, pave, landscape, maintain, alter or otherwise improve and to so use said parcel(s) for its own purposes so long as such use is consistent with the National Electric Safety Code and standard electrical practices and does not interfere with the rights herein granted. Property owner shall not permit the construction or placement of any structures within easement area, including, but not limited to, parking canopies, storage buildings and covered facilities without the written consent of Nevada Power Company.

THIS GRANT OF EASEMENT CANCELS AND SUPERSEDES THE RIGHTS OF ENTRY RECORDED IN BOOK 20021010 AS DOCUMENT NO. 00022 AND IN BOOK 20040826 AS DOCUMENT NO. 03224 IN THE OFFICIAL RECORDS OF CLARK COUNTY, NEVADA.

APN'S: 138-35-501-010 & 138-35-501-011
RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER OF LAND SERVICES

WITNESS my (our) hand(s) this _____ day of _____, 20____.

THE CITY OF LAS VEGAS

ATTEST:

BY: OSCAR B. GOODMAN
TITLE: MAYOR

BARBARA JO RONEBUS
CITY CLERK

APPROVED AS TO FORM:

Thomas R. Green 10/16/06
DEPUTY CITY ATTORNEY
Thomas R. Green

STATE OF _____)
COUNTY OF _____)

On this _____ day of _____, 20____, before me,
_____, a Notary Public, personally appeared
_____, personally
known to me (or proved to me on the basis of satisfactory evidence) to
be the person(s) who executed the within instrument as _____
_____ on behalf of _____

the corporation, partnership, limited liability company therein named,
and acknowledged to me that the corporation, partnership, limited liability
company executed it.

Notary Public

Notary Seal:

RW 0781-06rbt

EXHIBIT A

That portion of Lot Three (3) as shown on map filed in Book 38 of Parcel Maps, Page 65 recorded September 16, 1982 in Book 1622 as Document No. 1581965 in the Official Records of Clark County, Nevada, together with that portion of the North Half of the Northeast Quarter (N1/2 NE1/4) of Section 35, Township 20 South, Range 60 East, M.D.B.&M., more particularly described as follows:

PARCEL ONE:

BEGINNING at the Northwest corner of said Lot Three (3), thence along the north line thereof North 89°52'08" East a distance of 59.14 feet;
thence leaving said north line South 00°07'52" East a distance of 10.00 feet;
thence South 89°52'08" West a distance of 43.14 feet;
thence South 00°07'52" East a distance of 118.22 feet;
thence South 89°52'08" West a distance of 16.00 feet to a point on the west line of said lot Three (3);
thence along said west line North 00°07'52" West a distance of 128.22 feet to the **POINT OF BEGINNING**.

Centerline No. 1:

A strip of land 18.00 feet in width being 9.00 feet on each side of the following described centerline.

COMMENCING at the Northwest corner of said Lot Three (3), thence along the north line thereof North 89°52'08" East a distance of 59.14 feet;
thence leaving said north line South 00°07'52" East a distance of 10.00 feet;
thence South 89°52'08" West a distance of 43.14 feet;
thence South 00°07'52" East a distance of 103.51 feet to the **POINT OF BEGINNING**;
thence South 42°14'57" East a distance of 15.86 feet to a point hereinafter called Point "A", said point being the **POINT OF ENDING**.

The sideline boundaries of said strip shall be lengthened or shortened so as to begin on the east line of Parcel One.

Centerline No. 2:

A strip of land 10.00 feet in width being 5.00 feet on each side of the following described centerline.

**COMMENCING at the above described Point "A", thence South 76°14'18" East a distance of 13.48 feet;
thence North 89°04'22" East a distance of 12.21 feet to the POINT OF ENDING.**

The sideline boundaries of said strip shall be lengthened or shortened so as to begin on the boundaries of Centerline No. 1.

Centerline No. 3:

A strip of land 10.00 feet in width being 5.00 feet on each side of the following described centerline.

**COMMENCING at the above described Point "A", thence South 33°55'34" East a distance of 58.59 feet to a point;
thence South 88°49'22" East a distance of 35.76 feet to a point;
thence North 86°55'23" East a distance of 47.39 feet to a point;
thence South 89°28'30" East a distance of 164.02 feet to a point hereinafter called Point "B" on the north line of Hargrove Avenue, said point being the POINT OF ENDING.**

The sideline boundaries of said strip shall be lengthened or shortened so as to begin on the boundaries of Centerlines No. 1 and No. 2, end on the boundaries of Garwood Avenue and Hargrove Avenue and meet at all angle points.

Centerline No. 4:

A strip of land 10.00 feet in width being 5.00 feet on each side of the following described centerline.

COMMENCING at the above described Point "B", thence North 74°05'46" East a distance of 354.20 feet to a point on the southerly line of the Oran K. Gragson Highway as established in Deed recorded February 1, 1974 in Book 398 as Document No. 357912 in the Official Records of Clark County, Nevada, said point being the **POINT OF BEGINNING**;
Thence South 04°08'40" East a distance of 13.10 feet;
thence South 22°45'32" East a distance of 7.82 feet;
thence South 52°57'45" East a distance of 18.17 feet;
thence South 61°52'30" East a distance of 60.76 feet;
thence South 13°42'00" West a distance of 24.12 feet to a point hereinafter called Point "C", said point being the **POINT OF ENDING**.

The sideline boundaries of said strip shall be lengthened or shortened so as to begin on the boundaries of the Oran K. Gragson Highway, end on the boundaries of Parcel Two and meet at all angle points.

PARCEL TWO:

BEGINNING at the above described Point "C", thence South 49°27'54" East a distance of 16.06 feet;
thence South 40°50'42" West a distance of 18.19 feet;
thence North 49°27'51" West a distance of 24.22 feet;
thence North 40°50'41" East a distance of 18.19 feet;
thence South 49°27'54" East a distance of 8.17 feet to the **POINT OF BEGINNING**.

ORAN K. GRAGSON HWY

FOR DETAILS SEE
SHEET 2 OF 2

LOT 3
FILE 38, PAGE 65
OF PARCEL MAPS
APN 138-35-501-010

FOUND ALUMINUM
CAP "PLS 8584"

(BASIS OF BEARINGS)

S89°44'26"E

821.29'(M)

821.19'(R)

FOUND HARD
NAIL/SHINER

GARWOOD AVENUE

BASIS OF BEARINGS

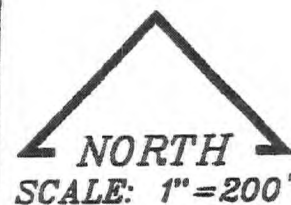
SOUTH 89°44'26" EAST BEING THE CENTERLINE
OF GARWOOD AVENUE LYING WITHIN THE
NORTHEAST QUARTER (NE ¼) OF SECTION 35,
TOWNSHIP 20 SOUTH, RANGE 60 EAST, M.D.M.,
CITY OF LAS VEGAS, CLARK COUNTY, NEVADA
AS SHOWN BY A MAP ON FILE IN FILE 38, PAGE
65 OF PARCEL MAPS IN THE CLARK COUNTY
RECORDER'S OFFICE, CLARK COUNTY, NEVADA.

LINE TABLE

LINE	BEARING	LENGTH	LINE	BEARING	LENGTH
L1	S00°07'52"E	14.71'	L11	S22°45'32"E	7.82'
L2	S89°52'08"W	16.00'	L12	S52°57'45"E	18.17'
L3	S42°14'57"E	15.86'	L13	S61°52'30"E	60.76'
L4	S76°14'18"E	13.48'	L14	S13°42'00"W	24.12'
L5	N89°04'22"E	12.21'	L15	S49°27'54"E	16.06'
L6	S33°55'34"E	58.59'	L16	S40°50'42"W	18.19'
L7	S88°49'22"E	35.76'	L17	N49°27'51"W	24.22'
L8	N86°55'23"E	47.39'	L18	N40°50'41"E	18.19'
L9	S89°28'30"E	164.02'	L19	S49°27'54"E	8.17'
L10	S04°08'40"E	13.10'			

POINT OF
BEGINNING
PARCEL 2
POINT "C"

EXHIBIT B



SHEET 1 OF 2

NEVADA POWER.

NEVADA POWER COMPANY P.O. BOX 98910 LV, NV 89151,
6226 WEST SAHARA AV., (702) 367-5000

TITLE:

MIRABELLI SENIOR
CENTER AND
COMMUNITY CENTER

DESCRIPTION:

EXHIBIT MAP TO
ACCOMPANY LEGAL
DESCRIPTION

SEC:35

T:20 S

R:60 E

SURVEYOR: GE/TN

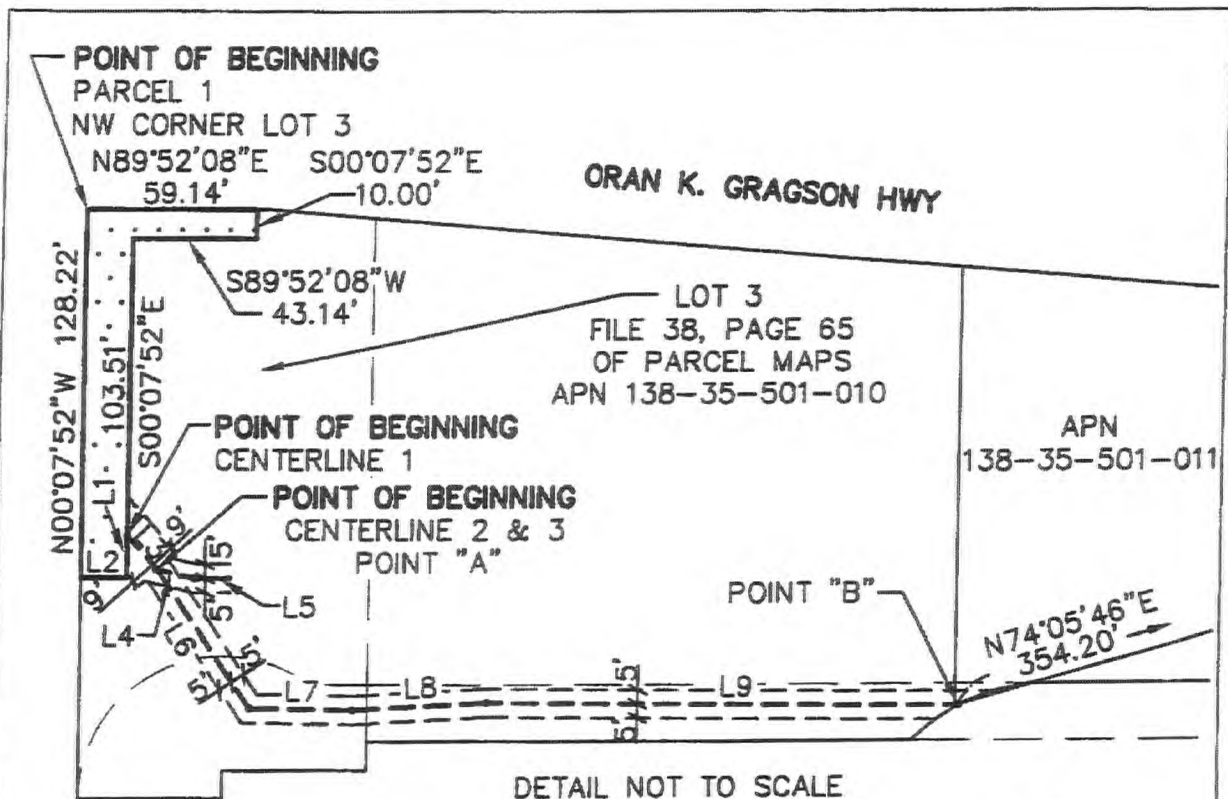
DRAWN BY: RH

CHECKED BY: AJ

DATE: 8-15-06

PROJECT ID:

170539 & 176134



LINE TABLE					
LINE	BEARING	LENGTH	LINE	BEARING	LENGTH
L1	S00°07'52"E	14.71'	L11	S22°45'32"E	7.82'
L2	S89°52'08"W	16.00'	L12	S52°57'45"E	18.17'
L3	S42°14'57"E	15.86'	L13	S61°52'30"E	60.76'
L4	S76°14'18"E	13.48'	L14	S13°42'00"W	24.12'
L5	N89°04'22"E	12.21'	L15	S49°27'54"E	16.06'
L6	S33°55'34"E	58.59'	L16	S40°50'42"W	18.19'
L7	S88°49'22"E	35.76'	L17	N49°27'51"W	24.22'
L8	N86°55'23"E	47.39'	L18	N40°50'41"E	18.19'
L9	S89°28'30"E	164.02'	L19	S49°27'54"E	8.17'
L10	S04°08'40"E	13.10'			

SHEET 2 OF 2

 NEVADA POWER.		NEVADA POWER COMPANY P.O. BOX 98910 LV, NV 89151, 6226 WEST SAHARA AV., (702) 367-5000			
TITLE: MIRABELLI SENIOR CENTER AND COMMUNITY CENTER	DESCRIPTION: EXHIBIT MAP TO ACCOMPANY LEGAL DESCRIPTION	SEC:35 T:20 S R:60 E		DATE: 8-15-06	
		SURVEYOR: GE/TN DRAWN BY: RH CHECKED BY: AJ		PROJECT ID: 170539 & 176134	



20040826-0003224

Fee \$16.00

08/26/2004 11:03:20

T2004080536

Req: NEVADA POWER

Frances Deane
Clark County Recorder

NIC: \$0.00

Pgs: 3

APN: 138-35-501-011

WHEN RECORDED MAIL TO:

Land Services MS 9
Nevada Power Company
P.O. Box 98910
Las Vegas, NV 89151-0001

③

RIGHT OF ENTRY

I (We) **CITY OF LAS VEGAS**, a municipal corporation of the County of Clark, State of Nevada
for and in consideration of One Dollar (\$1.00) receipt of which is hereby acknowledged,
do hereby grant and convey to **NEVADA POWER COMPANY**, its successors and/or
assigns and/or their agents and/or contractors the right to enter in and upon said grantor's
land described as a portion of the Northeast Quarter (NE ¼) of the Northeast
Quarter (NE ¼) of Section 35, Township 20 South, Range 60 East, MDM., Clark
County, Nevada, described herein, for the purpose of constructing, installing,
energizing and maintaining electrical facilities over, under, across and upon those portions
of said premises, as delineated and draw on Nevada Power Company Work Request
Number: 176134
ROE: 0213-04sm Job Name: Mirabelli Community Center

COMMENCING at the East Quarter (E ¼) corner of said Section 35;
thence along the East line of said Section 35, North **02°24'28"** West, 2035.23 feet to
the centerline of Elton Avenue as said Avenue is shown on the map of
CEURLESTON HEIGHTS TRACT NO. 41-A recorded in Book 7 at Page 56 of
Plats in the Office of the County Recorder of Clark County, Nevada;
thence along the centerline of said Elton Avenue, North **89°46'20"** West a distance of
562.00 feet;
thence at right angles North **00°13'40"** East a distance of 10.00 feet to a point in the
North boundary line of said Tract No. 41-A, the POINT OF BEGINNING;
thence Westerly from a tangent that bears North **89°46'20"** West along a curve to
the left, concave Southerly, having a radius of 360.00 feet, a central angle of
13°14'19", an arc distance of 83.18 feet to an angle point in the North boundary line
of said Tract No. 41-A;
thence Northwesterly from a tangent at said point that bears North **12°19'35"** West
along a curve to the left, concave Southwesterly, having a radius of **510.00** feet, a
central angle of **17°26'56"**, an arc distance of 155.32 feet to the most Easterly corner
of **CHARLESTON HEIGHTS TRACT NO. 41-C**, as per map recorded in Book 7 at
Page 86 of Plats in the Office of the County Recorder of said County;
thence Northwesterly along the Northeasterly boundary of said Tract No. 41-C,
from a tangent that bears North **25°46'31"** West, along a curve to the left, concave

Southwesterly, having a radius of 2400.50 feet, a central angle of $03^{\circ}07'08''$, an arc distance of 130.67 feet to a point in a line that is parallel with and distant 250.00 feet Westerly, measured at right angles, from the centerline of that certain right of way, 12.00 feet in width, described as Centerline I in that certain Right of Way Grant to Nevada Power Co., recorded February 19, 1962 as Document No. 277640 of Official Records of Clark County, Nevada;
thence North $00^{\circ}07'20''$ West along said parallel line, 362.23 feet to a point in the proposed South line of West Fremont Street;
thence South $85^{\circ}39'53''$ East along said proposed South line, 250.76 feet to a point in the aforementioned Centerline I;
thence South $00^{\circ}07'20''$ East along said Centerline I, a distance of 590.20 feet to a point in the North boundary line of the aforementioned CHARLESTON HEIGHTS TRACT NO. 41-A;
thence North $89^{\circ}46'20''$ West along said last mentioned North boundary line, a distance of 44.53 feet to the POINT OF BEGINNING.

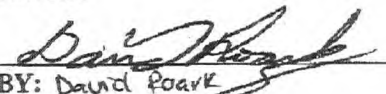
EXCEPTING THEREFROM any portion of said land conveyed for road and highway purposes.

NEVADA POWER COMPANY will pay for damages, if any, sustained to the above described property as a result of the negligence of NEVADA POWER COMPANY and/or their agents and/or contractors related to the above described Work Request.

Upon completion of the project, as delineated and drawn on said Work Request Number, and constructed pursuant to this Right-of-Entry, the grantor, its successors and/or assigns hereby agree to sign and execute Nevada Power Company's standard form GRANT OF EASEMENT describing the permanent easement area to be retained over said premises.

WITNESS my (our) hand(s) this Second day of August, 2004.

CITY OF LAS VEGAS, a municipal corporation of the County of Clark, State of Nevada


BY: David Poark
TITLE: manager

BY:
TITLE:

APN: 138-35-501-011

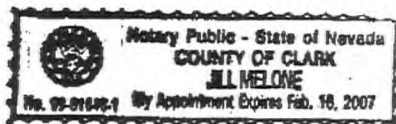
RIGHT OF ENTRY

STATE OF NV

COUNTY OF Clark

On this Second day of August, 2004, before me, a Notary Public,
personally appeared David Roark as
Manager, PW REAR of the CITY OF
LAS VEGAS, a municipal corporation of the County of Clark, State of Nevada.

Jill Melone
Notary Public



Notary Statement and/or Seal

RIGHT OF ENTRY

I (We) THE CITY OF LAS VEGAS, a municipal corporation
For and in consideration of One Dollar (\$1.00) do hereby grant and convey
to NEVADA POWER COMPANY, its successors and assigns, and/or their agents
and/or contractors the right to enter in and upon said grantors land
described as a portion of the Northeast Quarter (NE ¼) of Section 35,
Township 20 South, Range 60 East, M.D.M., Nevada, more particularly
described on the attached Exhibit "A", for the purpose of constructing,
installing, energizing and maintaining electrical facilities as shown on
Nevada Power Company Work Request Number: 170539. ROE: 314-02sm
Job Name: MIRABELLI SENIOR CENTER

NEVADA POWER COMPANY will pay for damages, if any, sustained to the above
described property as a result of the negligence of NEVADA POWER COMPANY and/or
their agents and/or contractors related to the above described Work Request.
Upon completion of the project constructed by this Right of Entry, the grantor,
its successors and/or assigns hereby agree to sign and execute Nevada Power
Company's standard form GRANT OF EASEMENT describing the permanent easement area
to be retained over said premises.

WITNESS my (our) hand(s) this 12 day of SEPT, 2002.

THE CITY OF LAS VEGAS, a municipal corporation

[Signature]
BY: RICHARD DANIELSON AIA
TITLE: CLV PROJECT MANAGER

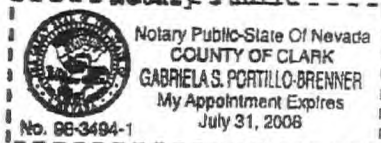
BY:
TITLE:

STATE OF Nevada
COUNTY OF Clark

On this 12th day of September, 2002,
before me, Gabriela S. Portillo-Brenner
a Notary Public in and for said state, personally appeared

Richard Danielson

[Signature]
Notary Public



Notary Public Statement and/or Seal

When recorded, mail to:
Nevada Power Company
P.O. Box 98910
Las Vegas, Nevada 89151-0001
Attention: Land Services, MS#9

20021010
00022

EXHIBIT "A"

Nevada Power Company Work Request Number: 170539. ROE: 314-02sm
Job Name: MIRABELLI SENIOR CENTER

Those portions of the Northeast Quarter (NE ¼) of Section 35, Township 20 South, Range 60 East, M.D.M., Nevada, more particularly described as follows:

PARCEL 1:

BEGINNING at a point 109.45 feet right of and at right angles to Highway Engineer's Station "01"53+21.46 P.O.T. of U.S. 95-Expressway-Las Vegas Project RF-FE-006-2(9); said point further described as bearing South 85°41'47" West a distance of 1293.97 feet from the Northeast corner of Section 35, Township 20 South, Range 60 East, M.D.M., Nevada;
thence South 85°10'16" East, a distance of 205.80 feet to a point;
thence South 00°04'49" East, a distance of 145.10 feet to a point;
thence North 89°53'30" West, a distance of 205.04 feet to a point;
thence North 00°04'49" West, a distance of 162.05 feet to the POINT OF BEGINNING.

PARCEL 2:

Parcel Three (3) as shown by map thereof on file in File 38, Page 65 of Parcel Maps recorded September 16, 1982 as Document No. 1581965 in Book 1622 of Official Records, Clark County, Nevada.

CLARK COUNTY, NEVADA
JUDITH A. VANDEVER, RECORDER
RECORDED AT REQUEST OF: NEVADA POWER COMPANY
10-10-2002 08:03 STX PAGE COUNT: 2
OFFICIAL RECORDS
BOOK/INSTR: 20021010-00022 FEE: 15.00
RPT1: .00

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ Consent ☐ Discussion

SUBJECT:

Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1400 N. Rampart Boulevard, commonly known as Las Vegas Sportspark, APN 138-29-501-007 - Ward 4 (Brown)

Fiscal Impact

☒ ☐

No Impact

Budget Funds Available

☐

Augmentation Required

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Grant of Easement cancels and supersedes the Right of Entry previously on record and will continue to allow Nevada Power Company access to the site for electrical facilities needs.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant of Easement
2. Unrecorded Right-of-Entry

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

APN: 138-29-501-007

When recorded mail to:
Land Services MS 9
Nevada Power Company
P.O. Box 98910
Las Vegas, NV 89151-0001

GRANT OF EASEMENT

I(WE) **CITY OF LAS VEGAS, a municipal corporation**, for One Dollar and other valuable consideration, do hereby grant and convey to **NEVADA POWER COMPANY** its successors and assigns, the right to construct, to operate, to add to, to maintain, and to finally remove underground electric system(s), consisting of duct lines, manholes, vaults, wires, cables, transformer installation above or below ground surface, service boxes, and other fixtures and apparatus, or any thereof, for the transmission and distribution of electricity and/or communications cable upon, over, under, and across the parcel(s) hereinafter described and the right of ingress and egress to and over the said parcel(s); together with the right to clear and keep cleared any obstruction from the surface or subsurface as may be deemed necessary to insure the safe and proper operation of said electric system(s).

The above referred to parcel of land, in the County of Clark, State of Nevada, is that portion of the Northeast Quarter (NE1/4) of Section 29, Township 20 South, Range 60 East, M.D.B.&M., more particularly described as follows:

SEE ATTACHED EXHIBITS "A" AND "B".

RW# 0789-06rbt WO# 84679 (L.V. Sports Park)
Reference Document: 960531:01354

The Grantor(s) retain(s) the right to fence, plant, pave, landscape, maintain, alter or otherwise improve and to so use said parcel(s) for their own purposes so long as such use is consistent with the National Electric Safety Code and standard electrical practices and does not interfere with the rights herein granted. Property owner shall not permit the construction or placement of any structures within easement area, including, but not limited to, parking canopies, storage buildings and covered facilities without the written consent of Nevada Power Company.

WITNESS my (our) hand(s) this _____ day of _____, 20____.

APN: 138-29-501-007
CITY OF LAS VEGAS

ATTEST:

BY: OSCAR B. GOODMAN
TITLE: MAYOR

BARBARA JO RONEUS
CITY CLERK

APPROVED AS TO FORM:

Thomas R. Green 10/16/06
DEPUTY CITY ATTORNEY
Thomas R. Green

STATE OF _____)
COUNTY OF _____)

On this _____ day of _____, 20____, before me,
_____, a Notary Public, personally appeared
_____, personally
known to me (or proved to me on the basis of satisfactory evidence) to
be the person(s) who executed the within instrument as _____
_____ on behalf of _____
the corporation, partnership, limited liability company therein named,
and acknowledged to me that the corporation, partnership, limited liability
company executed it.

Notary Public

Notary Seal:

RW# 0789-06rbt WO# 84679 (L.V. Sports Park)

EXHIBIT A

That portion of the North Half of the Northeast Quarter (N1/2 NE1/4) of Section 29, Township 20 South, Range 60 East, M.D.B.&M., more particularly described as follows:

Centerline No. 1:

A strip of land 5.00 feet in width being 2.50 feet on each side of the following described centerline.

COMMENCING at the North Quarter Corner of said Section 29, said point being the intersection of the centerlines of Vegas Drive and Rampart Boulevard as dedicated in Deed recorded in Book 20000706 as Document No. 00576 in the Official Records of Clark County, Nevada, thence along the north line of said Section 29 being the centerline of Vegas Drive North 89°29'57" East a distance of 719.32 feet;
thence leaving said north line South 00°30'03" East a distance of 40.00 feet to a point on the south line of said Vegas Drive;
thence leaving said south line of Vegas Drive South 00°30'03" East a distance of 2.50 feet to a point on a line parallel to and 2.50 feet south of said south line of Vegas Drive, said point being the **POINT OF BEGINNING**;
thence along said parallel line South 89°29'57" West a distance of 594.55 feet to a point hereinafter called Point "A", said point being the **POINT OF ENDING**.

Centerline No. 2:

A strip of land 10.00 feet in width being 5.00 feet on each side of the following described centerline.

COMMENCING at the above described Point "A", thence South 00°30'03" East a distance of 2.50 feet to a point on a line parallel to and 2.50 feet south of said south line of Vegas Drive, said point being the **POINT OF BEGINNING**;

thence along said parallel line South 89°29'57" West a distance of 22.78 feet to a point hereinafter called Point "B",

thence leaving said parallel line South 60°00'42" West a distance of 4.53 feet;

thence South 87°11'46" West a distance of 10.67 feet to a point;

thence South 83°10'12" West a distance of 14.46 feet to a point;

thence South 38°01'57" West a distance of 26.15 feet to a point;

thence South 01°53'57" East a distance of 117.84 feet to a point;

thence South 18°00'37" East a distance of 33.78 feet to a point hereinafter called Point "C", said point being the **POINT OF ENDING**.

The sideline boundaries of said strip shall be lengthened or shortened so as to meet at all angle points and on the boundary lines of Parcel One.

Centerline No. 3:

A strip of land 10.00 feet in width being 5.00 feet on each side of the following described centerline.

COMMENCING at the above described Point "B", thence South 00°06'48" West a distance of 12.81 feet to the **POINT OF ENDING**.

The sideline boundaries of said strip shall be lengthened or shortened so as to meet on the boundary lines of Centerlines No. 1 and No. 2.

PARCEL ONE:

BEGINNING at the above described Point "C", thence North 85°29'31" East a distance of 12.29 feet;

thence South 03°22'25" East a distance of 12.24 feet;

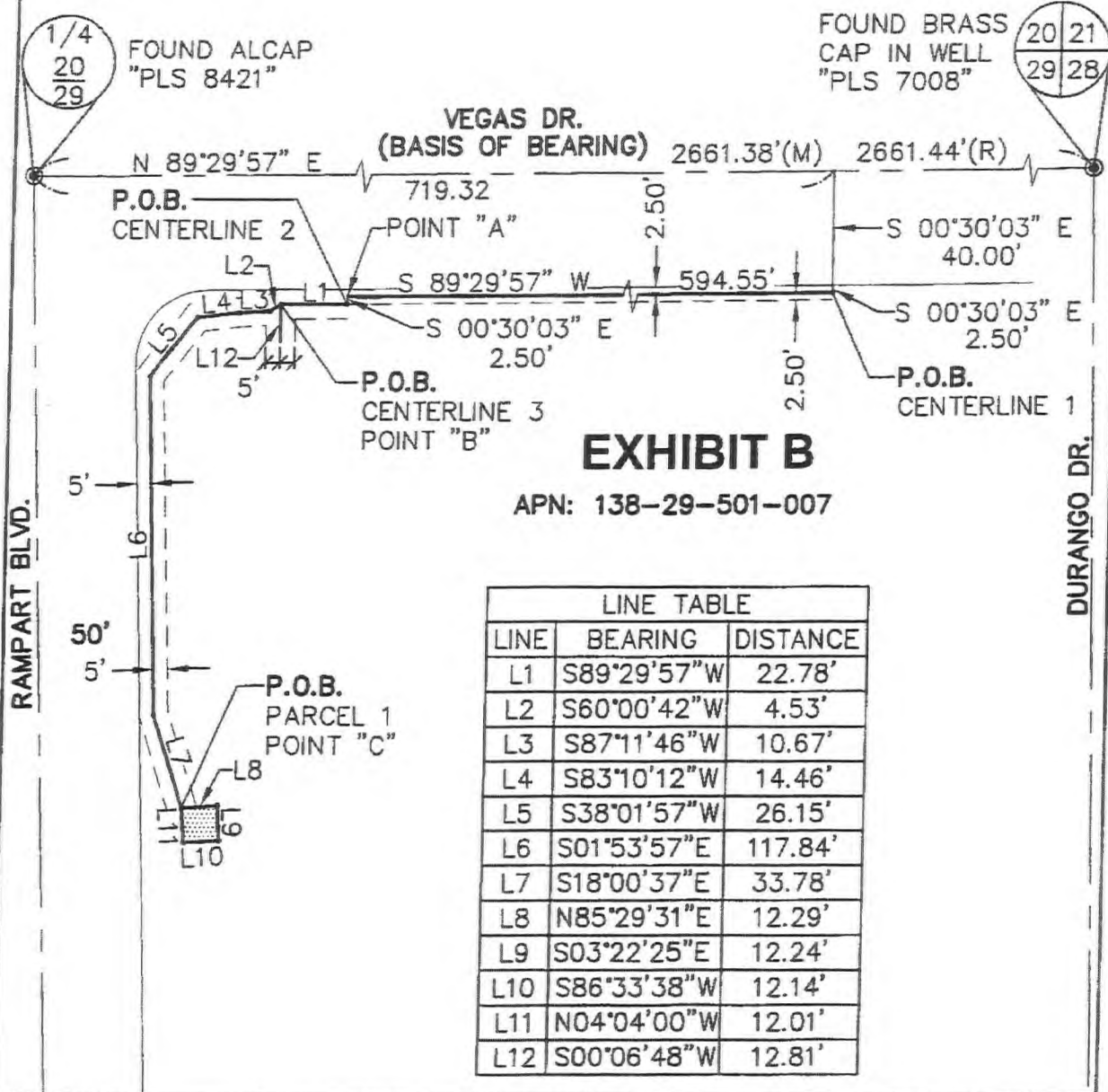
thence South 86°33'38" West a distance of 12.14 feet;

thence North 04°04'00" West a distance of 12.01 feet to the **POINT OF BEGINNING**.

BASIS OF BEARING

NORTH 89°29'57" EAST BEING A PORTION OF THE NORTH LINE OF THE NORTHEAST QUARTER (NE 1/4) BETWEEN RAMPART BLVD. AND DURANGO DR. LYING WITHIN SECTION 29, TOWNSHIP 20 SOUTH, RANGE 60 EAST, M.D.M. CLARK COUNTY, NEVADA AS SHOWN BY A MAP ON FILE IN FILE 117, PAGE 48 OF SURVEYS IN THE CLARK COUNTY RECORDER'S OFFICE, CLARK COUNTY, NEVADA.

NORTH
SCALE: 1"=60'



NEVADA POWER.

NEVADA POWER COMPANY P.O. BOX 98910 LV, NV 89151,
6226 WEST SAHARA AV., (702) 367-5000

TITLE:
L.V. SPORTS PARK

DESCRIPTION:
EXHIBIT MAP TO
ACCOMPANY LEGAL
DESCRIPTION

SEC:29 T:20 S R:60 E
SURVEYOR: GE/BB
DRAWN BY: AJ
CHECKED BY: RH

DATE: 08-16-06
PROJECT ID:
84679

RIGHT OF ENTRY

I (We) **CITY OF LAS VEGAS**

for and in consideration of One Dollar (\$1.00) receipt of which is hereby acknowledged, permission is hereby granted to NEVADA POWER COMPANY and/or their agents and/or contractors to enter in and upon land described as a portion of the Northeast Quarter (NE ¼) of Section 29, Township 20 South, Range 60 East, M.D.M., Clark County, Nevada, for the purpose of installing, energizing and maintaining electrical facilities over, under, across and upon said premises as shown on Nevada Power Company Work Request Number: 84679 APN: 138-29-501-003 ROE: 399-981c Job Name: L.V. Sports Park

NEVADA POWER COMPANY will pay for damages, if any, sustained to the above described property as a result of the negligence of NEVADA POWER COMPANY and/or their agents and/or contractors related to the above described Work Request.

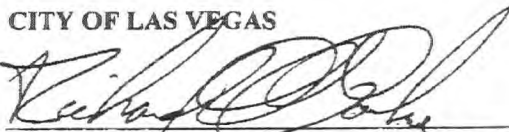
When a standard easement is prepared upon completion of the work on (my, our) property, (I, we) will execute your standard form GRANT OF EASEMENT, to describe the area and location of the work.

This agreement shall be binding upon my successors, heirs and assigns.

WITNESS my (our) hand(s) this 12th day of October, 1998.

COPY

CITY OF LAS VEGAS



BY: RICHARD D. GOECKE TITLE: DIRECTOR, DEPT. OF PUBLIC WORKS

BY:

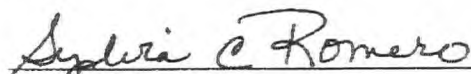
TITLE:

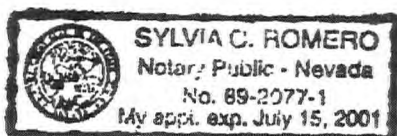
STATE OF NEVADA)

COUNTY OF CLARK)

On this 12th day of October,
1998, before me, a Notary Public in and for said
State, personally appeared

Richard D. Goecke
personally known (or proven satisfactorily) to me to be
the person who executed the above instrument, and
acknowledged to me that he executed the same for the
purposes herein stated.


Notary Public



Notary Public Statement and/or Seal
roe:rev. 11/22/95

MAIL TO:
LAND SECTION
NEVADA POWER COMPANY
P.O. BOX 230
LAS VEGAS, NV 89151

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ Consent ☐ Discussion

SUBJECT:

Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 300 N. Casino Center Boulevard, commonly known as the Downtown Community Center, APN 139-34-712-125 - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Grant of Easement cancels and supersedes the Right of Entry previously on record and will continue to allow Nevada Power Company access to the site for electrical facilities needs.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant of Easement
2. Recorded Right-of-Entry

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

APN: 139-34-712-125

When recorded mail to:
Land Services MS 9
Nevada Power Company
P.O. Box 98910
Las Vegas, NV 89151-0001

GRANT OF EASEMENT

I(WE) **THE CITY OF LAS VEGAS**, a municipal corporation of the State of Nevada, for One Dollar and other valuable consideration, do hereby grant and convey to **NEVADA POWER COMPANY** its successors and assigns, the right to construct, to operate, to add to, to maintain, and to finally remove underground electric system(s), consisting of duct lines, manholes, vaults, wires, cables, transformer installation above or below ground surface, service boxes, and other fixtures and apparatus, or any thereof, for the transmission and distribution of electricity and/or communications cable upon, over, under, and across the parcel(s) hereinafter described and the right of ingress and egress to and over the said parcel(s); together with the right to clear and keep cleared any obstruction from the surface or subsurface as may be deemed necessary to insure the safe and proper operation of said electric system(s).

The above referred to parcel of land in the County of Clark, State of Nevada, is that portion of the Southeast Quarter (SE1/4) of Section 34, Township 20 South, Range 61 East, M.D.B.&M., more particularly described as follows:

SEE ATTACHED EXHIBITS "A" AND "B".

The Grantor(s) retain(s) the right to fence, plant, pave, landscape, maintain, alter or otherwise improve and to so use said parcel(s) for its own purposes so long as such use is consistent with the National Electric Safety Code and standard electrical practices and does not interfere with the rights herein granted. Property owner shall not permit the construction or placement of any structures within easement area, including, but not limited to, parking canopies, storage buildings and covered facilities without the written consent of Nevada Power Company.

THIS GRANT OF EASEMENT CANCELS AND SUPERSEDES THE RIGHT OF ENTRY RECORDED IN BOOK 20050616 AS DOCUMENT NO. 00452 IN THE OFFICIAL RECORDS OF CLARK COUNTY, NEVADA.

RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER OF LAND SERVICES

APN: 139-34-712-125

RW# 0740-06rbt WO# 175232 (Downtown Senior Service Center)

Reference Document: 20010129:00306

WITNESS my (our) hand(s) this _____ day of _____, 20____.

THE CITY OF LAS VEGAS, a municipal corporation of the State of Nevada

ATTEST:

BY: OSCAR B. GOODMAN
TITLE: MAYOR

BARBARA JO RONEUS
CITY CLERK

APPROVED AS TO FORM

Thomas R. Green 10/24/06
Thomas R. Green Date
Deputy City Attorney

STATE OF _____)
COUNTY OF _____)

On this _____ day of _____, 20____, before me,
_____, a Notary Public, personally appeared
_____, personally
known to me (or proved to me on the basis of satisfactory evidence) to
be the person(s) who executed the within instrument as _____
_____ on behalf of _____
the corporation, partnership, limited liability company therein named,
and acknowledged to me that the corporation, partnership, limited liability
company executed it.

Notary Public

Notary Seal:

EXHIBIT A

That portion of the Southeast Quarter (SE1/4) of Section 34, Township 20 South, Range 61 East, M.D.B.&M., more particularly described as follows:

Those portion of Lots Seventeen (17) through Thirty (30) inclusive in Block Thirteen (13) of Pioneer Heights Addition to Las Vegas as shown on map filed in Book 01 of Plats, Page 35 in the Official Records of Clark County, Nevada,

TOGETHER WITH

Those portions of Lots Sixteen (16) through Twenty (20) inclusive in Block Eighteen (18) of Wardie Additon to Las Vegas as shown on map filed in Book 01 of Plats, Page 13 in the Official Records of Clark County, Nevada,

TOGETHER WITH

That portion of the alley adjacent to said lands vacated in Vacation recorded in Book 23 as Document No. 21465 in the Official Records of Clark County, Nevada, which lie within the following described Centerline No. 1 and Centerline No. 2:

Centerline No. 1:

A strip of land 10.00 feet in width, being 5.00 feet on each side of the following described centerline:

COMMENCING at the intersection of the centerlines of Bridger Avenue and Ninth Street as shown on said Pioneer Heights Addition to Las Vegas, thence along said centerline of Ninth Street South 27°55'58" West 163.51 feet to a point;

Thence leaving said Ninth Street centerline North 62°04'02" West a distance of 40.00 feet to a point on the southeast line of Block Thirteen (13) of said Pioneer Heights Addition to Las Vegas;

Thence North 62°04'02" West a distance of 123.22 feet to a point, said point being the POINT OF BEGINNING;

thence South 29°16'43" West a distance of 21.57 feet to a point hereinafter called Point "A";

thence South 63°15'41" East a distance of 19.51 feet;

thence South 27°37'41" West a distance of 144.02 feet;

thence South 58°34'02" East a distance of 9.80 feet to the POINT OF ENDING.

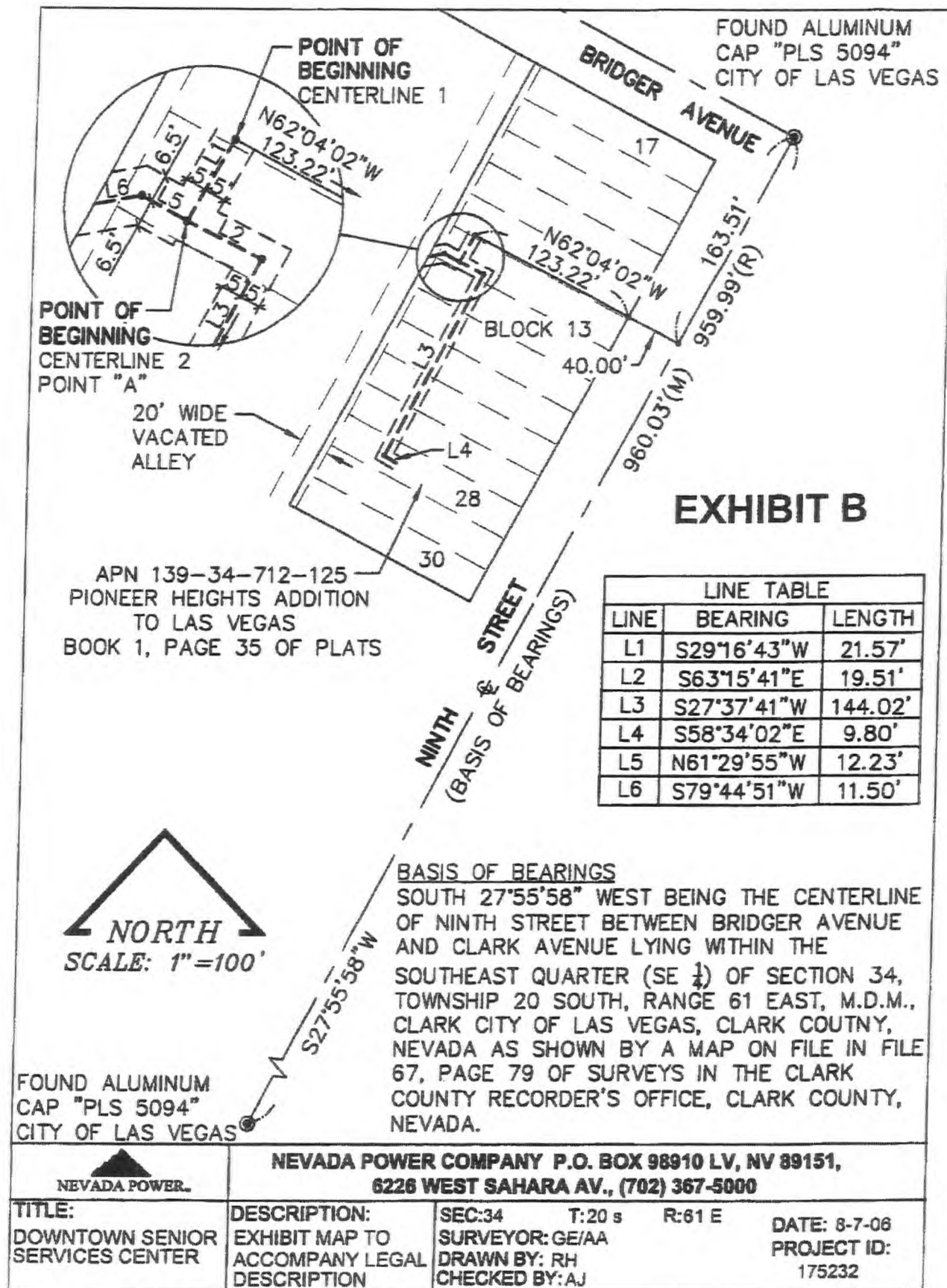
The sidelines of said strip are to be lengthened or shortened to as to meet at all angle points and at the boundary of Centerline No. 2.

Centerline No. 2:

A strip of land 13.00 feet in width, being 6.50 feet on each side of the following described centerline:

BEGINNING at the above mentioned Point "A", thence North $61^{\circ}29'55''$ feet West a distance of 12.23 feet;
thence South $79^{\circ}44'51''$ West a distance of 11.50 feet to the **POINT OF ENDING**.

The sidelines of said strip are to be lengthened or shortened to as to meet at all angle points.



4

20050616-0000452

Fee: \$17.00
N/C Fee: \$0.00

06/16/2005
120050110183

09:06:46

Requestor:
NEVADA POWER

Frances Deane
Clark County Recorder

BGN
Pgs: 4

APN: 139-34-712-125 & 126

When recorded, mail to:
Land Services MS 9
Nevada Power Company
P.O. Box 98910
Las Vegas, NV 89151-0001

RIGHT OF ENTRY

I (We) **THE CITY OF LAS VEGAS**, a municipal corporation of the State of Nevada, for and in consideration of One Dollar (\$1.00) receipt of which is hereby acknowledged, do hereby grant and convey to **NEVADA POWER COMPANY**, its successors and/or assigns and/or their agents and/or contractors the right to enter in and upon said grantor's land described as **portions of WARDIE ADDITION TO LAS VEGAS**, as shown by map thereof on file in Book 1 of Plats, Page 13 and portions of **PIONEER HEIGHTS ADDITION TO LAS VEGAS**, as shown by map thereof on file in Book 1 of Plats, Page 35, lying in the Southeast Quarter (SE ¼) of Section 34, Township 20 South, Range 61 East, M.D.M., Clark County, Nevada, described herein, for the purpose of constructing, installing, energizing and maintaining electrical facilities over, under, across and upon those portions of said premises, as delineated and drawn in Nevada Power Company Work Request Number: 175232
ROE: 0299-04sm/r Job Name: Downtown Senior Service Center

That portion of said **PIONEER HEIGHTS ADDITION**, bounded as follows:
bounded on the Northeast by the Northeasterly boundary line of Block 13 of said **PIONEER HEIGHTS ADDITION**;
bounded on the Southeast by the Southeasterly line of said Block 13 and the Southwesterly prolongation of said Southeasterly line;
bounded on the Southwest by the centerline of Lewis Street (80 feet wide, portions now vacated) as shown on said plat of **PIONEER HEIGHTS ADDITION**;
bounded on the West by the West line of said **PIONEER HEIGHTS ADDITION**, being the West line of the East Half (E ½) of the Southeast Quarter (SE ¼) of said Section 34;
And bounded on the Northwest by the Southeasterly boundary line and the Northeasterly prolongation thereof, of that certain parcel of land described by Decree Quietting Title, recorded March 31, 1947 in Book 24 of Miscellaneous Records, page 397 as Document No. 250565 of Clark County, Nevada Records, quoted as follows:

**"All that land within the exterior boundaries of lines drawn as follows:
BEGINNING at the Northwest corner of Block 18, WARDIE ADDITION LAS
VEGAS, in Book 1, Page 13 of Plats, Clark County, Nevada records;
thence South 27°47'15" West, 440.02 feet to the Southwest corner of this parcel;
thence South 62°16'23" East, 155.39 feet to the Southeast corner of this parcel;
thence North 27°47'45" East, 440.08 feet to the Northeast corner;
thence North 62°17'45" West, 155.45 feet to the POINT OF BEGINNING."**

**TOGETHER WITH that portion of said WARDIE ADDITION, bounded as follows:
bounded on the East by the East line of said WARDIE ADDITION, being the East
line of the West Half (W ½) of the Southeast Quarter (SE ¼) of said Section 34;
bounded on the Southwest by the centerline of Lewis Street (80.00 feet wide,
portions now vacated) as shown on said plat of WARDIE ADDITION;
And bounded on the Northwest by the Southeasterly boundary line of that certain
parcel of land described by Decree Quietening Title, recorded March 31, 1947 in Book
24 of Miscellaneous Recorded, Page 397 as Document No. 250565 of Clark County,
Nevada Records, quoted as follows:**

**"All that land within the exterior boundaries of lines drawn as follows:
BEGINNING at the Northwest corner of Block 18, WARDIE ADDITION LAS
VEGAS, in Book 1, Page 13 of Plats, Clark County, Nevada records;
thence South 27°47'15" West, 440.02 feet to the Southwest corner of this parcel;
thence South 62°16'23" East, 155.39 feet to the Southeast corner of this parcel;
thence North 27°47'45" East, 440.08 feet to the Northeast corner;
thence North 62°17'45" West, 155.45 feet to the POINT OF BEGINNING."**

**That portion of that certain Northeasterly-Southwesterly alley (20 feet wide, now
vacated) in Block 13 of said PIONEER HEIGHTS ADDITION, bounded as follows:
bounded on the Northeast by the Northeasterly boundary line of Block 13 of said
PIONEER HEIGHTS ADDITION;
bounded on the Northwest by a line that is parallel with and distant 10 feet
Northwesterly from the Southeasterly line of said Northeasterly-Southwesterly alley
in Block 13;
bounded on the Southwest by the Northeasterly boundary line of that certain parcel
of land described by Decree Quietening Title, recorded March 31, 1947 in Book 24 of
Miscellaneous Recorded, Page 397 as Document No. 250565 of Clark County,
Nevada Records, quoted as follows:**

**"All that land within the exterior boundaries of lines drawn as follows:
BEGINNING at the Northwest corner of Block 18, WARDIE ADDITION LAS
VEGAS, in Book 1, Page 13 of Plats, Clark County, Nevada records;
thence South 27°47'15" West, 440.02 feet to the Southwest corner of this parcel;
thence South 62°16'23" East, 155.39 feet to the Southeast corner of this parcel;
thence North 27°47'45" East, 440.08 feet to the Northeast corner;
thence North 62°17'45" West, 155.45 feet to the POINT OF BEGINNING."
And bounded on the Southeast by the Northeasterly prolongation of the
Southeasterly boundary line of said parcel of land described by Document No.
250565, Clark County, Nevada Records.**

The foregoing lands are also shown as :

**Lots Seventeen (17) through Thirty-Two (32), inclusive in Block Thirteen (13) of
PIONEER HEIGHTS ADDITION TO LAS VEGAS, as shown by map thereof on
file in Book 1 of Plats, Page 15 in the Office of the County Recorder, Clark County,
Nevada.**

**Lots Sixteen (16) through Twenty (20) inclusive in Block Eighteen (18) of WARDIE
ADDITION TO LAS VEGAS, as shown by map thereof on file in Book 1 of Plats,
Page 13 in the Office of the County Recorder, Clark County, Nevada.**

**TOGETHER WITH that portion of the North Half (N ½) of Lewis Street, as
vacated, and adjoining said lots on the South, and a portion of the East Half (E ½) of
the Alley vacated and adjoining said lots on the West, as said Vacated Areas are
defined in those certain Orders of Vacation referred to in those documents recorded
February 14, 1946 in Book 23 of Miscellaneous Records, Page 117 and 118 as
Document No. 214886 and June 3, 1948 in Book 27 of Miscellaneous Records, Page
238 as Document No. 286773 and September 15, 1989 in Book 890915 as Document
No. 00602, Official Records, Clark County, Nevada, excepting all that portion
awarded to the School District in that certain Decree Quieting Title recorded March
31, 1947 in Book 24 of Miscellaneous Records, Pages 397 and 398 as Document No.
250565.**

NEVADA POWER COMPANY will pay for damages, if any, sustained to the above described property as a result of the negligence of NEVADA POWER COMPANY and/or their agents and/or contractors related to the above described Work Request. Upon completion of the project, as delineated and drawn on said Work Request Number, and constructed pursuant to this Right-of-Entry, the grantor, its successors and/or assigns hereby agree to sign and execute Nevada Power Company's standard form GRANT OF EASEMENT describing the permanent easement area to be retained over said premises.

WITNESS my (our) hand(s) this 30 day of JUNE, 2005.

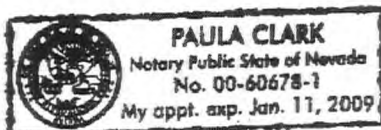
THE CITY OF LAS VEGAS, a municipal corporation of the State of Nevada

BY: MICHAEL J. VLADOVICH
TITLE: Architectural Project Manager

STATE OF NEVADA
COUNTY OF CLARK

On this 30 day of June, 2005, before me,
Paula Clark a Notary Public, personally appeared
Michael Vladovich as
Architectural Project Manager of THE CITY OF
LAS VEGAS, a municipal corporation of the State of Nevada.

Paula Clark
Notary Public



Notary Statement and/or Seal

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Utilities Construction Interlocal Contract between the City of Las Vegas and Clark County for the construction of sewer and water lines on the Western Beltway between Summerlin Parkway and Craig Road, in accordance with La Madre Equestrian Trail Plans (\$110,686.73 – Southern Nevada Public Lands Management Act [SNPLMA]) - Ward 4 (Brown)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: Field Operations/Real Estate

Amount: \$110,686.73

Funding Source: SNPLMA

PURPOSE/BACKGROUND:

The Utilities Construction Interlocal Contract would allow Clark County to perform the necessary water and sewer line installations with County contractors based on the approved bid process. The City of Las Vegas agrees to be billed for these services by the County upon completion.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

1. Utilities Construction Interlocal Contract
2. Site Map

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**WESTERN BELTWAY, SUMMERLIN PARKWAY TO CRAIG ROAD
UTILITY CONSTRUCTION INTERLOCAL CONTRACT**

THIS CONTRACT, made and entered into this ____ day of _____, 2006, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada, hereinafter referred to as "CITY", and CLARK COUNTY, NEVADA, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY."

W I T N E S S E T H

WHEREAS, Nevada Revised Statute 277.180 provides that one or more public agencies may enter into contracts for the performance of desired services; and,

WHEREAS, the COUNTY is in the process of constructing the Western Beltway, Summerlin Parkway to Craig Road, project, hereinafter referred to as "Project"; and,

WHEREAS, the CITY desires to have a sewer line and related appurtenances installed across the Project in accordance with size, stationing and invert elevations herein, hereinafter referred to as "Sewer," and,

WHEREAS, the CITY desires to have a water line and related appurtenances installed across the project in accordance with size, stationing and depths herein, hereinafter referred to as "Water"; and,

WHEREAS, the CITY and the COUNTY wish to enter into a Contract whereby the COUNTY will perform these necessary installations using the COUNTY's contractor in order to avoid the complicated coordination that would otherwise be needed by having several utility owners with their work crews trying to perform needed installations immediately in advance of the COUNTY contractor's work operation; and,

WHEREAS, the CITY is willing to have the COUNTY bill the CITY based on COUNTY's actual approved public bid prices for the respective type of installation immediately upon completion of each contract; and,

WHEREAS, said Sewer and Water will be installed by a properly licensed construction contractor in accordance with plans and specifications approved by the CITY; and,

NOW, THEREFORE, for and in consideration of the premises and mutual covenants herein contained, it is agreed as follows:

COUNTY AGREES

1. COUNTY will request its contractor to construct the Sewer and Water as part of the Project in accordance with the La Madre Equestrian Trail Plans prepared by the WLB Group dated December 28, 2005, hereinafter called PLANS, and as specified below:

A. SEWER FACILITIES

1. In Cliff Shadows Parkway, 276 linear feet of 8-inch PVC sewer line at Station 54+93 and invert elevation 2892.94, to Station 57+63.67 and invert elevation 2897.08.
2. In Cliff Shadows Parkway, 79 linear feet of 8-inch PVC sewer line at Station 55+75.70 and invert elevation 2894.30 northeasterly to a cap at an invert elevation of 2895.46.
3. In Cliff Shadows Parkway, 32 linear feet of 8-inch PVC sewer line at Station 57+63.67 and invert elevation 2897.08 northwesterly to a cap at an invert elevation of 2899.26.

B WATER FACILITIES:

1. In Cliff Shadows Parkway, 57 linear feet of 8-inch PVC water line at Station 61+14 westerly to a cap.
 2. In Cliff Shadows Parkway, 65 linear feet of 6-inch PVC water line at Station 58+40 westerly to a fire hydrant assembly.
2. COUNTY agrees during construction of the Project to require its Contractor to protect existing sanitary sewer lines shown on said PLANS.
 3. COUNTY will provide COUNTY inspectors for the Sewer and Water construction.
 4. COUNTY agrees to allow a CITY construction inspector access to the site to observe construction activities.
 5. The Sewer and Water will be installed at depths and locations such that the Sewer and Water will not interfere with future Ultimate Beltway improvements and in accordance with the PLANS.
 6. COUNTY will charge CITY for the cost of the Sewer and Water based on actual contractor's construction costs as determined by the COUNTY for the Sewer and Water.
 7. COUNTY agrees that construction management shall be performed by the COUNTY or by consultants employed by the COUNTY.
 8. COUNTY agrees that at least ten (10) days prior to the award of bid for the Project, CITY reserves the right to delete the Sewer and Water from the contract if the bid amount exceeds the estimate set forth in Sections 2 and 3 of "City Agrees".

CITY AGREES

1. CITY will provide at its own expense the Sewer and Water size, stationing, and invert elevations to the COUNTY. Such information shall be compatible with the COUNTY Project and in accordance with the PLANS.

2. CITY will pay to the COUNTY the actual cost of the construction of the Sewer as determined by the County, which is Forty-seven Thousand One Hundred Thirty-two and 95/100 Dollars (\$47,132.95) for the Sewer as provided above. Said amount shall be paid within thirty (30) days of receipt of billing statement from COUNTY.
3. CITY will pay to the COUNTY the actual cost of the construction of the Water as determined by the County, which is Fifty-three Thousand Four Hundred Ninety-one and 35/100 Dollars (\$53,491.35) for the Water as provided above. Said amount shall be paid within thirty (30) days of receipt of billing statement from COUNTY.
4. CITY, at its own cost and expense, agrees to provide a construction project representative for coordination of the construction phase of the Sewer and Water.
5. City agrees to pay to County within 30 days of receipt of invoice an additional 10% of the actual cost of the sewer and water for County inspection and construction engineering services. Said amount is Ten Thousand Sixty-two and 43/100 Dollars (\$10,062.43). The total amount the CITY agrees to pay the COUNTY within thirty (30) day of receipt of invoice is One Hundred Ten Thousand Six Hundred Eighty-six and 73/100 Dollars (\$110,686.73).
6. Notwithstanding the above, CITY agrees that if the actual costs as determined by the County exceeds the estimated amounts set forth in 2, 3, or 5 above, the CITY will supplement this agreement to reflect the actual cost amount should it desire the COUNTY to continue with the installation of the Sewer and Water. If the CITY fails to supplement the agreement with sufficient funding within the time specified by the COUNTY, then the COUNTY is excused from its obligation pursuant to this agreement and will not be responsible for constructing the Sewer and Water.

IT IS MUTUALLY AGREED

1. This Contract shall go into effect upon signature of both parties hereto, and shall be in effect until the completion of construction, or December 30, 2007, whichever comes first.
2. No joint venture is contemplated or established hereby, and neither of the parties shall be deemed to be the agent of the other for any purpose by virtue of this Contract.
3. This Contract shall not be deemed to be for the benefit of any entity or person who is not a party hereto, and neither this Contract, nor any interest therein, may be assigned without the prior written consent of the non-assigning party.
4. Each party warrants to the other that they have the authority and capacity to perform the provisions hereof.
5. This contract constitutes the entire agreement between the parties and may only be modified by a written amendment signed by the parties.
6. This Agreement may be terminated by the County with or without cause upon the giving of thirty (30) day written notice to the City. If the County terminates this agreement without cause, then the County will return all unencumbered City funds (if any) to the City.

IN WITNESS WHEREOF, the parties have executed this Contract as of the date herein above set forth.

CLARK COUNTY BOARD OF COMMISSIONERS

Date of Commission Action

BY: _____
RORY REID
Chairman

Attest:

BY: _____
SHIRLEY B. PARRAGUIRRE
County Clerk

APPROVED AS TO FORM:

BY: 
CHRISTOPHER FIGGINS
Deputy District Attorney

CITY OF LAS VEGAS

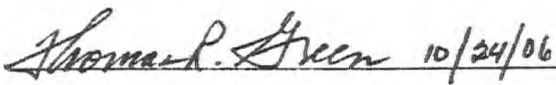
Date of Council Action:

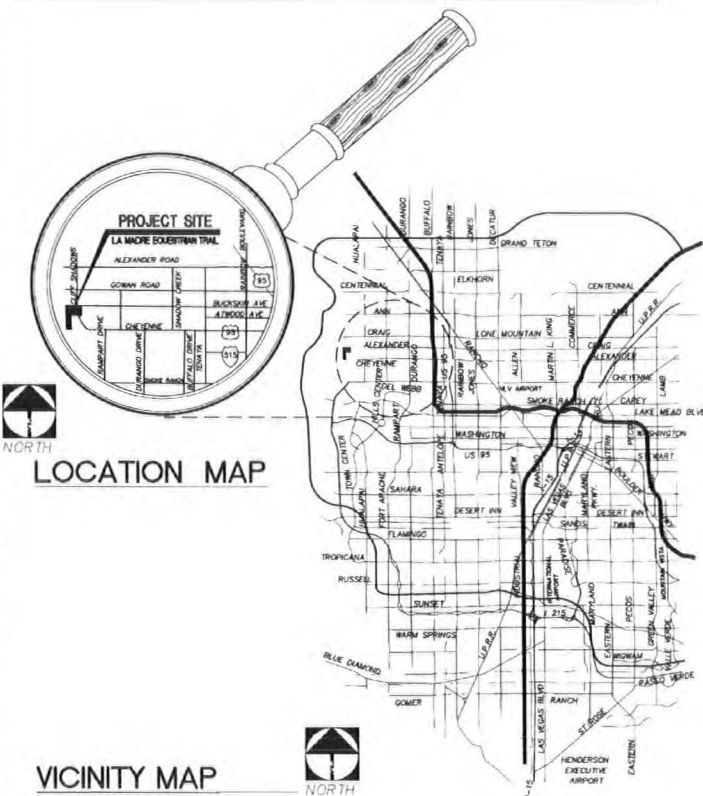
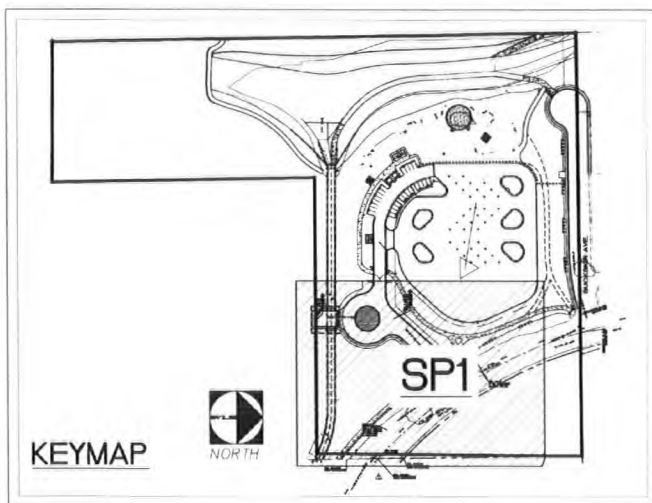
BY: _____
OSCAR B. GOODMAN
Mayor

Attest:

BY: _____
BARBARA JO RONEMUS
City Clerk

APPROVED AS TO FORM:

BY:  10/24/06
Deputy District Attorney



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ Consent ☐ Discussion

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact

☒ No Impact ☐ Augmentation Required

☒ Budget Funds Available

Amount: \$72,823,916.15

Funding Source: All Funds

Dept./Division: Finance and Business Services

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

Summary of Cash Expenditures for the period 10/16-10/31/06

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

City of Las Vegas

Summary of Cash Expenditures

For period of 10/16-10/31/06

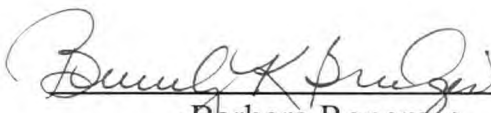
Total Services & Materials Checks :	\$13,810,543.21
Total Services & Materials EFT Payments :	\$3,664,389.78
Total Wire Transfers:	\$48,694,197.21
Total Payroll Checks:	\$6,654,785.95

Grand Total:	\$72,823,916.15
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I hereby certify that I have reviewed the above amounts and approved them for payment as being in compliance with all applicable laws to the best of my knowledge and belief.



Mark R. Vincent
Director of Finance



~~Barbara Ronemus~~
~~City Clerk~~

By: Beverly K. Bridges
Chief Deputy City Clerk

On NOVEMBER 15, 2006, the City Council approved the above cash expenditures.



Oscar B. Goodman
Mayor

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Special Event License for Lucio Ristorante, Location: 1114 South Main Street,
Dates: December 1, 2006 and January 5, 2007, Type: Special Event General, Event: First Friday,
Responsible Person in Charge: Kirk Offerle - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to planning and fire codes and Health Dept. regulations, From: Ranch Liquors., dba Ukelele Lounge, 620 North Las Vegas Boulevard, Patrick E. Mandel, Dir, Pres, Secy, Treas, 100%, To: Fancy Nuts, L.L.C., dba Martinis, 1205 South Fort Apache Road, William R. Phillips, Mgr, Mmbr, 100% - Ward 2 (Wolfson)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

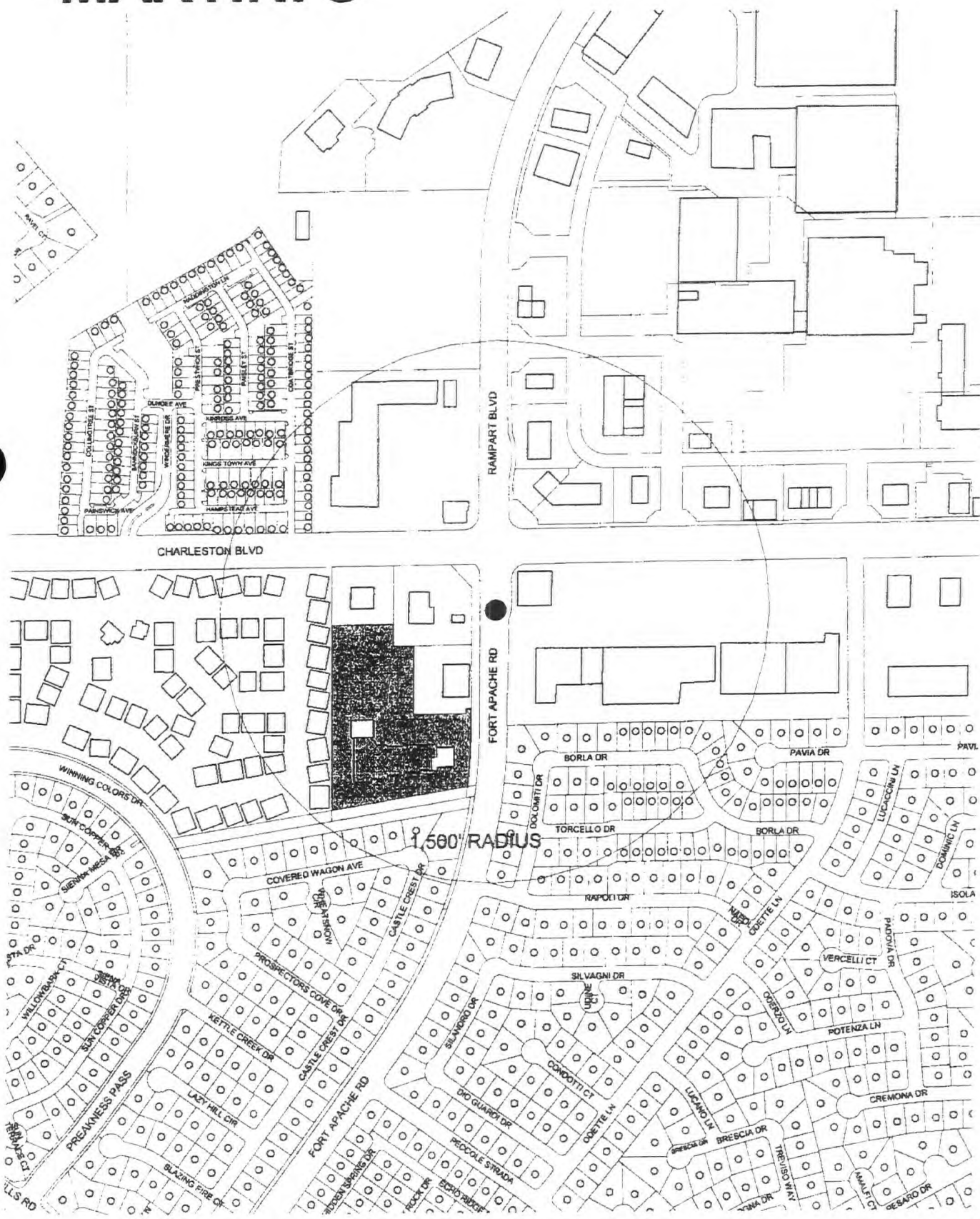
Map

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

MARTINI'S



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ Consent ☐ Discussion

SUBJECT:

Approval of a new Non-restricted Gaming License upon confirmation of approval by the Nevada Gaming Commission, for Sierra Development Company, dba Binion's Horseshoe Race & Sports Book, Operated By Club Cal Neva, db at Binion's Gambling Hall and Hotel, 128 Fremont Street, Jeffery L. Siri, Pres, Secy, Treas, CEO - Ward 5 (Weekly)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a new Non-restricted Gaming License.

RECOMMENDATION:

Recommend approval subject to confirmation of approval by the Nevada Gaming Commission.

BACKUP DOCUMENTATION:

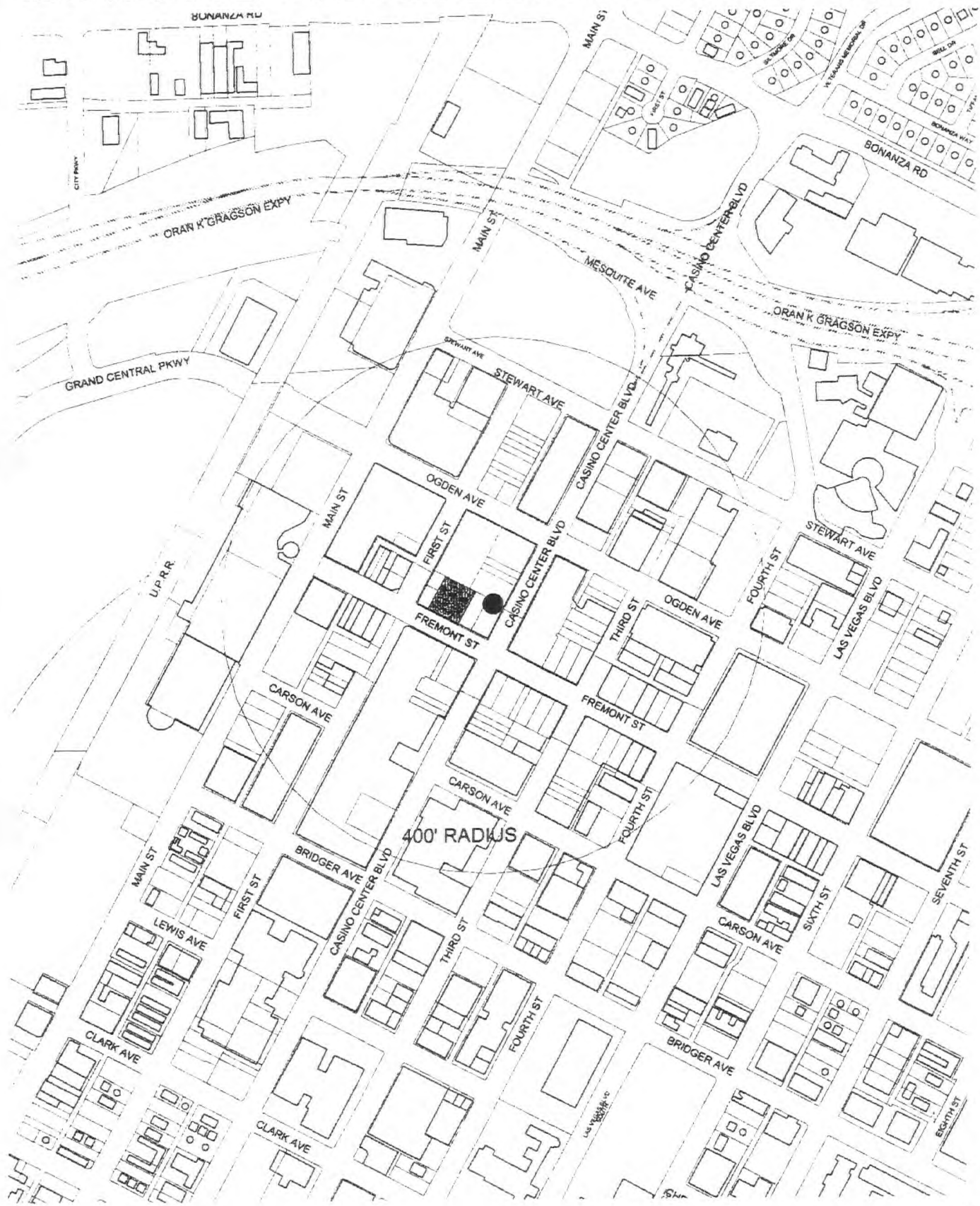
Map

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

BINIONS HORSESHOE RACE & SPO



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ Consent ☐ Discussion

SUBJECT:

Approval of Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 - Department of Public Works - Award recommended to CARPENTER SELLERS ASSOCIATES (\$100,000 - General Fund) - Ward 6 (Ross)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$100,000

Funding Source: General Fund

Dept./Division: Public Works

PURPOSE/BACKGROUND:

This project consists of the Pre-design of the Regional Public Safety Building 1 to program and establish documents to obtain a professional cost estimate that can be used to establish a construction budget. This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), Professional Services.

PCC: Teresa Boyce

POC: Rick Sellers - (702) 251-8896

RECOMMENDATION:

That City Council approve Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 to Carpenter Sellers Associates in the amount of \$100,000. Authority to execute the Agreement is given to the Purchasing Manager per R-48-2006.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

EXHIBIT "G"

CERTIFICATE DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

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

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

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

Policy

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

3. Instructions

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

4. Incorporation

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

Block 1	<u>Contracting Entity</u>
CARPENTER SELLERS ASSOCIATES	
Name	1919 S. JONES BLVD, LAS VEGAS NV
Address	702-251-8896
Telephone	19-675-0939
EIN or DUNS	

Block 2	<u>Description</u>
Subject Matter of Contract/Agreement:	
ARCHITECTURAL SERVICES	
FOR:	
THE CITY OF LAS VEGAS REGIONAL	
Public Safety Facility Bldg #1	
RFP #:	

Block 3	<u>Type of Business</u>
☐	Individual
☐	Partnership
☐	Limited Liability Company
☒	Corporation

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

Block 4 Disclosure of Ownership and Principals

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

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	STEVEN R. CARPENTER	1919 S. Jones Blvd "C"	702 251-8896
2.	W. RICK SELLERS	" "	" "
3.	MICHAEL A. DELGATTO	" "	" "
4.			
5.			
6.			
7.			
8.			
9.			
10.			

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

Block 5 Disclosure of Ownership and Principals - Alternate

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

Name of Attached Document: _____

Date of Attached Document: _____ Number of Pages: _____

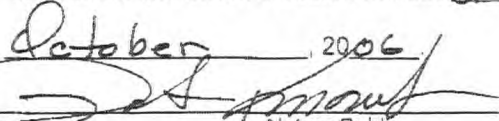
I certify, under penalty of perjury, that all the information provided in this Certificate is current, complete, and accurate. I further certify that I am an individual authorized to contractually bind the above named Contracting Entity.



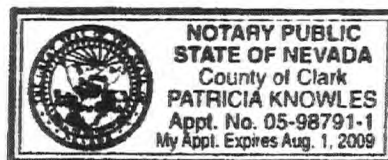
 Name
 10.27.06

 Date

Subscribed and sworn to before me this 27 day of

October, 2006


 Notary Public



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Agreement No. 070078, Engineering Services Agreement for Arterial Conditions Assessment Study - Department of Public Works - Award recommended to: STANTEC CONSULTANTS, INC. (\$277,520 - Road and Flood Capital Projects Fund) - All Wards

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$277,520

Funding Source: Road and Flood CPF

Dept./Division: Public Works

PURPOSE/BACKGROUND:

This Engineering Service Agreement will consist of hiring Stantec Consultants, Inc. to conduct an Arterial Conditions Assessment Study to provide pavement evaluation design services of the existing arterial roadways within the City. This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), Professional Services.

PCC: D. Collins

POC: Michael Robson - (602) 438-2200

RECOMMENDATION:

That City Council approve Engineering Services Agreement No. 070078, Arterial Conditions Assessment Study to Stantec Consultants, Inc. in the amount of \$277,520 with an option for additional services in the amount of \$22,480. Authority to execute the Agreement is given to the Purchasing Manager per R-48-2006.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**Exhibit G
CERTIFICATE
DISCLOSURE OF OWNERSHIP/PRINCIPALS**

1. Definitions

"City" means the City of Las Vegas.

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

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

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

2. Policy

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

3. Instructions

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

4. Incorporation

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

Block 1	<u>Contracting Entity</u>
Name	Stantec Consulting Inc.
Address	8211 S. 48 th Street Phoenix, AZ 85044
Telephone	(602) 438-2200
DISC/DUNS	09-365-7427 (DUNS)

Block 2	<u>Description</u>
	Pavement Condition Evaluator
RFP #	2006 Las Vegas SOQ

Block 3	<u>Type of Business</u>		
☐ Individual	☐ Partnership	☐ Limited Liability Company	☒ Corporation

CERTIFICATE – DISCLOSURE OF OWNERSHIP/PRINCIPALS (CONTINUED)

Block 4: Disclosure of Ownership and Principals

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

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	Anthony P. Franceschini, President & CEO	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
2.	Tom Braun, Senior Vice President	19 Technology Drive Irvine, CA 92618	(949) 923-6000
3.	Eric Nielsen, Senior Vice President	19 Technology Drive Irvine, CA 92618	(949) 923-6000
4.	Carl Clayton, Senior Vice President	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
5.	Paul Allen, Vice President	49 Frederick Street Kitchener, ON N2H 6M7	(519) 579-4410
6.	Curt Chapman, Vice President	6980 Sierra Center Parkway Suite 100 Reno, NV 89511	(775) 850-0777
7.	Richard Dorwart, Vice President	8211 S. 48 th Street Phoenix, AZ 85044	(480) 438-2200
	Tim Lines, Vice President	8211 S. 48 th Street Phoenix, AZ 85044	(480) 438-2200
9.	Jeffrey Lloyd, Vice President	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
10.	Francis Meyer, Vice President	49 Frederick Street Kitchener, ON N2H 6M7	(519) 579-4410

The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals – Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: 1

Block 5: Disclosure of Ownership and Principals - Alternate

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

e of Attached Document: Scope of Work for Pavement Management Data Collection
 e of Attached Document: 7/21/2006 Number of Pages: 11

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

Michael Robson

Michael Robson
10-16-06
 Date

Subscribed and sworn to before me this 16 day of

October, 2006, 2006.
Doris Dorwart
 Notary Public



Disclosure of Principals – Continuation

FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
Victor Neufeld, Vice President	7251 W. Charleston Blvd. Las Vegas, NV 89117	(702) 258-0115
Bob Ohlund, Vice President	19 Technology Drive Irvine, CA 92618	(949) 923-6000
Dean Palumbo, Vice President	73733 Fred Waring Drive, Suite 100 Palm Desert, CA 92260	(760) 346-9844
Kent Stepan, Vice President	3995 South 700 East, Suite 300 Salt Lake City, UT 84107	(801) 261-0090
John Take, Vice President	201 N. Bonita Avenue, Suite #101 Tucson, AZ 85745	(520) 750-7474
Dan Tomie, Vice President	2590 Venture Oaks Way Sacramento, CA 95833	(916) 569-2500
Richard Harper, Principal – Architecture	2590 Venture Oaks Way Sacramento, CA 95833	(916) 569-2500
Jennifer Addison, Corporate Counsel	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
Alpern, Corporate Counsel	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
Christy Leonard, Corporate Counsel	6980 Sierra Center Parkway Suite 100 Reno, NV 89511	(775) 850-0777
William Roberts, Corporate Counsel	19 Technology Drive Irvine, CA 92618	(949) 923-6000
Jeff Stone, Corporate Counsel	300 Meridian Centre Suite 250 Rochester, NY 14618	(585) 413-5202
Michael Slocombe, Secretary	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000
Don Wilson, Treasurer	10160-112 Street Edmonton, AB T5K 2L6	(780) 917-7000

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ Consent ☐ Discussion

SUBJECT:

Approval of Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project - Department of Public Works - Award recommended to: BROWN AND CALDWELL (\$381,310 - Sanitation Enterprise Fund) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$381,310

Funding Source: Sanitation Enterprise Fund

Dept./Division: Public Works

PURPOSE/BACKGROUND:

This project consists of the design and preparation of contract drawings and special provisions for the rehabilitation and/or replacement of sanitary sewer as part of the City's Unlined Concrete Sewer Condition Assessment Program. The proposed improvements are for two distinct pipelines. The first is located in Vegas Drive from Michael Way to Rancho Drive. The second is located in Coran Lane from Decatur Blvd. to Rancho Drive and in Rancho Drive from Coran Lane to Vegas Drive. This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), Professional Services.

PCC: D. Collins

POC: Mark O. Briggs - (702) 938-4080

RECOMMENDATION:

That City Council approve Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project to Brown and Caldwell in the amount of \$381,310 with an option for additional services in the amount of \$46,960. Authority to execute the Agreement is given to the Purchasing Manager per R-48-2006.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

**Exhibit G
CERTIFICATE
DISCLOSURE OF OWNERSHIP/PRINCIPALS**

1. Definitions

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2. Policy

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

3. Instructions

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Block 1	<u>Contracting Entity</u>
Brown and Caldwell	
<u>Name</u>	
4425 West Spring Mountain Road, Suite 225	
<u>Address</u>	
Las Vegas, Nevada 89102	
<u>Telephone</u>	
702-938-4080	
<u>INCORPORATION</u>	

Block 2	<u>Description</u>
<u>Subject Matter of Contract/Agreement</u>	
Engineering Design Services	
<u>RFP #</u>	

Block 3	<u>Type of Business</u>
☐ Individual	☐ Partnership
☐ Limited Liability Company	☒ Corporation

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

Block 4 Disclosure of Ownership and Principals

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

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	The Employee Stock Ownership Plan (ESOP) owns approximately 75 percent of the voting stock of the company. The remainder is owner by approximately 67 employees. 15 currently own more than 1 percent each, (but less than 4 percent each). See Attached Exhibit G-2 for list of remaining owners.		
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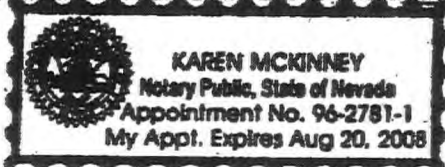
The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals - Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: 4

Block 5 Disclosure of Ownership and Principals - Alternate

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

Title of Attached Document: Exhibit G-2
Date of Attached Document: 10-19-2006 Number of Pages: 4

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




Name

October 19, 2006

Date

Subscribed and sworn to before me this 19 day of

October, 2006.


Notary Public

**MARK O. BRIGGS, PE
MANAGING ENGINEER**

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ Consent ☐ Discussion

SUBJECT:

Approval of Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing for Various Projects – Department Public Works – Award recommended to AZTEC TECHNICAL SERVICES, LLC (\$100,000 – Public Works Capital Projects Fund) - All Wards

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$100,000

Funding Source: Public Works CPF

Dept./Division: Public Works

PURPOSE/BACKGROUND:

This engineering service agreement provides for on-call professional surveying, construction staking and utility potholing services for various Public Works projects. This item is exempt from competitive bidding pursuant to NRS 332.115.1(b), Professional Services.

PCC: D. Collins

POC: Steve Jubie – (602) 458-9271

RECOMMENDATION:

That the City Council approves Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing to Aztec Technical Services, LLC in the amount of \$100,000. Authority to execute the Agreement is given to the Purchasing Manager per R-48-2006.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

**Exhibit G
CERTIFICATE
DISCLOSURE OF OWNERSHIP/PRINCIPALS**

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3. Instructions

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Block 1	Contracting Entity
Name	AZTEC TECHNICAL SERVICES, LLC
Address	3320 N. BUFFALO DR LAS VEGAS, NV. 89129
Telephone	702-396-3426 86-1001208
EIN or DUNS	

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

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

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

Block 4 Disclosure of Ownership and Principals

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

	FULL NAME/TITLE	BUSINESS ADDRESS	BUSINESS PHONE
1.	ARTEC ENGINEERING GROUP, INC	4561 E. McDOWELL RD PHOENIX, AZ. 85008	602-454-0402
2.	HEMANT K. PATEL PE.	4561 E. McDOWELL RD PHOENIX, AZ 85008	602-454-0402
3.	STEVE JURIE	4561 E. McDOWELL RD PHOENIX, AZ 85008	602-454-0402
4.	JOHN WALKER. PE.	3320 N. BUFFALO DR LAS VEGAS, NV. 89129	702-396-3426
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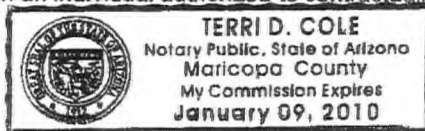
The Contracting Entity shall continue the above list on a sheet of paper entitled "Disclosure of Principals – Continuation" until full and complete disclosure is made. If continuation sheets are attached, please indicate the number of sheets: _____

Block 5 Disclosure of Ownership and Principals - Alternate

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

Name of Attached Document: NA
 Date of Attached Document: _____ Number of Pages: _____

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



 Name: Neal Deacon
 Vice President of Operations
 Date: 10/4/2006

Subscribed and sworn to before me this 4th day of

OCTOBER, 2006.
TERRI D. COLE
 Notary Public

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: CLAUDETTE ENUS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval to create one regular full time Customer Service Representative Position for the Insurance Services Division of Human Resources (\$38,455 Salary + \$15,382 Benefits - Internal Service Fund)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$53,837.00

Funding Source: Internal Service Fund

Dept./Division: Human Resources/Insurance Services Division

PURPOSE/BACKGROUND:

In October of 2002, the Human Resources Department moved from offices located on N. 7th Street to the present offices on the first and second floors of City Hall. This move resulted in the need for customer service representatives on both floors and Insurance Services was asked to provide the personnel to staff the customer service desk on the first floor, which now houses the HR Director and the Insurance Services, Employee Relations, and Organizational Development & Training Divisions of the Department. In the four years that HR has occupied these offices, the front desk position has been filled by eleven different hourly substitute employees who, by contract, can only occupy the position for a maximum of 6 months. The turnover is costly and counterproductive. This position is the first city employee many customers will see when visiting City Hall. City employees often visit this area to conduct their business with the various HR divisions. It is important that the individual be well trained, knowledgeable, and eager to assist the customer or visitor. By making this a permanent position, we can fill it with such an individual and offer citizens and city employees alike the courteous, knowledgeable assistance they expect and deserve.

RECOMMENDATION:

Approve the creation of Customer Service Representative Position for Insurance Services

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: CLAUDETTE ENUS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval to create one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's Office (\$46,300 salary + \$18,500 benefits - General Fund)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: City Attorney's Office

Amount: \$64,800.00

Funding Source: General Fund

PURPOSE/BACKGROUND:

Due to the heavy case workload and therefore the strong need to have adequate coverage in the Criminal Division to handle reception duties, accounting, discovery, and various other support functions for case processing, the City Attorney's Office has been overfilling a vacant Office Specialist II position with a Legal Technician I/II. Because of the recent location split in the department between the RJC and City Hall, it has become very apparent that we no longer have adequate clerical coverage to service both areas for bench warrant basis, general clerical duties and delivery and filing of legal documents. Creation of a Legal Technician I/II position would allow us to properly classify the current Legal Technician I/II employee and open up the Office Specialist II position for a clerical hire.

RECOMMENDATION:

Approve the creation of one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's Office.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: CLAUDETTE ENUS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval to create one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office (\$52,400 salary + \$21,000 benefits - General Fund)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: City Attorney's Office

Amount: \$73,400.00

Funding Source: General Fund

PURPOSE/BACKGROUND:

The position is needed to support the Assistant City Attorney who is responsible for a Division of 42 employees. The Sr. Executive Assistant is responsible for the direct supervision of the support staff of 20 which limits the ability to support the secretarial requirements of the Assistant City Attorney. This position would serve as coverage/back-up for the Sr. Executive Assistant in conjunction with assuming responsibilities including, but not limited to, secretarial support to Assistant City Attorney, administrative support including assist in supervision of clerical/technical staff, reporting requirements, development/implementation of policy, procedures and/or workflow.

RECOMMENDATION:

To approve the creation of one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: STEPHEN HARSIN

☒ Consent ☐ Discussion

SUBJECT:

Approval of an additional \$251,146 Community Development Block Grant (CDBG)
Construction funds for the completion of the Shade Tree Expansion Project located at 1 West
Owens Avenue - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$251,146

Funding Source: CDBG

Dept./Division: Neighborhood Services/Neighborhood Development

PURPOSE/BACKGROUND:

On March 19, 2003, City Council approved the 2003-2004 Community Development
Recommending Board's recommendations to allocate \$484,000 in Community Development
Block Grant funds for the Shade Tree Expansion Project. The city has partnered with Clark
County in funding this project. On October 19, 2006, the lowest bid was \$1,059,862. An
additional \$251,146 is needed to fully fund the project.

RECOMMENDATION:

Staff recommends approval of the Shade Tree Expansion Project in the amount of \$251,146 in
CDBG funds and authorizes the Mayor to execute any and all related agreements and documents
required for the project, following approval as to form by the City Attorney.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

GARY REESE, STEVE WOLFSON, STEVEN D. ROSS, LOIS TARKANIAN, LAWRENCE
WEEKLY, LARRY BROWN, OSCAR B. GOODMAN; (Against-None); (Abstain-None); (Did
Not Vote-None); (Excused-None)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: STEPHEN HARSIN

☒ Consent ☐ Discussion

SUBJECT:

Approval of Deferred Loan Agreements expending \$40,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 508 East Street, Rocky Castillo, owner - Ward 1 (Tarkanian)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$40,000

Funding Source: HOME

Dept./Division: Neighborhood Services/Neighborhood Development

PURPOSE/BACKGROUND:

Mr. Castillo is a single homeowner with an annual household income of \$20,280 that qualifies him for a HOME funded Deferred Housing Rehabilitation Loan. Mr. Castillo's home is in need of a new roof, attic insulation, new mechanical system, electrical and plumbing repairs, new windows, kitchen and bathroom ceramic tile, fascia, paint, smoke detectors, GFCI's and doors. The requested funding will cover the construction cost to the lowest responsive bidding contractor, work contract contingency, preliminary title report, credit report, recording fees, real estate appraisal and combustion appliance survey.

RECOMMENDATION:

Staff recommends that Council approve the agreements and authorizes the Mayor to execute the Deferred Loan Agreements with the homeowner upon approval of the City Attorney.

BACKUP DOCUMENTATION:

Deferred Loan Agreement

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

DEFERRED LOAN AGREEMENT

THIS AGREEMENT, made and entered into this 15th day of November, 2006, by and between the city of Las Vegas, a municipal corporation of the State of Nevada, (herein the "City"), and **Rocky R. Castillo** (herein the "Owner").

WITNESSETH:

WHEREAS, Clark County, Nevada, (herein the "County") has entered into a Grant Agreement with the United States Department of Housing and Urban Development, (herein "HUD") for participation in the Home Investment Partnerships Program, (herein the "HOME Program"), under 24 CFR Part 92 as amended; and

WHEREAS, the County as the Entitlement Grantee for the HOME Program is responsible for planning, administration, implementation and evaluation of the program; and

WHEREAS, the City has entered into an Interlocal Agreement with the County for the purpose of creating a HOME Program Consortium (herein the "Consortium") wherein the City is entitled to participate in a pro rata share of all HOME Program funds allocated to and administered by the County; and

WHEREAS, the County pursuant to the terms and conditions of the Interlocal Agreement with the City shall transfer HOME Program funds to the City; and

WHEREAS, the City, through the Neighborhood Development Division of the Neighborhood Services Department, has established a Residential Rehabilitation Deferred Loan Program (Loan Program) to enable low-to-moderate income homeowners who reside in their homes within the city of Las Vegas to obtain loans from the City to assist homeowners in making their homes safe and livable; and

WHEREAS, the Owner is the resident of certain improved real property located in the city of Las Vegas, Nevada, commonly known as **508 Easy Street, Las Vegas, NV 89107**, which more particularly described as, **CHARLESTON HGTS TRACT #103 PLAT BOOK 4 PAGE 48 LOT 14 BLOCK 9, city of Las Vegas, County of Clark, State of Nevada**, which serves as the Owner's home (hereafter "Owner's home" or "Property"); and

WHEREAS, the Owner desires to have certain rehabilitation work performed on the Owner's home which is described as follows to wit: **New roof sheathing, new 3-dimensional shingle roofing system, new attic insulation, new mechanical system, new windows, new kitchen counter tile, new shower tile, new bathroom flooring, floor insulation, new front door, interior and exterior paint, new fascia, new GFCI's, new smoke detectors**, (hereinafter "Rehabilitation Work"); and

WHEREAS, the Owner desires to obtain from the City a loan which is to be used solely for the Rehabilitation Work of the Owner's home;

NOW, THEREFORE, it is mutually agreed by and between the parties that:

1. The City agrees to lend to the Owner, and the Owner agrees to borrow from the City, the sum of **Twenty nine thousand three hundred ninety four and no/100--Dollars (\$29,394.00)** (herein the "HOME Program Loan") which amount is based on the estimated cost of the labor and materials required for the Rehabilitation Work on the Owner's home.

2. The Owner agrees to execute any contract required to effect completion of the Rehabilitation Work on the Owner's home. Changes in the amounts to be paid for the labor and/or materials shall be authorized only by a written Change Order, which must be signed by the Owner and the contractor performing the Rehabilitation Work, but in no event shall any Change Order be executed without written approval of the city's Neighborhood Development Division. In the event that the Change Order changes the amount of the contract entered into for the Rehabilitation Work, the Loan will be adjusted accordingly unless the Change Order is not approved by the City.

3. The Owner agrees that the proceeds of the HOME Program Loan will be used solely for the rehabilitation of the Owner's home.

4. The Owner agrees to execute the Promissory Note and Deed of Trust, copies of which are attached hereto as Exhibits "A" and "B" in favor of the City and to repay the HOME Program Loan in accordance with the provisions of the Promissory Note. If, upon completion of the Rehabilitation Work, the amount expended for the Rehabilitation Work varies from the sum of \$, the Owner agrees to execute a revised Promissory Note and Deed of Trust, if necessary, so that the amount of the indebtedness concurs with the amount expended for the Rehabilitation Work.

5. The Owner agrees to obtain and maintain policies of fire, hazard and flood insurance (where required) for the Owner's home, specifically the building and its contents in the minimum amount of **\$29,394.00**. With respect to such insurance, the Owner further agrees to:

a. Name the City as an additional insured party on the policies, as the City's interest may appear;

b. Adjust as needed the amount of insurance coverage expressly required to be maintained by this Paragraph 5 so as to reflect the reconstruction or replacement costs of the Owner's home;

c. Furnish to the City annually certificates of insurance demonstrating that the foregoing insurance requirement in the sum stated is in effect;

d. Notify the City ten (10) days prior to any material change in insurance coverage or of a cancellation or an impending lapse of such coverage; and

e. Maintain such insurance identifying the City as an additional insured party on the Owner's home until the termination of this Agreement.

6. The Owner understands and agrees that the Loan is for the benefit of the Owner only and only as long as the Owner actually lives in Owner's home. In the event that all or any part of the improved real property that is the subject of this Agreement or an interest therein is sold, transferred or otherwise alienated, or if the Owner ceases to live in the Owner's home, the total amount of the Loan, without interest shall, at the discretion of the City, be immediately due and payable.

7. The Owner acknowledges that the loan is comprised of federal HOME funds. The Owner further understands and agrees that the city of Las Vegas requires that unit (Owner's home) assisted with federal funds remain affordable until the Owner's home is sold, transferred or otherwise alienated and the subsidy provided by federal funds is recaptured. Owner agrees to execute the Promissory Note and a Deed of Trust of even date herewith granting the property of Owner's home in favor of city of Las Vegas, State of Nevada ("Deed of Trust") and to comply with and/or acknowledge the following deed restrictions:

- (1) The term of compliance is 5 years.
- (2) The Property must be used as the Owner's principal home.
- (3) No temporary subleases of Owner's home are allowed;
- (4) Federal funds, which comprise the loan, must be recaptured upon sale, transfer or change of ownership of Owner's home.
- (5) Should the Trustor lose possession of the property through foreclosure, the City must be properly notified by a Request for Notice of Default and a written notice from the Trustor submitted in a timely manner in order that the City be included in the division of net proceeds from the foreclosure sale and this amount will satisfy the repayment of the HOME Program funds.
- (6) The estimated value of the Property, after rehabilitation, does not exceed 95 percent of the median price for the area where the property is located.

8. The City will not subordinate its lien position for future lending except in the following circumstances: (1) to refinance an existing mortgage to a lower interest rate to reduce their monthly payment or (2) in the event of the death of the owner and the property is being refinanced to allow a new income eligible family member to acquire the property. Home equity loans will only be allowed if the financier of the loan is willing to take a subordinate position to the City's lien. Bill consolidation loans, new higher mortgages, or loans that result in the Owner receiving cash as a result of the new increased value of the asset will not be approved for subordination. An approved subordination will be allowed once during the affordability period.

9. Owner agrees to indemnify and save the City, its officers, employees and agents (collectively "City"), harmless from and against any claims or causes of action filed against City as a result from, related to, or arising out of Owner's action or inaction concerning the Rehabilitation work on Owner's home.

10. According to Executive Order 13166, enacted on August 11, 2000, it is mandated that the federal government reduce barriers to limited English proficiency ("LEP") persons with regard to federal benefits. The City, as a recipient of HUD assistance funds, directly or indirectly, is subject to said Executive Order and Title VI, Civil Rights protections, as a condition of receiving these federal funds. The failure to ensure limited English proficiency (LEP) persons access to HUD benefits may violate Title VI based upon national origin.

11. MISCELLANEOUS PROVISIONS

A. NOTICES

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

CITY

City of Las Vegas
Attention: Director,
Neighborhood Services Department
400 Stewart Avenue, 2nd Floor
Las Vegas, NV 89101

OWNER:

Rocky R. Castillo
508 Easy Street
Las Vegas, NV 89107

B. AMENDMENTS

This Agreement may not be amended or modified except by a written instrument executed by the parties hereto.

C. TIME OF THE ESSENCE

Time is of the essence of this Agreement and each and every term, condition and provision hereof.

D. NO WAIVER

No waiver of any of the provisions of the Agreement shall be deemed, or shall constitute, a waiver of any other provisions, whether or not similar, nor shall any waiver constitute a continuing waiver. No waiver shall be binding unless executed in writing by the party making the waiver.

E. COUNTERPARTS

This agreement may be executed in two (2) counterparts, each of which shall be deemed to be an original.

F. ENTIRE AGREEMENT

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

G. HEADINGS AND INTERPRETATION

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

H. CHOICE OF LAW

This Agreement and each and every related document are to be governed by, and construed in accordance with, the laws of the State of Nevada.

1. SEVERABILITY

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

J. ATTORNEY'S FEES

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

K. ASSIGNMENT

This agreement may not be assigned without the written consent of the City.

L. DISCLOSURE OF PRINCIPALS. Pursuant to resolution R-105-99 adopted by the City Council effective October 1, 1999, (Owner's name) warrants that it has disclosed, on the form attached hereto as Exhibit C, all principals, including, partners of Owner or anyone acquiring an interest in Owner's home, as well as all persons and entities holding more than 1% interest in Owner's home or any principal of the company acquiring Owner's home. Throughout the term hereof, Owner shall notify in writing of any material change in the above disclosure within 15 days of any such change.

M. RIGHT TO REVIEW AND AUDIT

1. The Owner agrees to maintain financial records pertaining to all matters relative to this Agreement in accordance with standard accounting principles and procedures and to retain all records and supporting documentation applicable to this Agreement for a period of three years, except those records subject to audit findings shall be retained for three years after such findings have been resolved. In the event the Owners goes out of existence, the Agreement shall turn over to the City all of its records relating to this Agreement to be retained by the City for the required period of time.

2. The Owner agrees to permit the City or the City's designated representatives to inspect and audit its records and books relative to this Agreement at any time during normal business hours and under reasonable circumstances and to copy therefrom any information that the City desires concerning Owner's operation hereunder. The Owners further understands and agrees that said inspection and audit would be exercised upon written notice. If the Owners or its records or books are not located within Clark County Nevada, In the event of an inspection and audit, Owner agrees to deliver the records or books or have the records of books delivered to the City or the City's designated representatives at an address within the city of Las Vegas as designated by the City. If the City or the City's designated representatives find that the records delivered by the Owners are incomplete, the Owners agrees to pay the City or the City representatives' costs to travel (including travel, lodging, meals and other related expenses) to the Owner's offices to inspect, audit, and retrieve the complete records.

The Owners further agrees to permit the City or the City's designated representatives to inspect and audit, as deemed necessary, all records of this project relating to finances, as well as other records including performance records that may be required by relevant directives of funding sources of the City.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first set forth above.

CITY OF LAS VEGAS



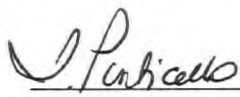
Oscar B. Goodman, Mayor

ATTEST:



By: Beverly K. Bridges
Chief Deputy City Clerk

Approved as to form:

 10/23/06

Date



Rocky R. Castillo, Owner

Exhibit "A"

**CITY OF LAS VEGAS
NEIGHBORHOOD SERVICES DEPARTMENT
NEIGHBORHOOD DEVELOPMENT DIVISION**

**PROMISSORY NOTE SECURED BY DEED OF TRUST
DEFERRED LOAN
(OWNER-OCCUPIED REHAB PROGRAM)**

PROPERTY: 508 Easy Street

AMOUNT: \$29,394.00

FOR VALUE RECEIVED, the undersigned promise(s) to pay to the CITY OF LAS VEGAS, at its office at 400 East Stewart, Las Vegas, Nevada 89101, the principal sum of **Twenty-nine Thousand Three Hundred Ninety-four And 00/100 Dollars (\$29,394.00)** without interest, upon the occurrence of either of the following two conditions:

1. The undersigned ceases to reside on the real property which is pledged as security for the indebtedness herein by means of a certain Deed of Trust of even date herewith.
2. All or any part of the aforesaid property, or any interest therein, is sold or transferred.
3. The Owner acknowledges that the loan is comprised of federal HOME funds. The Owner further understands and agrees that the city of Las Vegas requires that the unit (Owner's Home) assisted with federal funds remain affordable until the Owner's Home is sold, transferred or otherwise alienated and the subsidy provided by federal funds is recaptured. Owner agrees to execute the Promissory Note and a Deed of Trust of even date herewith granting the property of Owner's Home in favor of city of Las Vegas, State of Nevada ("Deed of Trust") and to comply with and/or acknowledge the following deed restrictions:
 - (1) The term of compliance is 5 years.
 - (2) The Property must be used as the Owner's principal home.
 - (3) No temporary subleases of Owner's home are allowed.
 - (4) Federal funds which comprise the loan must be recaptured upon sale, transfer or change of ownership of Owner's home.
 - (5) Should the Homebuyer lose possession of the property through foreclosure, the city of Las Vegas must be properly notified in a timely manner in order

to be included in the division of net proceeds of the property (if any), and this amount will satisfy the repayment of the HOME investment.

- (6) The estimated value of the Property, after rehabilitation, does not exceed 95 percent of the median price for the area where the property is located.

In the event that any of the aforesaid conditions occur, the holder of the NOTE may without notice at its option, declare said indebtedness at once due and payable, and any failure to exercise said option shall not constitute a waiver of the right to exercise the same at any time.

Presentment, notice of dishonor and protest are hereby waived.

Should payment thereof not be made when due, the undersigned further promises to pay all cost of collection, including, without limitations, attorney's fees, incurred by the City in connection herewith.

Property legally described as: **CHARLESTON HGTS TRACT #103 PLAT BOOK 4 PAGE 48 LOT 14 BLOCK 9**, city of Las Vegas, Clark County, State of Nevada

Assessor's Parcel No. **138-36-710-029**

and, more commonly known as **508 Easy Street, Las Vegas NV 89107, LAS VEGAS, NEVADA, IS THE SECURITY FOR INDEBTEDNESS EVIDENCED BY THIS PROMISSORY NOTE.** A Deed of Trust of even date herewith secures this Promissory Note, and reference is made to said Deed of Trust for rights as to acceleration of the indebtedness evidenced by this Promissory Note.

This NOTE shall be governed by and construed in accordance with the laws of the State of Nevada. If the undersigned is more than one, each covenant and obligation contained herein stated shall be joint and several.

Rocky R. Castillo , BORROWER

DATE

SCHEDULE OF COSTS IN LOAN AMOUNT

Contract Amount paid to Disaster Kleen Up of Nevada	\$28,915.00
Real Estate Appraisal	\$300.00
Preliminary Title Report	\$200.00
Recording Documents at Clark County Recorder	\$ 14.00
Credit Report	\$ 15.00
CAS Test	\$150.00
NV Power Rebate	(\$200.00)

ADJUSTED AMOUNT

DATE

APN: 138-36-710-029

Exhibit "B"
DEED OF TRUST

(HOMEOWNER DEFERRED PAYMENT LOAN)

THIS DEED OF TRUST, made this _____ day of _____, 2006, between **Rocky R. Castillo**, herein called TRUSTOR, whose address is **508 Easy Street, Las Vegas, NV 89107**; and the city of Las Vegas, herein called TRUSTEE and BENEFICIARY, a municipal corporation duly organized in the State of Nevada, whose principal office is located at 400 E. Stewart Avenue, Las Vegas, Nevada 89101, Attention: Neighborhood Services Department.

WITNESSETH, that TRUSTOR IRREVOCABLY GRANTS, TRANSFERS AND ASSIGNS TO TRUSTEE IN TRUST WITH POWER OF SALE, that property located in the city of Las Vegas, Clark County, State of Nevada described as:

CHARLESTON HGTS TRACT #103 PLAT BOOK 4 PAGE 48 LOT 14 BLOCK 9

APN: 138-36-710-029

TOGETHER WITH all appurtenances in which TRUSTOR has any interests including water rights benefiting said realty, represented by shares of a company or otherwise; and

TOGETHER WITH the rents, issues and profits thereof, reserving the right to collect and use the same, except during some default hereunder, in which event the TRUSTEE shall collect the same by any lawful means in the name of the BENEFICIARY.

FOR THE PURPOSE OF SECURING (1) performance of the HOME Investment Partnership Program (herein "HOME"), Homeowner Deferred Payment Loan Agreement executed by TRUSTOR on the _____ day of _____, 2006 ("Homeowner Deferred Payment Loan Agreement") and (2) payment of any and all indebtedness evidenced by and accruing under the Promissory Note dated _____ ("Promissory Note"), in the principal sum of **Twenty-nine Thousand Three Hundred Ninety-four And 00/100 Dollars (\$29,394.00)** executed by TRUSTOR in favor of TRUSTEE, or order.

TO PROTECT THE SECURITY OF THE DEED OF TRUST, TRUSTOR AGREES:

Beneficiary acknowledges that the Property is or will be encumbered by one deed of trust (the "First Deed of Trust") created by Trustor to provide rehabilitation services to the Trustor of the Property which will be recorded in the Official Records of Clark County, Nevada prior to recordation of this Deed of Trust. Trustee acknowledges and agrees that this Deed of Trust and all rights of Trustee hereunder are and will be subject and subordinate to the lien of the First Deed of Trust and to all rights and remedies of the Beneficiary and Trustee under the First Deed of Trust. The Beneficiary under the First Deed of Trust and its successors and assigns, including, without limitation, any purchaser at a Trustee's sale under the First Deed of Trust and the heirs, personal representatives, successors and assigns of such purchaser, shall not be bound by or obligated to perform any of the obligations of the Purchaser under this Deed of Trust. This Deed of Trust will not be subordinate to any replacement of the First Deed of Trust occurring as a result of any prepayment, refinancing, sale or other transaction.

FURTHER, if the Beneficiary under the First Deed of Trust, as the Senior Lien Holder acquires title to the Property pursuant to a deed in lieu of foreclosure, the lien of the Deed of Trust shall automatically terminate upon the Senior Lien Holder's acquisition of title, provided that (i) the Trustee under this Deed of Trust has been given written notice of default under the First Deed of Trust and (ii) the Trustee under this Deed of Trust shall not have cured the default under the First Deed of Trust, or diligently pursued curing the default as determined by the Senior Lien Holder, within the 60-day period provided in such notice sent to the Trustee.

THE TRUSTOR AGREES TO COMPLY WITH THE FOLLOWING RESTRICTIONS:

1. The term of compliance shall be 5 years;
2. The Property shall be used as Trustor's principal Home;
3. No temporary subleases of the Home are allowed;
4. Federal HOME funds used for the loan under the Promissory Note must be recaptured upon the sale, transfer or change of ownership of the Property;
5. Should the Homebuyer lose possession of the property through foreclosure, the city of Las Vegas must be properly notified in a timely manner in order to be included in the division of net proceeds of the property (if any), and this amount will satisfy the repayment of the HOME investment.
6. The estimated value of the Property, after rehabilitation, does not exceed 95 percent of the median price for the area where the Property is located.

The following covenants Nos. 11, 2, 3, 4, 5, 6, 7, 8, and 9 of NRS 107.030 are hereby adopted and made a part of this Deed of Trust. Such provisions so incorporated shall have the same force and effect as though specifically set forth and incorporated in this Deed of Trust.

THE UNDERSIGNED TRUSTOR requests that a copy of any Notice of Default, any Notice of Sale, and or any Notice of Lien hereunder be mailed to the address hereinabove set forth:

Trustor: Rocky R. Castillo

STATE OF NEVADA)

ss:

COUNTY OF CLARK)

On this _____ day of _____, in the year 2006, before me, personally appeared Rocky R. Castillo, personally known to be (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the instrument, and acknowledged that he/she/they executed it.

SUBSCRIBED AND SWORN to before me
this _____ day of _____, 20__.

NOTARY PUBLIC in and for said
County and State

STATE OF NEVADA)

ss:

COUNTY OF CLARK)

On this _____ day of _____, in the year 2006, before me, personally appeared Rocky R. Castillo, personally known to be (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the instrument, and acknowledged that he/she/they executed it.

SUBSCRIBED AND SWORN to before me
this _____ day of _____, 20__.

NOTARY PUBLIC in and for said
County and State

WHEN RECORDED MAIL TO:
City of Las Vegas
Neighborhood Services Dept.
400 East Stewart, 2nd floor
Las Vegas, NV 89101

MAIL TAX STATEMENTS TO:
Rocky R. Castillo
508 Easy Street
Las Vegas, NV 89107

EXHIBIT "C"

DISCLOSURE OF PRINCIPALS

Owner represents and discloses that the Owner's home is owned by the Owner. Owner warrants that it shall disclose all principals, including partners of Owner, as well as all persons and entities of any principal acquiring an ownership in Owner's home. Throughout the term hereof, Owner shall notify in writing of any material change, including in the principals and partners of Owner and all persons and entities holding more than 1% interest in Owner or any principal of Owner. The changes shall be listed as follows:

	FULL NAME	BUSINESS ADDRESS	BUSINESS PHONE
1.	_____		
2.	_____		
3.	_____		

Continue list until full and complete disclosure is made.

I certify under penalty of perjury, that the following list is full and complete.

By: _____
Rocky R. Castillo, Owner

Subscribed and sworn to before me this
_____ day of _____, _____

Notary Public

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: STEPHEN HARSIN

☒ Consent ☐ Discussion

SUBJECT:

Approval of a Lease Agreement between the city of Las Vegas and Family Promise for use of the building located at 320 South 9th Street to operate their non-profit organization which provides homeless families case management services - Ward 3 (Reese)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division: Neighborhood Services/Neighborhood Development

PURPOSE/BACKGROUND:

Family Promise is transitioning out of their current location located at 502 W. Van Buren as it is not properly zoned for their business. The facility located at 320 S. 9th Street meets their needs and is appropriately zoned.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Lease Agreement

Motion made by GARY REESE to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

Under Item 13, COUNCILMAN REESE requested this matter be pulled for discussion, so that he could give credit to the Mayor for keeping his promise to find a new location for Family Promise. Additionally, MAYOR GOODMAN recognized the entire City Council for their part in this matter, and for caring for the public welfare. He noted that it was very difficult for COUNCILMAN WEEKLY to make the decision to deny Family Promise to operate at the previous location.

STEPHEN HARSIN, Director of Neighborhood Services, introduced TERRY LINDEMANN, Executive Director of Family Promise, who was accompanied by IMAM FATEEN

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

SEIFULLAH, Family Promise Board Member. MS. LINDEMANN expressed her sincere appreciation to the Council for all their assistance in finding a new home, from where they will be able to continue to provide assistance to people in the community who are in need. In appreciation, she presented a plaque to each Councilmember as each one came down to the podium to accept it.



LEASE AGREEMENT

THIS LEASE AGREEMENT (hereinafter "Lease") entered into this 15th day of November, 2006 by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter "Lessor"), and Family Promise of Las Vegas, a Nevada nonprofit corporation (hereinafter "Lessee").

WITNESSETH:

WHEREAS, Lessor is the owner of the property located at 320 South 9th Street in Las Vegas, Nevada; and

WHEREAS, Lessor desires to make space available at the location for office operations and support services that will enhance the well-being of the community and provide needed services for transitioning families, who are of low and moderate income; and

WHEREAS, Lessor desires to make available to Lessee, by means of this Lease, certain space within 320 S. 9th Street on the terms and conditions set forth herein; and

WHEREAS, Lessor and Lessee agree that the activities to be performed under the terms of this Agreement shall achieve one or more of the following national objectives of the CDBG Programs:

- a). To benefit persons from low- and moderate-income households,
- b). To aid in the prevention or elimination of slum or blight,
- c). To meet Community Development needs having a particular urgency; and

WHEREAS, the facility was also rehabilitated in part with funds from the U. S. Department of Housing and Urban Development ("HUD") Community Development Block Grant ("CDBG") as a capital improvement project; and

WHEREAS, this Lease is consistent with the purpose of the CDBG grant.

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

1. LEASE OF PREMISES

Subject to the provisions of this Lease, Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor, certain space at 320 S. 9th Street. This site (hereinafter the "Premises") consists of approximately 1,700 square feet and its location is shown on the Site Map, Exhibit A, to be occupied by Family Promise of Las Vegas.

2. TERM

Unless earlier terminated in accordance with the provisions of this Lease, the term of this Lease shall be five (5) years. The anticipated term shall begin on the fifteenth day of November 2006 (the "Commencement Date") and shall end on the fifteenth day of November 2011 (the "Expiration Date"). If the actual commencement date and expiration date differs from the dates

listed herein, the parties agree to memorialize in writing the Commencement Date and Expiration Date and attach to this Lease.

3. **CONDITION OF PREMISES**

The Premises, upon completion of rehabilitation construction, are leased to Lessee on an "as-is" basis, except that Lessor warrants that the building complies with applicable building-related codes. Lessor makes no other warranty concerning the Premises and shall have no obligation to construct any improvements other than those that exist at beginning of tenancy. However, Lessee shall be entitled to any warranties from third-party suppliers, manufacturers or contractors that may be in force and that run in favor of the Lessor.

4. **OPTION TO RENEW**

Lessor agrees that Lessee may renew this Lease for an additional period of five (5) years, exercised in one (1) year options, in accordance with the terms and conditions contained in this Lease, but subject to the following conditions:

- A. In order to exercise the options, Lessee must first provide Lessor at least 120 days prior written notice of its intent to renew; and,
- B. Lessor shall be under no obligation to honor the option if Lessee is in default of any covenant, obligation or condition of this Lease.

5. **MINIMUM RENT AND UTILITIES**

Lessee agrees to pay Lessor at such place as Lessor may designate, without prior demand therefore and without any deductions or setoff whatsoever, and as minimum monthly rent, the sum of One Dollar and No/Hundredths (\$1.00) in advance on the first day of each calendar year of this Lease. It is also understood that the annual minimum rent does not include electricity, gas, water, sewer and janitorial services. This annual minimum rent does include Common Area Maintenance ("CAM") costs which include, but are not limited to, landscaping, parking lot sweeping, building maintenance, common area lighting and water, refuse pick up, with the exception of items specific to Lessee's services and requiring special handling, and other common area expenditures.

Lessee agrees to pay Lessor, on start of tenancy, the first full year's rent. Rental payments made by Lessee to Lessor may be by check or draft and are subject to collection. If payment of any rent by check or draft is dishonored upon presentation for payment, Lessee shall pay a Twenty-five Dollars and No/hundredths (\$25.00) return check charge, which shall be payable to Lessor. Rental payments should be mailed to: Neighborhood Services Department/Family Promise of Las Vegas, City of Las Vegas, 400 Stewart Avenue, Las Vegas, NV 89101.

6. **RENT DEFINED**

The terms "rent" and "rental" as used in this Lease means the minimum rent as described in Section 5, any rental adjustment to reflect increases or decreases in the area of the Premises, any additional rents, any amounts to be reimbursed by Lessee and any and all other sums, no matter how designated, that are required to be paid by Lessee under this Lease.

7. **KEY DEPOSIT**

Lessee is required to deposit with Lessor a Key Deposit in the amount of Twenty-Five Dollars and No/Hundredths (\$25) in advance of Commencement Date for each key requested. Keys are the property of the City of Las Vegas and should not be duplicated. Key Deposit will be

returned to Lessee upon termination of tenancy for keys returned. Deposit will not be returned to Lessee for keys not returned upon surrendering premises.

8. USE OF PREMISES

Lessee agrees to use the Premises solely for the purpose of conducting its business, which is expressly limited to providing administrative and supportive services for Lessee's clients. Except as expressly consented to in writing by Lessor, Lessee shall not use or permit the Premises to be used for any purpose, and shall not operate under any name, other than those which are set forth in this Section 9. In addition, Lessee agrees not to use the Premises or permit its use for any purpose that is inconsistent with the purpose of CDBG grants.

9. REPORTING REQUIREMENTS

Lessee may demonstrate that it is meeting one or more of the national objectives by following the Program Income Guidelines, as set forth in Exhibit "G" attached hereto and by reference is made a part hereof, and by providing the Lessor's Neighborhood Services Department with a Yearly Program Status/Client Statistics Report, the form for which is attached as Exhibit "F" and by reference is made a part hereof.

10. LAWS, WASTE, NUISANCE

Lessee covenants that it:

- A. Will not use or suffer or permit any persons or persons to use the Premises or any part thereof for conducting thereon any activity not authorized in this Lease;
- B. Will comply with all laws, ordinances, regulations and requirements, now in force or which hereafter may be in force, of any lawful governmental body or authority having jurisdiction over the Premises;
- C. Will keep the Premises and every part thereof in a clean, neat and orderly condition, and will in all respects and at all times fully comply with all health and police regulations; and
- D. Will not suffer, permit or commit any nuisance or waste.

11. CHANGES TO AND OPERATION OF PREMISES

Lessor reserves the right at all times to exercise reasonable control over, and from time to time to make changes, alterations or additions to, the Premises. Lessor shall endeavor to do so with a minimum of disruption to Lessee's rights under this Lease. This Section does not diminish Lessee's right to seek any remedy available at law or in equity for injury or damage that Lessee may suffer because of Lessor's alteration of the interior of the Premises.

12. MAINTENANCE

Lessor agrees to keep the Premises, including exterior entrances, all glass and window moldings, sidewalks (whether included in the description of the Premises or adjoining the same), partitions, doors, fixtures, equipment and appurtenances thereof, including lighting, heating, plumbing pipes and fixtures, sewage facilities, electrical wiring, conduits and motors and any air conditioning (HVAC) system, all in good working order, and shall perform periodic interior painting. Maintenance will be conducted on an as required basis and Lessor will absorb cost of maintenance.

Lessor shall also maintain the structural components of the Premises. The structural components of the Premises shall consist of the following: the foundations, bearing and exterior walls, the roof; the electrical, plumbing and sewage systems lying outside the Premises; gutters and downspouts and other structural improvements made by Lessor to the building in which the Premises are located. If Lessor is required to make structural repairs by reason of Lessee's negligent act or omission, Lessee shall pay Lessor's cost for making such repairs within fifteen (15) days after presentation of invoice. Failure of Lessee to do so may constitute a default hereunder. Lessor's obligation of repair as provided for herein is expressly conditioned upon Lessor's receipt of written notice, given in the manner set forth in Section 42, of the need for such repair. Lessor shall have no liability to Lessee based upon Lessor's failure to repair in the absence of the notice hereby required to be given.

13. ALTERATIONS

Lessee shall not make or cause to be made to the Premises any alterations, additions or improvements, or install or cause to be installed any trade fixtures, exterior signs, floor coverings, interior or exterior lighting, plumbing fixtures, or shades or awnings, or make any other changes, without first obtaining Lessor's written approval. Lessee shall present to the Lessor plans and specifications for such work at the time approval is sought. In the event Lessor consents to the making of any alterations, additions or improvements to the Premises by Lessee, the same shall be made by Lessee at Lessee's sole cost and expense. All such work with respect to any alterations, additions and changes shall be done in a good and workmanlike manner and diligently prosecuted to completion such that, except as absolutely necessary during the course of such work, the Premises shall at all times be a complete operating unit. Any such alterations, additions or changes shall be performed and done strictly by licensed /bonded professionals and in accordance with all laws, regulations and ordinances relating thereto. In performing the work of any such alterations, additions or changes, Lessee shall have the same performed in such a manner as not to obstruct access to any portion of the Premises. Any alterations, additions or improvements to the Premises including wall covering, paneling and built-in cabinet work, but excepting movable furniture and trade fixtures, shall at once become a part of the realty and shall be surrendered with the Premises and to become the property of Lessor unless Lessor otherwise elects at the end of the term hereof.

14. USE OF PARKING AND OTHER AREAS

In connection with its use of the Premises pursuant to this Lease, Lessee is entitled to reasonable use of the parking lot for the Downtown Senior Service Center under a revocable license. All facilities in or about the Downtown Senior Service Center shall be subject to the exclusive control and management of Lessor. Lessor shall have the right to construct, maintain and operate lighting and other facilities on all said areas and improvements; to police the same; to change the area, level, location and arrangements of the parking area and other common facilities; to restrict parking by lessees, their officers, agents, employees, and invitees; to close all or any portion of said areas or facilities to such extent as may be legally sufficient to prevent a dedication thereof or the accrual of any right to any person or the public therein; and to close temporarily all or any portion of the parking areas or facilities to discourage non-customer parking. Lessor shall operate and maintain the parking area in such manner as Lessor in its discretion shall determine. Lessor shall have full right and authority to employ and discharge all its personnel with respect thereto, and shall have the right, through reasonable rules, regulations

and/or restrictive covenants promulgated by it from time to time, to control use and operation of the parking area in order that the same may occur in a proper and orderly fashion. No such rules, regulations or restrictive covenants may be enforced against Lessee unless notice thereof is first provided to Lessee.

15. TAXES

Subject to applicable exemptions from tax, Lessee shall be solely responsible for and shall pay before delinquency any and all taxes of any nature that may be levied, assessed or imposed upon the possession or use of the Premises or buildings, structures, improvements, personal property and other taxable interests located in or upon the Premises.

16. RESPONSIBILITY AND LIABILITY

Lessee will be financially responsible to Lessor for liability or claims for damages or injury resulting from negligent or intentional acts or omissions by Lessee and its employees in connection with an occurrence upon the Premises during the term of this Lease, and Lessee will resist and defend at its own expense any actions or proceeding brought against Lessor by reason of such claims.

17. INSURANCE

Lessee agrees to procure and maintain, at its sole cost and expense and during the term of this Lease and any renewal period thereof, the following:

- A. Fire insurance and extended coverage insurance to cover the replacement cost of Lessee's improvements, trade fixtures, furnishings, equipment and all other personal property;
- B. Workmen's compensation coverage as required by law, whether by self-insurance or otherwise.
- C. General liability and property damage coverage with respect to the Premises with combined single limits of not less than \$1,000,000 per person and per occurrence for bodily injury and a limit of not less than \$1,000,000 per accident or occurrence for property damage. The liability coverage may be provided through self-insurance.

Lessee agrees that Lessor shall be an additional named insured with respect to the property damage coverage described in subsection C of this Section 17. Lessee further agrees to deliver to Lessor evidence of the coverages required herein no later than 30 days after the Commencement Date. The policy or policies that provide property damage coverage shall contain a provision that the insurer will not cancel or reduce the required coverage without first providing Lessor at least 30 days' written notice.

18. ACCESS TO PREMISES

Lessor shall have the right to place, maintain and repair all utility equipment of any kind in, upon and under the Premises as may be necessary for the servicing of the Premises. Lessor shall also have the right to enter the Premises upon reasonable notice to inspect or to exhibit the same to prospective purchasers and lessees, and to make such repairs, additions, alterations or improvements, as Lessor may deem desirable. During the four (4) months prior to the Expiration Date or of any renewal term, Lessor may place upon the Premises signs indicating the availability of the Premises for lease or sale, which Lessee shall permit to remain thereon.

Lessor may enter the Premises at any time, without notice, in the event of an actual or believed emergency. Lessor shall at all times have and retain a key with which to unlock all of the doors of the Premises, excluding Lessee's vaults and safes, and Lessor shall have the right to use any and all means which Lessor may deem proper to open said doors in an emergency in order to obtain entry to the Premises. Any entry to the Premises by any of said means, or otherwise, shall not under any circumstances be construed or deemed to be a forcible or unlawful entry into, or a detainer of the Premises, or an eviction of Lessee from the Leased Premises or any portion thereof.

19. SURRENDER OF PREMISES

Upon expiration or other authorized termination of this Lease, Lessee shall surrender the Premises in the same condition as they were in at the commencement of this Lease, except for additions, alterations or changes specifically authorized by Lessor and reasonable wear and tear, and shall deliver all keys to Lessor. Keys are the property of the Lessor and should not be duplicated. Lessee will be charged \$25.00 for each key not returned upon surrendering premises. Before surrendering the Premises, Lessee shall remove all personal property and trade fixtures and such alterations or additions to the Premises made by Lessee as may be specified for removal by Lessor, and shall repair any damage caused by such property or the removal thereof.

20. HOLDING OVER

Any holding over after the expiration of the term hereof or of any renewal term shall be construed to be a tenancy from month to month at a negotiated rate and shall otherwise be on terms herein specified so far as possible.

21. SALE OF PREMISES

Lessor reserves the right at any time to sell, convey or otherwise transfer its interest in the Premises or any portion thereof. In the event of a sale, conveyance or transfer of its interest (other than a transfer for purposes of creating a security interest), Lessor must include, as part of the documents an assignment transferring its interest, including a provision obligating its successor to honor Lessor's obligations under this Lease.

22. EMINENT DOMAIN

In case the whole of the Premises, or such part thereof as shall substantially interfere with Lessee's use and occupancy thereof, shall be taken by any lawful power or authority by exercise of the right of eminent domain, or sold to prevent such taking, either Party may terminate this Lease effective as of the date possession is required to be surrendered to said authority. Lessee shall not because of such taking assert any claim against Lessor or the taking authority for any compensation because of such taking, and Lessor shall be entitled to receive the entire amount of any award without deduction for any estate or interest of Lessee. In the event the amount of property or the type of estate taken shall not substantially interfere with the conduct of Lessee's business, Lessor shall be entitled to the entire amount of the award without deduction for any estate or interest of Lessee. In such event, Lessor shall promptly proceed to restore the Premises substantially to their condition prior to such partial taking, and a proportionate allowance shall be made to Lessee for the rent corresponding to the time during which, and to the part of the Premises of which, Lessee is so deprived on account of such taking and restoration. Nothing contained in this Section 23 shall be deemed to give Lessor any interest in, or prevent Lessee from seeking any award against the taking authority for, the taking of personal property and fixtures belonging to Lessee or for relocation expenses recoverable against the taking authority.

23. DAMAGE OR DESTRUCTION

- A. Lessee shall give prompt notice to Lessor in case of fire or accidents in or near the Premises or in the common areas.
- B. If the Premises are partially damaged by fire or other casualty, Lessor shall repair such damage at its cost, subject to Lessor's option contained in subsection C of this Section, and rent shall be abated according to the part of the Premises which remains unusable by Lessee until such repairs are completed.
- C. If the Premises or common areas are substantially or totally destroyed, or if the Premises are damaged so extensively that they cannot, in Lessor's opinion, be repaired within sixty (60) days after commencement of such repairs, or if Lessor shall decide to rebuild the Premises or common areas so that they will be substantially different structurally or architecturally, then either party, at its option and within thirty (30) days after such damage or destruction, may give the other party written notice thereof and this Lease shall thereupon be canceled effective as of the date of the occurrence of such damage or destruction. If the Lease is not canceled and Lessor elects to repair and rebuild, this Lease shall remain in effect and rent shall be abated in proportion to the part of the Premises which are unusable by Lessee.
- D. If any damage referred to in this Section 24 is due in whole or in part to the act, neglect, fault or omission of Lessee, there shall be no abatement of rent.

24. LIENS AND ENCUMBRANCES

Lessee shall pay when due all claims for labor and material furnished to the Premises. Lessor may elect to record and post notices of non-responsibility on the Premises. Lessee will not permit to be created or to remain undischarged any lien, encumbrance, or any other charge arising out of any work done or materialmen or supplies furnished by any contractor, subcontractor, mechanic, laborer, or materialmen or any mortgage, conditional sale, security agreement for chattel mortgage or otherwise by or for Lessee.

Lessee agrees to keep the Premises and its interest therein free from liens and encumbrances. If any lien or other encumbrance is filed against the Premises or any part thereof by reason of Lessee's acts or omissions or because of a claim against Lessee, Lessee shall cause the same to be canceled and discharged of record by bond or otherwise within ten (10) days after notice by Lessor. The failure of Lessee to obtain a cancellation or discharge of record by bond or otherwise as provided herein within the time limit hereby established shall constitute a default of the terms of this Lease.

25. ASSIGNMENT AND SUBLETTING

Lessee shall not transfer, assign, delegate, mortgage or hypothecate this Lease, in whole or in part, or permit the use of the Premises by any person or persons other than Lessee, or sublet the Premises, or any part thereof, without the prior written consent of Lessor in each instance. In accordance with 13 C.F.R. Part 314, Lessee also agrees not to transfer, assign, delegate, mortgage or hypothecate this Lease, in whole or in part, or sublet the Premises, in whole or in part, for any purpose, or with any effect, that is inconsistent with the purpose of the CDBG grant.

Any assignment or subletting without Lessor's consent shall be voidable by Lessor and shall constitute a default hereunder which, at the option of Lessor, shall result in the termination

of this Lease or the exercise of Lessor's other remedies hereunder, or both. Consent to any assignment or subletting shall not operate as a waiver of the necessity for consent to any subsequent assignment or subletting. The terms of any such consent shall be binding upon any persons holding by, under or through Lessee.

26. DEFAULT BY LESSOR

In the event Lessor fails to fulfill any obligation under this Lease, Lessee shall, before exercising any right or remedy available to it, give Lessor written notice of the claimed breach, default or noncompliance, which Lessor shall have the right to cure for the thirty (30) days following the giving of the notice. Subject to the provisions of Section 13, if Lessor fails or refuses to make repairs or provide services, which are required hereunder within thirty (30) days after receiving written notice from Lessee of the need therefore, Lessee may exercise any right or remedy available to it under Nevada law.

27. DEFAULT BY LESSEE

A. Upon the occurrence of any of the following events, Lessor shall have the remedies set forth in subsection B.

- 1) Lessee's failure to pay any rental or any other sum due hereunder within thirty (30) days after the same shall be due.
- 2) Lessee's failure to perform any other term, condition, or covenant to be performed by it pursuant to this Lease within thirty (30) days after written notice of such default shall have been given to Lessee by Lessor.
- 3) The falsification by Lessee, its officers, employees or its agents of any document required to be furnished to Lessor hereunder.

B. Upon the occurrence of any of the events set forth in subsection A, Lessor shall have the option to take any or all of the following actions, without further notice or demand of any kind to Lessee or any other person:

- 1) Terminate this Lease by written notice to Lessee. In the event of such termination, Lessee agrees to immediately surrender possession of the Premises.
- 2) Seek damages and any other remedy available under Nevada law.

28. GOVERNING LAW

This Lease shall be governed by and interpreted according to the laws of the State of Nevada.

29. NO PARTNERSHIP

Lessor does not by this Lease, in any way or for any purpose, become a partner or joint venturer of Lessee in the conduct of its business or otherwise.

30. FORCE MAJEURE

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

31. NO WAIVER

Failure of Lessor to insist upon the strict performance of any provision or to exercise any option hereunder shall not be deemed a waiver of its right to do so in the future. No provision of this Lease shall be deemed to have been waived by Lessor unless such waiver is in writing.

32. PARTIAL INVALIDITY

If any provision of this Lease or the application thereof to any person or circumstances shall to any extent be invalid, the remainder of this Lease or the application of such provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby and each provision of this Lease shall be valid and enforceable to the fullest extent permitted by Law.

33. BROKER'S COMMISSIONS

Lessee represents and warrants that there are no claims against it for brokerage commissions or finder's fees in connection with this Lease. If any such instances do occur, brokerage commissions or finder's fees will be paid entirely by the Lessee.

34. PROVISIONS BINDING

Except as otherwise provided, all provisions herein shall be binding upon and shall inure to the benefit of the parties, their legal representatives, successors and assigns. In the event of any sale or assignment (except for purpose of security or collateral) by Lessor of the Premises, Lessor shall, from and after the effective date thereof (irrespective of when such sale or assignment occurs), be entirely relieved of all of its obligations which shall, as of the time of such sale or assignment or on the effective date, whichever is later, automatically pass to Lessor's successor in interest. The preceding sentence applies only if Lessor's successor-in-interest is required by the transfer documents to honor Lessor's obligations under this Lease.

35. DRUG-FREE WORKPLACE

As a Lessee of a CDBG-funded facility, and in connection with public services offered, the Lessee agrees that it shall comply with the provisions of the Drug-Free Workplace Act of 1988, 45 CFR Part 76, Subpart F, which requires that Lessee shall maintain a facility free from the illegal use, possession, or distribution of drugs or alcohol by its beneficiaries (attached as Exhibit C).

36. NON-DISCRIMINATION

Lessor and Lessee each assures that the Premises are not segregated with respect to race, color, religion or national origin, and each agrees that it will not segregate or discriminate on such grounds with respect to public utilization of or access to the Premises. Lessee agrees to comply with policies concerning nondiscrimination and civil rights by furnishing to Lessor, a properly executed "Certificate of Non-Discrimination" form, attached hereto as Exhibit D, and such other civil rights materials required in order to analyze Lessee's civil rights posture and practices. Lessor agrees to provide Lessee with any forms that Lessee may be required to furnish hereunder.

37. FEDERAL LANGUAGE

Lessor and Lessee each understands and agrees to comply with all federal provisions (Exhibit "E") attached to this Agreement. Lessee agrees that said federal language will be

included in agreements entered into with other agencies performing services in this federally funded project.

38. ENTIRE AGREEMENT

This Lease, including any exhibits and addenda attached hereto, set forth the entire agreement between the parties. All such exhibits and addenda mentioned in this Lease are incorporated herein by reference. Any prior conversations or writings concerning the lease of the Premises are merged herein and extinguished. No amendment to this Lease shall be binding upon Lessor or Lessee unless reduced to writing and executed by the Parties and, in the case of the Lessee, executed with the same formality as attended Lessee's execution of this Lease.

39. SUBMISSION OF THIS LEASE

Submission of this Lease for examination by Lessee does not constitute an option for the Premises and becomes effective as a lease only upon execution and delivery thereof by Lessor to Lessee. If any provision contained in an amendment or addendum is inconsistent with a provision in the body of this Lease, the provision contained in said amendment or addendum shall control. The captions and section numbers appearing herein are inserted only as a matter of convenience and are not intended to define, limit, construe or describe the scope or intent of any section or paragraph.

40. AUTHORITY OF SIGNATORIES

Each signatory to this Lease represents that he or she is duly authorized to execute and deliver the same on behalf of the entity for which he or she is signing and that this Lease is binding upon said entity in accordance with its terms.

...

...

41. NOTICES

Any notice, demand, request, or other instrument which may be or is required to be given under this Lease shall be delivered in person or sent by United States certified or registered mail, postage prepaid, and shall be sent to the following address:

If to the Lessor: City of Las Vegas
 Stephen K. Harsin, AICP, Director
 Neighborhood Services Department
 400 Stewart Avenue
 Las Vegas, Nevada 89101

If to the Lessee: Terry Lindemann, Executive Director
 Family Promise of Las Vegas
 320 S. 9th Street
 Las Vegas, NV 89101

Either party may designate a different address by giving written notice to the other Party.

42. APPROVAL OR CONSENT BY LESSOR

Whenever this Lease requires the approval or consent of Lessor, such approval or consent shall not be unreasonably withheld.

43. DISCLOSURE OF PRINCIPALS

Lessee represents and warrants that all directors of the board of Family Promise of Las Vegas as well as persons and entities holding more than one percent (1%) interest in Family Promise of Las Vegas are disclosed in Exhibit B, Certification Regarding Disclosure of Principals, as signed and attached hereto.

44. CANCELLATION OF LEASE

It is understood, acknowledged and agreed by Lessor and Lessee that funding for Lessee's services and programs may be increased or decreased by the funding sources in accordance with budget increases or cuts. If the funding is diminished significantly that local services or programs must be cancelled or reduced, Lessee may request Lessor to waive this Lease Agreement. If the Lessee provides a minimum 30 days written notice, such approval or consent by Lessor will not be unreasonably withheld.

...

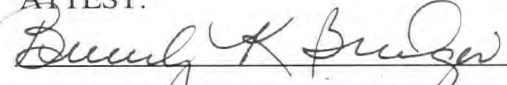
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IN WITNESS WHEREOF, the Parties hereto have executed this Lease on the date first set forth above.

CITY OF LAS VEGAS

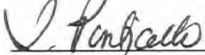
By 
OSCAR B. GOODMAN, Mayor
"LESSOR"

ATTEST:


~~BARBARA JO RONEMUS, City Clerk~~

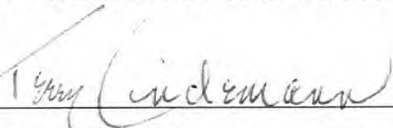
By: Beverly K. Bridges
Chief Deputy City Clerk

APPROVED AS TO FORM:

 11/1/06

DEPUTY CITY ATTORNEY

FAMILY PROMISE OF LAS VEGAS

By  11/02/06
TERRY LINDEMANN, Executive Director

“LESSEE”
EXHIBIT “A”
Site Map

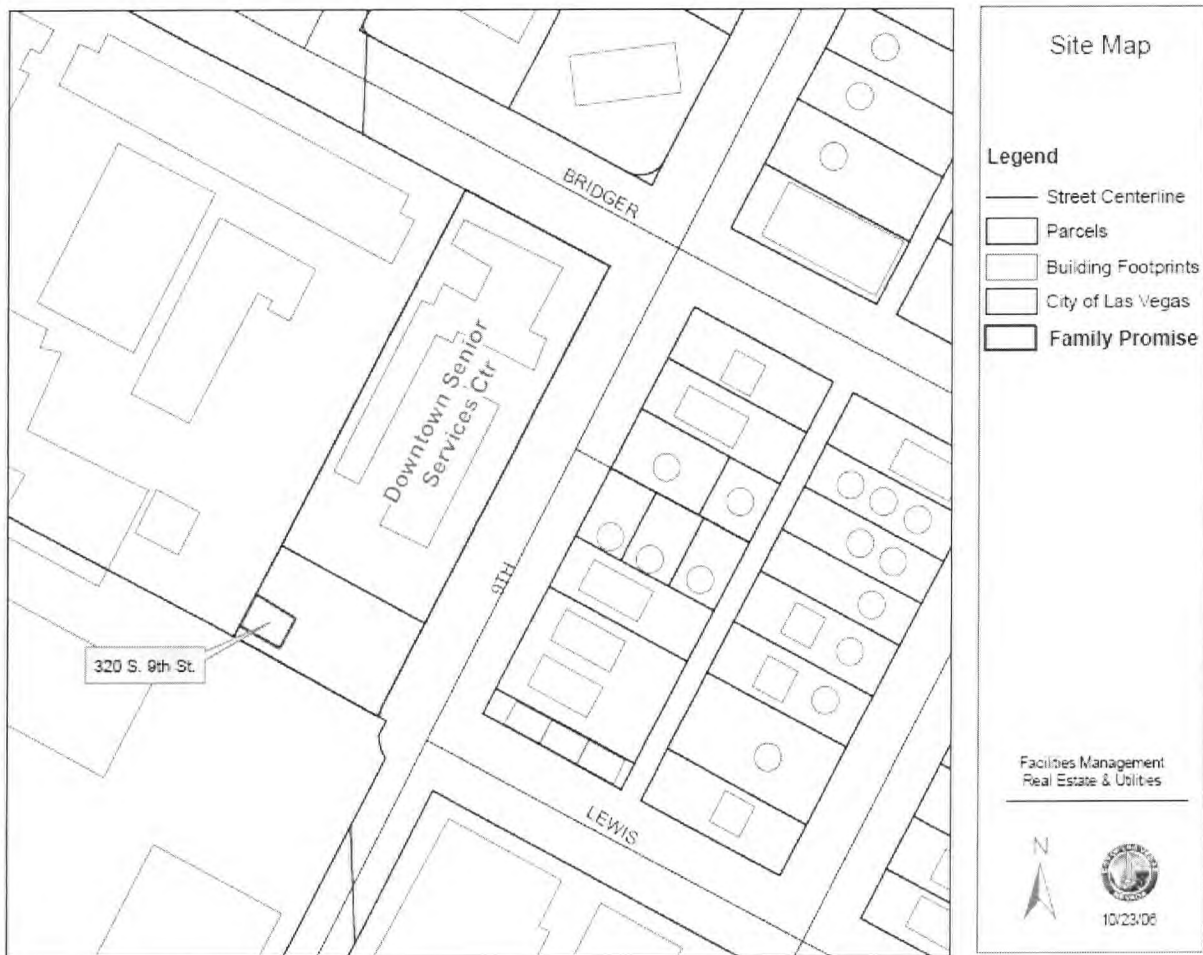


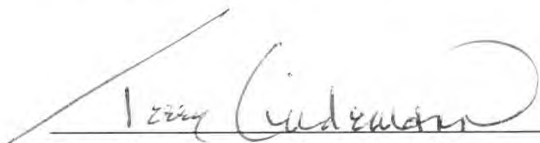
EXHIBIT "B"
Certification Regarding Disclosure of Principals

The Directors of the Board for Family Promise of Las Vegas and all persons or entities holding more than one percent (1%) interest in Family Promise of Las Vegas or any principal of Family Promise of Las Vegas are the following:

	FULL NAME	BUSINESS ADDRESS	PHONE
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____
6.	_____	_____	_____
7.	_____	_____	_____
8.	_____	_____	_____
9.	_____	_____	_____
10.	_____	_____	_____

I certify that the information set forth above is true and correct.

Family Promise of Las Vegas



Terry Lindemann, Executive Director

11/02/06

Date

EXHIBIT "C"
Certification Regarding Drug-Free Requirements
City of Las Vegas
Certification

Lessee certifies that it will provide a drug-free workplace by:

1. Notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the Premises and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing a drug-free awareness program to inform employees about:
 - a. the dangers of drug abuse in the workplace;
 - b. the Lessee's policy of maintaining a drug-free workplace;
 - c. any available drug counseling, rehabilitation, and employee assistance programs; and
 - d. the penalties that may be imposed upon employees for drug violations occurring in the workplace.
3. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will:
 - a. abide by the terms of the statement; and
 - b. notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;
4. Notifying the City within ten days after receiving notice under subparagraph 3b from an employee or otherwise receiving actual notice of such conviction;
5. Taking one of the following actions, within 30 days of receiving notice under subparagraph 3b with respect to any employee who is so convicted:
 - a. taking appropriate personnel action against such an employee, up to and including termination; or
 - b. requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency;
6. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5, and 6.

Family Promise of Las Vegas

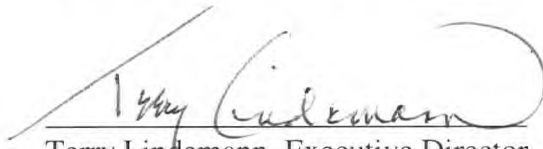
 11/02/06
Terry Lindemann, Executive Director

EXHIBIT "D"
Certificate of Non-Discrimination

Family Promise of Las Vegas assures that the Premises are not segregated with respect to race, color, religion, or national origin, and that Family Promise of Las Vegas will not segregate or discriminate on such grounds with respect to public utilization of or access to the Premises. Family Promise of Las Vegas further agrees to comply with policies concerning nondiscrimination and civil rights by furnishing to the City, a properly executed "Certificate of Non-Discrimination" form and such other civil rights materials as that may be may required in order to analyze the Family Promise of Las Vegas's civil rights posture and practices.

I certify that the information set forth above is true and correct.

Family Promise of Las Vegas


Terry Lindemann, Executive Director

11/02/06
Date

EXHIBIT "E"

FEDERAL GENERAL CONDITIONS

Lessee agrees to comply with the following federal general conditions as a Subrecipient of federal funds. Lessee shall be referred to as the "Subrecipient" throughout this Exhibit "E."

A. RELIGIOUS ACTIVITIES
24 CFR 570.200(j)

As a general rule, in accordance with First Amendment Church/State Principles, CDBG assistance may not be used for religious activities or provided to primarily religious entities for any activities, including secular activities, except as cited at 24 CFR 570.200(J)(1)(2)(3).

B. POLITICAL ACTIVITIES
24 CFR 570.207

SUBRECIPIENT will comply with this section, which prohibits the use of CDBG funds to finance the use of facilities or equipment for political purposes or to engage in other partisan political activities, such as candidate forums, voter transportation, or voter registration.

HATCH ACT
CHAPTER 15, TITLE 5, U.S. CODE

SUBRECIPIENT further agrees that none of the personnel employed in the administration of the within defined Project shall be in any way or to any extent, engaged in the conduct of political activities in contravention of Chapter 15, Title 5, U.S. Code.

C. PROGRAM INCOME
24 CFR 570.500

SUBRECIPIENT agrees that program income, as defined in 24 CFR 570.500, includes, but is not limited to, the following:

1. Proceeds from the disposition by sale or long-term lease of real property purchased or improved with CDBG funds;
2. Proceeds from the disposition of equipment purchased with CDBG funds;
3. Gross income from the use or rental of real or personal property acquired by SUBRECIPIENT with CDBG funds, less costs incidental to generation of the income;
4. Gross income from the use or rental of real property, owned by SUBRECIPIENT, that was constructed or improved with CDBG funds, less costs incidental to generation of the income;
5. Payments of principal and interest on loans made using CDBG funds, except as provided in 24 CFR 570.500(a)(3); and

6. Interest earned on program income pending its disposition.

DISPOSITION OF PROGRAM INCOME

Program income shall be recorded separately and returned to the CITY for disposition. Upon approval by the CITY, SUBRECIPIENT may retain income from the Project provided that written notification is given to the Neighborhood Services Director and that the income is to be used for the exclusive benefit of the Program. Such income will be subject to guidelines for use of such income in accordance with HUD regulations.

D. OTHER PROGRAM REQUIREMENTS 24 CFR

SUBRECIPIENT shall carry out its activities in compliance with all Federal laws and regulations as described in 24 CFR 570.600--570.612, except that SUBRECIPIENT will not assume the CITY'S environmental responsibilities described at 24 CFR 570.604, nor the CITY'S responsibility for initiating the review process under the provisions of 24 CFR Part 58.

1. GENERAL--24 CFR 570.600

SUBRECIPIENT agrees to comply with such laws and Program requirements as are applicable to grants made under section 106 of Title I of the Housing and Community Development Act of 1974.

2. TITLE VI OF THE CIVIL RIGHTS ACT OF 1964--24 CFR 570.601
FAIR HOUSING ACT--24 CFR 570.601
EXECUTIVE ORDER 11063--24 CFR 570.601

This Agreement is subject to the requirements of Title VI of the Civil Rights Act of 1964, P.L. 88-352; the Fair Housing Act; and Executive Order 11063, as amended by Executive Order 12259; and HUD regulations at 24 CFR Part 1, providing for non-discrimination on the grounds of race, color, creed, sex, familial status, disability, or national origin under any activity receiving Federal funds and also obligating SUBRECIPIENT to use Federally-funded property for the purpose for which the Federal funds were awarded.

3. SECTION 109 OF THE ACT--24 CFR 570.602
AGE DISCRIMINATION ACT of 1975--24 CFR 570.602(c)
SECTIONS 504 OF THE REHABILITATION ACT OF 1973
24 CFR 570.602(c)

This Agreement is subject to Section 109 of the Housing and Community Development Act of 1974, The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973, which requires that no person in the United States shall, on the grounds of age, race, color, national origin, disability, or sex, be excluded from participation in, be denied the benefits of, or be subject to discrimination under any program or activity funded in whole or in part with Community Development Block Grant funds.

4. LABOR STANDARDS AND DAVIS BACON ACT 24 CFR 570.603

Section 110(a) of the Act contains labor standards that apply to non-volunteer labor financed in whole or in part with assistance provided under the Act. The Contract Work Hours and Safety Standards Act and Copeland Act also apply. Contractors or subcontractors on construction work shall be paid wages at rates not less than those prevailing on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended.

5. ENVIRONMENTAL STANDARDS 24 CFR 570.604

This Agreement is subject to the National Environmental Policy Act of 1969, as detailed in implementing regulations 24 CFR Part 58.

6. NATIONAL FLOOD INSURANCE PROGRAM 24 CFR 570.605

This Agreement is subject to the Flood Disaster Protection Act of 1973, and the regulations in 44 CFR Parts 59 through 79.

7. DISPLACEMENT, RELOCATION, ACQUISITION, AND ONE-FOR-ONE REPLACEMENT OF HOUSING 24 CFR 570.606

SUBRECIPIENT shall assure it has taken all reasonable steps to minimize the displacement of persons (families, individuals, businesses, non-profit organizations, and farms) as a result of activities pursuant to Part 570.606. Relocation of displaced persons shall be provided in conformance with the Uniform Relocation Assistance and Real Property Acquisition Act of 1970. In addition, SUBRECIPIENT understands and agrees that there must be a one-for-one replacement of any occupied or vacant, occupiable low or moderate income dwelling which is demolished or converted to another use in connection with a CDBG-funded activity.

8. EMPLOYMENT AND CONTRACTING OPPORTUNITIES
24 CFR 570.607

SUBRECIPIENT shall comply with Executive Order 11246, as amended by Executive Order 12086, which provides for Equal Employment Opportunity, and Section 3 of the Housing and Urban Development Act of 1968, with implementing regulations at 24 CFR Part 135. Section 3 requires that employment and other economic development opportunities arising in connection with housing rehabilitation, housing construction, or other public construction projects shall, to the greatest extent feasible, and consistent with existing Federal, State, and local laws and regulations, be given to low- and very low-income persons.

9. LEAD-BASED PAINT, 24 CFR 570.608

This Agreement is subject to the regulations at 24 CFR Part 35, prohibiting the use of lead-based paint in residential structures constructed or rehabilitated with assistance provided pursuant to Part 570.608; notification of hazards of lead-based paint poisoning; and elimination of lead-based paint hazards.

10. USE OF DEBARRED, SUSPENDED, OR INELIGIBLE CONTRACTORS OR SUBRECIPIENTS 24 CFR 570.609

This Agreement is subject to the requirements set forth in 24 CFR Part 5, in which is incorporated 24 CFR Part 24, which provides for the listing of debarred and suspended participants, participants declared ineligible, and participants who have voluntarily excluded themselves from participation in covered transactions pursuant to Part 24.

11. UNIFORM ADMINISTRATIVE REQUIREMENTS AND COST PRINCIPLES 24 CFR 570.610

SUBRECIPIENT shall comply with the policies, guidelines, and requirements of 24 CFR Part 85 and OMB Circulars A-87, A-110, A-122, A-133, and A-128, as applicable, as they relate to the acceptance and use of Federal funds pursuant to Part 570.610. The applicable sections of 24 CFR Parts 84 and 85 are set forth at Part 570.502.

12. CONFLICT OF INTEREST 24 CFR 570.611

This Agreement is subject to the general rule that no person who is an employee, agent, SUBRECIPIENT, officer, or elected official or appointed official of the CITY as Recipient, or of any designated public agencies, or of SUBRECIPIENT who exercise or have exercised any functions or responsibilities with respect to CDBG activities assisted pursuant to Part 570.611, or who are in a position to participate in a decision-making process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity, or have a financial interest in any contract, subcontract, or Agreement with respect to a CDBG-assisted activity, or with respect to the proceeds of the CDBG-assisted activity, either for themselves or those with whom they have business or immediate family ties, during their tenure or for one year thereafter.

13. **LIMITED ENGLISH PROFICIENCY (LEP)**

Executive Order 13166 enacted August 11, 2000, mandates the federal government reduce language barriers to limited English proficiency (LEP) persons with regard to accessing federal benefits.

Recipients of HUD assistance including state and local governments, public housing authority assisted housing providers, profit and non-profit organizations and other entities receiving funds directly or indirectly from HUD are subject to Executive Order 13166 and Title VI provisions as a condition of receiving federal funds. Failure to ensure limited English persons (LEP) access to HUD benefits may violate Title VI civil rights protections based upon national origin.

E. DRUG-FREE WORKPLACE

As a SUBRECIPIENT of CDBG funds, and in connection with public services offered, the SUBRECIPIENT agrees that it shall comply with the provisions of the Drug-Free Workplace Act of 1988, 45 CFR Part 76, Subpart F, which requires that SUBRECIPIENT shall maintain a facility free from the illegal use, possession, or distribution of drugs or alcohol by its beneficiaries.

F. EXPIRATION OR REVOCATION OF AGREEMENT

Upon the expiration or revocation of this Agreement, SUBRECIPIENT shall transfer to CITY any CDBG funds on hand at the time of expiration or revocation and any accounts receivable attributable to the use of CDBG funds.

G. ANTI-LOBBYING

Section 319 of Public Law 101-121, of the Department of the Interior Appropriations Act, prohibits SUBRECIPIENT from using appropriated Federal funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a specific contract, grant, or loan, and requires that no Federal appropriated funds have been paid or will be paid, by or on behalf of SUBRECIPIENT to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

H. AMERICANS WITH DISABILITIES ACT

SUBRECIPIENT agrees to comply fully with any and all provisions of the Americans with Disabilities Act (hereinafter referred to as "ADA") as applicable to the SUBRECIPIENT

and the activities to be performed by SUBRECIPIENT under the scope of this Agreement. If employing more than fifteen (15) employees, SUBRECIPIENT agrees to comply fully with Title I of the "ADA" as set forth at 28 CFR Part 130. If providing "public accommodations" as defined by the Act in Section 301(7)(A)-(L), SUBRECIPIENT agrees to comply fully with Title III of the "ADA" as set forth at 28 CFR Part 36. If providing public transportation, SUBRECIPIENT agrees to comply fully with the federal regulations as set forth at 49 CFR Parts 37 and 38.

I. COMPLIANCE WITH NATIONAL OBJECTIVES

SUBRECIPIENT and CITY agree that so long as the SUBRECIPIENT shall well and truly perform its obligations to the City of Las Vegas under this Agreement, the City shall retain an interest in the "Property" through a Trust Deed until the fifth anniversary of tenth anniversary of this Agreement per 570.503(b)(8)(i). The funds will still be recapturable upon sale, refinance or transfer of title.

EXHIBIT "F" **YEARLY PROGRAM STATUS/CLIENT STATISTICS REPORT**

Neighborhood Services Department
 Neighborhood Development Division
 400 Stewart, 2nd Floor
 Las Vegas, NV 89101

RE: Project: _____
 Represents year _____

HUD has created new race categories. In addition, HUD requires that the Hispanic ethnicity be counted either for every race sub category as applicable or as simply Hispanic.

*Hispanic must be counted for each category as appropriate and totaled in column C. Example: White column may have 25 clients, 4 of which are also Hispanic. The White column would have 25 and the Hispanic column would have 4, the total clients would still be 25, do not add the two columns together. There may be other categories that also have Hispanic clients. Therefore, column (C) would have the total Hispanic count for all mixed categories and a final total for mixed clients at the bottom of the column. In addition, the number served for all categories should total, i.e., female and male clients should equal the total number; the numbers in the income columns should also equal the total number. Note: Female Head of Household would not fall under this requirement.

A	B	C
Race Category	Year To Date Client Total	Year to Date Hispanic Total
White		
Black/African American		
Asian		
American Indian/Alaskan		
Native Hawaiian/Other Pac. Islander		
American Indian Alaskan Native & White		
Asian & White		
Black & White		
American Indian/Alaskan Native & Black		
Other Multi Racial		
Asian/Pacific Islander		
Other Multi-Racial		
TOTAL All Categories		
Female		
Male		
Female Head of Household		
0-30% Extremely-Low	Total	
	Monthly Total	
	Year to Date Total	

EXHIBIT "G"
HOME/LIHTF PROGRAM INCOME GUIDELINES:
U.S. Department of Housing and Urban Development (HUD) HOME/LIHTF
Program Limits (Effective March 1, 2006)
Median Family Income \$58,200

<u>FAMILY SIZE</u>	<u>INCOME NOT TO EXCEED</u>
1	30% 12,400 50% 20,650 (Very Low-Income) 60% 24,780 80% 33,100 (Low-Income)
2	30% 14,200 50% 23,600 (Very Low-Income) 60% 28,320 80% 37,800 (Low-Income)
3	30% 16,000 50% 26,550 (Very Low-Income) 60% 31,860 80% 42,550 (Low-Income)
4	30% 17,750 50% 29,550 (Very Low-Income) 60% 35,460 80% 47,300 (Low-Income)
5	30% 19,150 50% 31,900 (Very Low-Income) 60% 38,280 80% 51,100 (Low-Income)
6	30% 20,600 50% 34,250 (Very Low-Income) 60% 41,110 80% 54,850 (Low-Income)
7	30% 22,000 50% 36,600 (Very Low-Income) 60% 43,920 80% 58,650 (Low-Income)
8	30% 23,450 50% 38,950 (Very Low-Income) 60% 46,740 80% 62,450 (Low-Income)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PLANNING AND DEVELOPMENT

DIRECTOR: M. MARGO WHEELER

☒ Consent ☐ Discussion

SUBJECT:

Approval of annexation report for the proposed annexation area generally located on the north and south side of Clark County Highway 215, between Shaumber Road and Fort Apache Road (ANX-12215) - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Sections 268.578 and 268.588 of the Nevada Revised Statutes require the approval of a report concerning the provision of services to an area proposed for annexation when the long form annexation process is utilized. The report must be approved no less than 20 days prior to the public hearing on the annexation. The Resolution of Intent to annex this territory was approved at the November 1, 2006, City Council Meeting. Discussion of the report is proposed to take place during the December 20, 2006, City Council Meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Annexation Report

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

ANNEXATION REPORT – ANX-12215

This annexation area is generally located in two areas on the north and south sides of CC215, generally bounded between Centennial Parkway on the south, Deer Springs Road to the north, N. Shaumber Road to the west and to the east by Fort Apache Road.

The portion north of CC215 is bounded to the east by Grand Canyon Drive, on the west by Hualapai Way, and the north by Deer Springs Road.

The portion directly south of the CC215 is generally located north of Centennial Parkway between Chieftain Street and Alpine Ridge Way.

CONTENTS – ANX-12215

Summary of Municipal Services to be provided

Boundary Map/ General Land Use Maps

Location Map

Accurate Map with Legal Description

Map of Conceptual Rights-of-Way

Map of Existing and Proposed Sewer Facilities

Map of Existing and Proposed Electric Transmission and Distribution Lines [For information purposes only]

Maps of Existing Flood Control Facilities and Flow Rates [For information purposes only]

Map of Gas Facilities [For information purposes only]

Map of Existing and Proposed Water Facilities [For information purposes only]

Statement of Eligibility for Annexation

SUMMARY OF MUNICIPAL SERVICES TO BE PROVIDED
BY THE CITY OF LAS VEGAS

The City of Las Vegas will provide fire protection, street maintenance, street sweeping and street lighting maintenance in the territory proposed to be annexed on the effective date of such annexation, on substantially the same basis and in the same manner as such services are provided by the City to the property owners and residents within the remainder of the City. Police protection and garbage collection provided by other agencies will also be provided on substantially the same basis and in the same manner as such services are provided by the City to the property owner and residents within the remainder of the City immediately prior to the effective date of the annexation.

Water

The proposed annexation area is located within the 2975 and 2860 pressure zones. The LVVWD provides water service in each of these zones and has planned for the future development in the annexation area by planning additional facilities to be constructed.

The area will be serviced by existing water lines in Centennial Parkway, and Hualapai Way. The LVVWD will typically take 3 years to construct the required facilities and 18 months for oversized main extensions. The District's policy is to allow development demands to dictate construction schedules. The proposed water system as outlined is shown on the attached exhibit.

Drainage

This text and the attached exhibits have been prepared to outline the anticipated drainage system and improvements which impact this project. This information has been taken from several exhibits approved by the City of Las Vegas (CLV) including the Cliff's Edge Master Plan and information from the Las Vegas Valley Water District.

The storm sewer system outlined on the attached exhibit illustrates both planned CLV local and Clark County Regional Flood District (CCRFCD) facilities. According to the CCRFCD *Flood Control Construction Progress in Northwest Las Vegas Valley* "As part of the construction of the Western Beltway, flood channels are being built alongside the expressway. The channel extending between Lone Mountain Road and Tropical Parkway was completed in fall 2003. Clark County Public Works funded the drainage improvements along the Beltway. This channel collects and conveys flood flows to the existing gravel pits where lone mountain road intersects the Beltway at Hualapai Way. Currently, design plans are 30 percent complete to modify the gravel pits into a detention basin and construct permanent inflow channels and an outfall system. The City of Las Vegas has tentative plans to include recreational facilities in the basin. The Regional Flood Control District has programmed \$1.3 million for drainage modifications to the basin."

Any improvements necessary to provide adequate flood protection to this area will be constructed by this project. Any CCRFCD improvements not necessary to provide adequate floor protection for this project will be constructed by others.

Sewer

The City of Las Vegas will provide sewer service to this annexation area in accordance with the existing Wastewater Collection System Master Plan. The Master Plan identifies oversized sewer to be built in Centennial Parkway and in Deer Springs Way up to Grand Canyon Drive from the east. These two sewers have already been constructed beyond Grand Canyon Dr.

At Centennial Pkwy, an 8-inch to 10-inch pipe extends along the full southern boundary of the proposed annexation. This line will serve the annexation area south of the I-215 Beltway.

At Deer Springs Way, a 12-inch pipe extends along the full northern boundary of the proposed annexation. This line will serve a portion of the annexation area north of the I-215 Beltway. Due to existing grades, this sewer does not have sufficient depth to service the full area. Therefore, an 8-inch sewer in Bath Drive currently terminating at Grand Canyon Dr will likely require extension to the west in order to service the portion of the annexation that can not be serviced by Deer Springs Way. These existing sewer lines outfall into an existing oversize 30" sewer line in Durango Road.

The City of Las Vegas does not anticipate any over sizing /extension agreements due to this annexation. The existing and proposed sewer system as outlined is shown on the attached exhibit.

Gas

Gas lines currently extend to south of the annexation area, following the Centennial Parkway alignment. Upon development, the line will be extended by the developer.

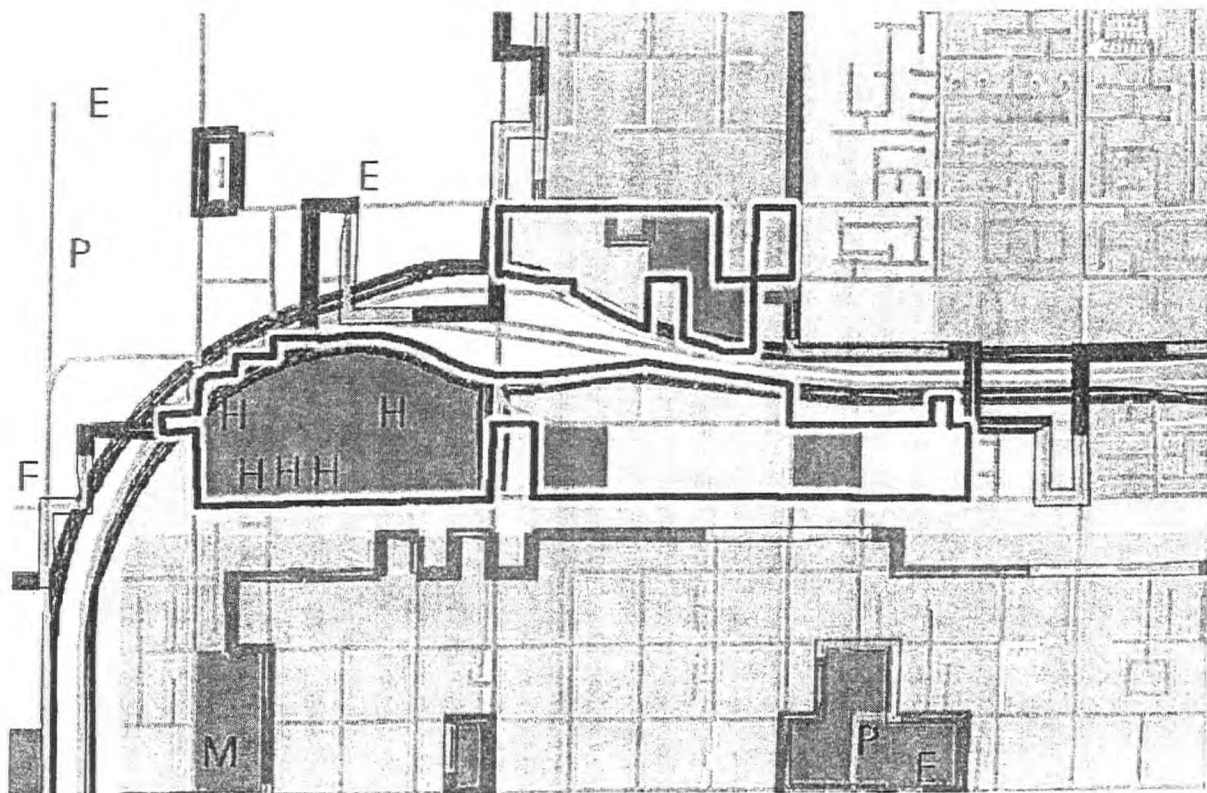
Electricity

Nevada Power will provide distribution lines along a north-south alignment running approximately 1320 feet east of Puli Road. Substations are planned to the northeast and south of the annexation areas

Right-of-Way

In the areas requested, Public Works would expect to extend the following public street corridors as development occurs: Centennial Parkway, 50 feet of half-street Right-of-Way (total planned width, 100 feet); Grand Canyon Drive, 40 feet of half-street Right-of-Way and 80 feet for full-width, as appropriate; Hualapai Way, 100 feet of total Right-of-Way; Deer Springs Way, 40 feet of half-street Right-of-Way (total planned width, 80 feet).

In addition, minor access streets would need to be provided for legal access to some of the individual parcels that would otherwise be land-locked, unless the parcels are incorporated into a larger development that provides internal access.



City Land Use Categories

- ☐ Rural Neighborhood Preservation - up to 2 du/dac
- ☐ Desert Rural - up to 2.49 du/dac
- ☐ Rural - up to 3.59 du/dac
- ☐ Low - up to 4.49 du/dac
- ☐ Medium-Low - up to 8.49 du/dac
- ☐ Medium-Low Attached - up to 12.49 du/dac
- ☐ Medium - up to 25.49 du/dac
- ☐ High - 25+ du/dac
- ☐ Office
- ☐ Service Commercial
- ☐ General Commercial
- ☐ Park/Recreation/Open Space
- ☐ Public Facility
- ☐ Resource Conservation
- ☐ Right-of-Way
- ☐ Light Industrial/Research
- ☐ Planned Community Development
- ☐ Traditional Neighborhood District
- ☐ Town Center

- City of Las Vegas
- BLM Disposal Schedule
- Red Rock Canyon National Conservation Area

County Land Use Categories

- ☐ Rural Neighborhood Preservation - up to 2 du/dac
- ☐ Rural - 2 du/dac up to 3 du/dac
- ☐ Rural Density Residential - up to 4 du/dac
- ☐ Public Facilities
- ☐ Public Facility Management Area
- ☐ "Preservation and Development"

- ☐ Elementary School
- ☐ Middle School
- ☐ High School
- ☐ Park
- ☐ Fire Station
- ☐ Police Station / Jail

Annexation Area
Land Use Designation

Comprehensive Planning Lone Mountain / Centennial Hills Planned Land Use Update

County Land Use Categories

PL MA	Public Land Management Area
PF	Public Facilities
RNP	Rural Neighborhood Preservation - up to 2 du/ac
RE	Rural Estates - up to 2.5 du/ac
R	Rural Density Residential - up to 3.5 du/ac
PCU	Planned Community Development

City Land Use Categories

HC	Resource Conservation
PF	Public Facilities
PR OS	Park/Recreation - Open Space
RNP	Rural Neighborhood Preservation - up to 2 du/ac (R 2 du/ac)
DR	Desert Rural - up to 7.49 du/ac (D 1.749 du/ac)
R	Rural Density Residential - up to 3.59 du/ac (R 3.59 du/ac)
L	Low Density Residential - 3.6 to 5.5 du/ac
ML	Medium Low Density Residential - 5.6 to 8 du/ac
MLA	Medium Low Attached Low Density Residential - 8.1 to 12 du/ac
M	Medium Density Residential - 12.1 to 25 du/ac
H	High Density Residential - 26 to 40 du/ac
PCD	Planned Community Development
O	Office
SC	Service Commercial
GC	General Commercial
TC	Town Center
	Lower Kyle Canyon CAC Boundary
	Lone Mountain CAC Boundary
	B.M. District Boundary
	Community District Boundary
	Red Rock Canyon National Conservation Area
	City Limits
E	Elementary School
M	Middle School
H	High School
P	Park
F	Fire Station
SS	Electric Power Sub Station



Adopted on: January 8, 2003

1250 2500 3750 5000
SCALE IN FEET

Plot created on: February 13, 2003

This information is for display purposes only.
No liability is assumed as to the accuracy of the data delineated herein.
For detailed Land Use information, see Adopted Land Use Plans.



Updated on: 12/15/2010

**CITY OF LAS VEGAS
DEPARTMENT OF PUBLIC WORKS
RIGHT OF WAY DESIGN
LEGAL DESCRIPTION**

A.P.N. 125-19-301-001 to -006, -008, -009, -011, -013; -399-001,
-005, -006; -401-002, -003, -005 to -007, -009 to -011;
-802-008, -010, -011; 126-24-801-002 to -005

Reference: Amended Record of Survey in File 160, Page 77 (2006)
Record of Survey in File 158, Page 9 (2006)
Book 118 of Plats, Page 88 (2004)

Vesting: ANX-12215

Section: S 1/2, SEC 19, T19S, R60E, AND S 1/2, SEC 24, T19S,
R59E, MDM

Street/Subdivision: SOUTH OF DEER SPRINGS WAY, NORTH OF
CENTENNIAL PARKWAY, EAST OF ALPINE RIDGE WAY,
WEST OF GRAND CANYON DRIVE

W.A. No. P21400

Cogo:- TM: anx-12215.pro

Requested eb Written byu Checked nw Proofread nw/byu
07-05-06 07-20-06 07-24-06

Revised 10-17-06

Those portions of the South Half (S 1/2) of Section 19, Township 19 South, Range 60 East, M.D.M., and those portions of the South Half (S 1/2) of Section 24, Township 19 South, Range 59 East, M.D.M., in the County of Clark, State of Nevada, including portions of Northern Beltway I-215 right of way, as shown on "AMENDED RECORD OF SURVEY - ANNEXATION PLAT" recorded October 13, 2006 in File 160 of Surveys, Page 77 of Clark County, Nevada Records, described as follows:

BEGINNING at the southeast corner of said Section 24, also being the centerline intersection of CENTENNIAL PARKWAY and HUALAPAI WAY; thence along the south line of the Southeast Quarter (SE 1/4) of said Section 24, North 88°58'34" West 2706.05 feet to the west line of said Southeast Quarter (SE 1/4); thence along said west line, North 00°04'23" East 669.08 feet; thence departing said west line, South 88°58'09" West 339.09 feet; thence North 00°00'30" East 167.21 feet; thence North 88°57'34" East 339.28 feet to the aforementioned west line; thence North 00°04'23" East 334.54 feet; thence departing said west line, North 88°56'02" East 338.65 feet; thence North 00°05'30" East 167.31 feet to the south line of the

Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of said Section 24; thence along the south line of said Northwest Quarter (NW 1/4), North 88°55'41" East 338.70 feet; thence departing said south line, North 00°06'42" East 167.23 feet; thence North 88°55'04" East 338.78 feet; thence South 00°08'10" West 167.29 feet to the south line of said Northwest Quarter (NW 1/4); thence along said south line, North 88°55'41" East 338.70 feet to the southeast corner of said Northwest Quarter (NW 1/4); thence along the east line of said Northwest Quarter (NW 1/4), North 00°09'39" East 334.71 feet; thence departing said East line, North 88°53'41" East 1358.00 feet to the east line of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section 24; thence along the east line of said Northeast Quarter (NE 1/4), North 00°19'19" East 1005.57 feet to the northwest corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section 19; thence along the north line of said Northwest Quarter (NW 1/4) and the centerline of DEER SPRINGS WAY, South 89°27'56" East 1344.49 feet to the northwest corner of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of said Section 19; thence continuing along said centerline, South 89°29'27" East 662.09 feet; thence departing said centerline South 00°04'10" East 667.73 feet; thence South 89°33'36" East 331.41 feet; thence North 00°06'06" West 667.33 feet returning to the centerline of said DEER SPRINGS WAY; thence South 89°29'27" East 331.04 feet to the center quarter corner of said Section 19, also being the centerline intersection of DEER SPRINGS WAY and GRAND CANYON DRIVE; thence along the centerline of said GRAND CANYON DRIVE and the east line of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of said Section 19, South 00°08'02" East 666.94 feet; thence departing said east line, North 89°33'36" West 331.41 feet; thence South 00°06'06" East 667.33 feet to a point hereinafter referred to as POINT "A"; thence South 89°37'45" East 331.79 feet to the northwest corner of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence along the west line of said Southwest Quarter (SW 1/4), South 00°07'26" East 666.75 feet to the southwest corner of the North Half (N 1/2) of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of said Section 19; thence along the south line of said North Half (N 1/2),

South 89°41'28" East 1328.72 feet to the east line of said North Half (N 1/2); thence

No. 06-07-01a

Page 3

along said east line, North 00°12'42" West 332.68 feet; thence departing the east line of said North Half (N 1/2), South 89°40'36" East 165.98 feet; thence South 00°13'34" East 332.60 feet; thence South 89°42'19" East 166.06 feet; thence South 00°14'27" East 665.03 feet to the south line of the Southeast Quarter (SE 1/4) of said Section 24; thence along said south line North 89°45'46" West 332.46 feet; thence continuing along said south line, North 89°45'05" West 1329.72 feet to the south quarter corner of said Section 19; thence along the south line of the Southwest Quarter (SW 1/4) of said Section 19, North 89°47'13" West 1329.78 feet; thence continuing along said south line, North 89°47'00" West 997.89 feet; thence departing said south line, North 00°06'13" East 669.94 feet; thence North 89°42'16" West 359.37 feet to the west line of the Southwest Quarter (SW 1/4) of said Section 19; thence along said west line, South 00°19'07" West 670.44 feet to the POINT OF BEGINNING.

EXCEPT THEREFROM a parcel of land described as follows:

COMMENCING at the aforementioned POINT 'A'; thence North 89°37'45" West 663.57 feet to the POINT OF BEGINNING "A1"; thence continuing North 89°37'45" West 331.79 feet to the southwest one sixteenth corner of said Section 19; thence North 00°00'19" West 668.52 feet to a point hereinafter referred as POINT "B"; thence South 89°33'36" East 331.41 feet; thence South 00°02'14" East 668.13 feet to the POINT OF BEGINNING "A1".

The above-described parcel of land contains an area of 221,606 feet or 5.087 acres, more or less.

FURTHER EXCEPT THEREFROM another parcel of land described as follows:

COMMENCING at the aforementioned POINT "B"; thence North 89°32'44" West 331.31 feet to the POINT OF BEGINNING "B1"; thence South 00°01'47" West 668.98 feet; thence North 89°37'30" West 311.77 feet; thence North 00°04'00" East 532.84 feet to the northerly right-of-way of the I-215 BELTWAY; thence along said northerly right-of-way, North 62°30'11" West 153.23 feet to the beginning of a curve, concave southwesterly, having a radius of 1120.00 feet; thence northwesterly continuing along said curve and said right-of-way, through a central angle

of 08°55'36" and an arc length of 174.50 feet to a point of cusp; thence South 89°32'44" East 627.85 feet to the POINT OF BEGINNING "B1".

The above-described parcel of land contains an area of 240,682 square feet or 5.525 acres, more or less.

The above-described annexation boundary contains a net area of 11,319,245 square feet or 259.854 acres, more or less.

BASIS OF BEARINGS: North 88°58'34" East being the bearing of the Southeast Quarter (SE 1/4) of Section 24, Township 19 South, Range 59 East, M.D.M., as shown on that plat of "CLIFFS EDGE PARENT" recorded in Book 118 of Plats, Page 88 of Clark County, Nevada Records.

Prepared by:
Brian Yu PLS
Public Works, City of Las Vegas,
731 S. Fourth Street,
Las Vegas, NV 89101
byu@lasvegasnevada.gov

MEMORANDUM

City of Las Vegas
Department of Public

Works

Right-of-Way Design

To: Ed Byrge, Supervisor
Right-of-Way and Real Property Services
Department of Public Works

From: Brian Yu
Right-of-Way Design
Department of Public Works

Date: October 17, 2006

Re: Annexation ANX-12215

1. A legal description for inclusion in the annexation ordinance and an accurate map exhibit for attachment thereto, has been prepared in partial compliance with the requirements of annexation under NRS 268.570 to NRS 268.608, inclusive, and as requested by the Department of Planning and Development for the Annexation ANX-12215.

2. Said map exhibit was prepared under the supervision of a competent surveyor or engineer as required by the provision in NRS 268.600, from the record information in the Office of the County Recorder in Clark County, Nevada and/or the filed information in the Office of the Bureau of Land Management, Department of the Interior of the United States of America, on file in Reno, Nevada and other quasi-public records, as necessary and sufficient to accurately portray the parcels of land to be annexed; said map exhibit does not constitute a Record of Survey as defined by the provisions of NRS 625.340 to NRS 625.380.

Those portions of the South Half (S 1/2) of Section 19, Township 19 South, Range 60 East, M.D.M., and those portions of the South Half (S 1/2) of Section 24, Township 19 South, Range 59 East, M.D.M., in the County of Clark, State of Nevada, including portions of Northern Beltway I-215 right of way, as shown on "AMENDED RECORD OF SURVEY – ANNEXATION PLAT" recorded October 13, 2006 in File 160 of Surveys, Page 77 of Clark County, Nevada Records, described as follows:

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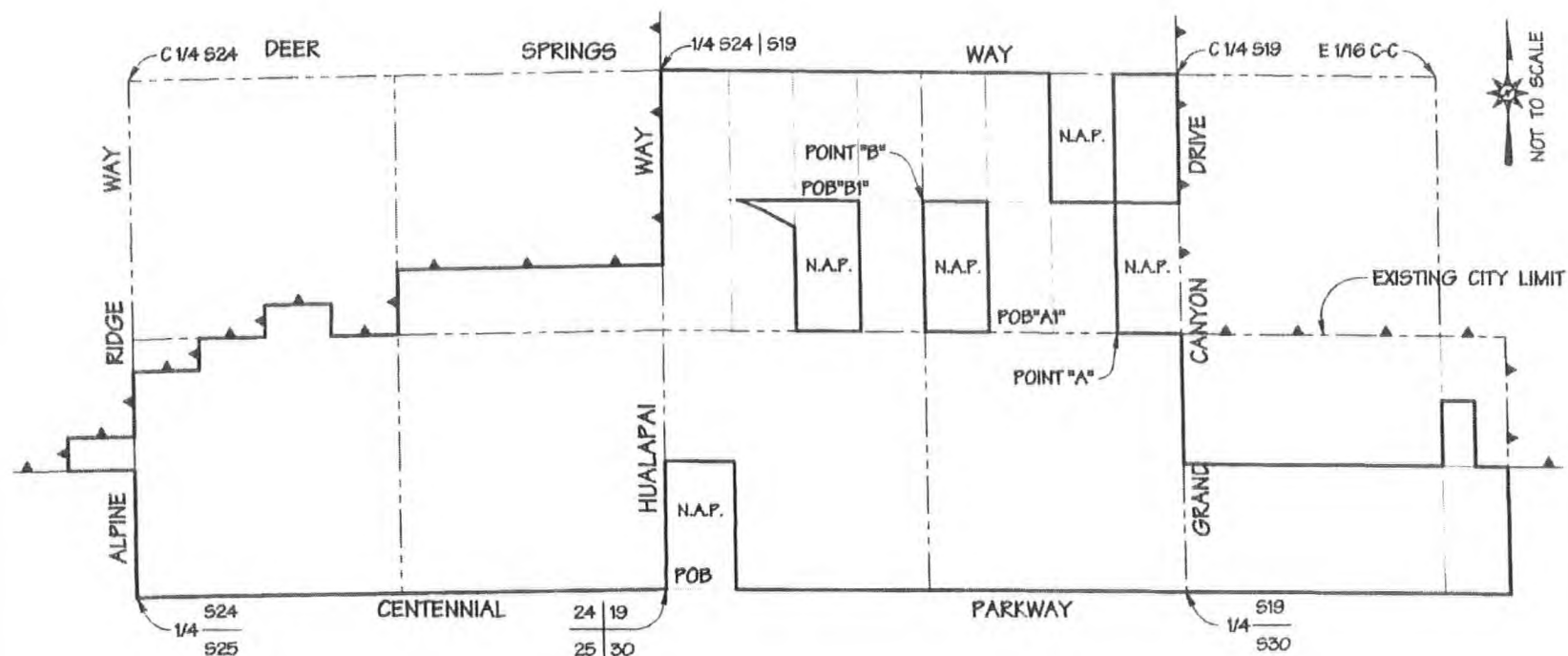
Prepared by:
Brian Yu PLS
Public Works, City of Las Vegas,

731 S. Fourth Street,
Las Vegas, NV 89101
byu@lasvegasnevada.gov

A.P.N. 125-19-301-001 to -006, -008, -009, -011, -013; -399-001,-005,-006;
-401-002, -003, -005 to -007, -009 to -011; -802-008, -010,
-011; 126-24-801-002 to -005

ANX-12215

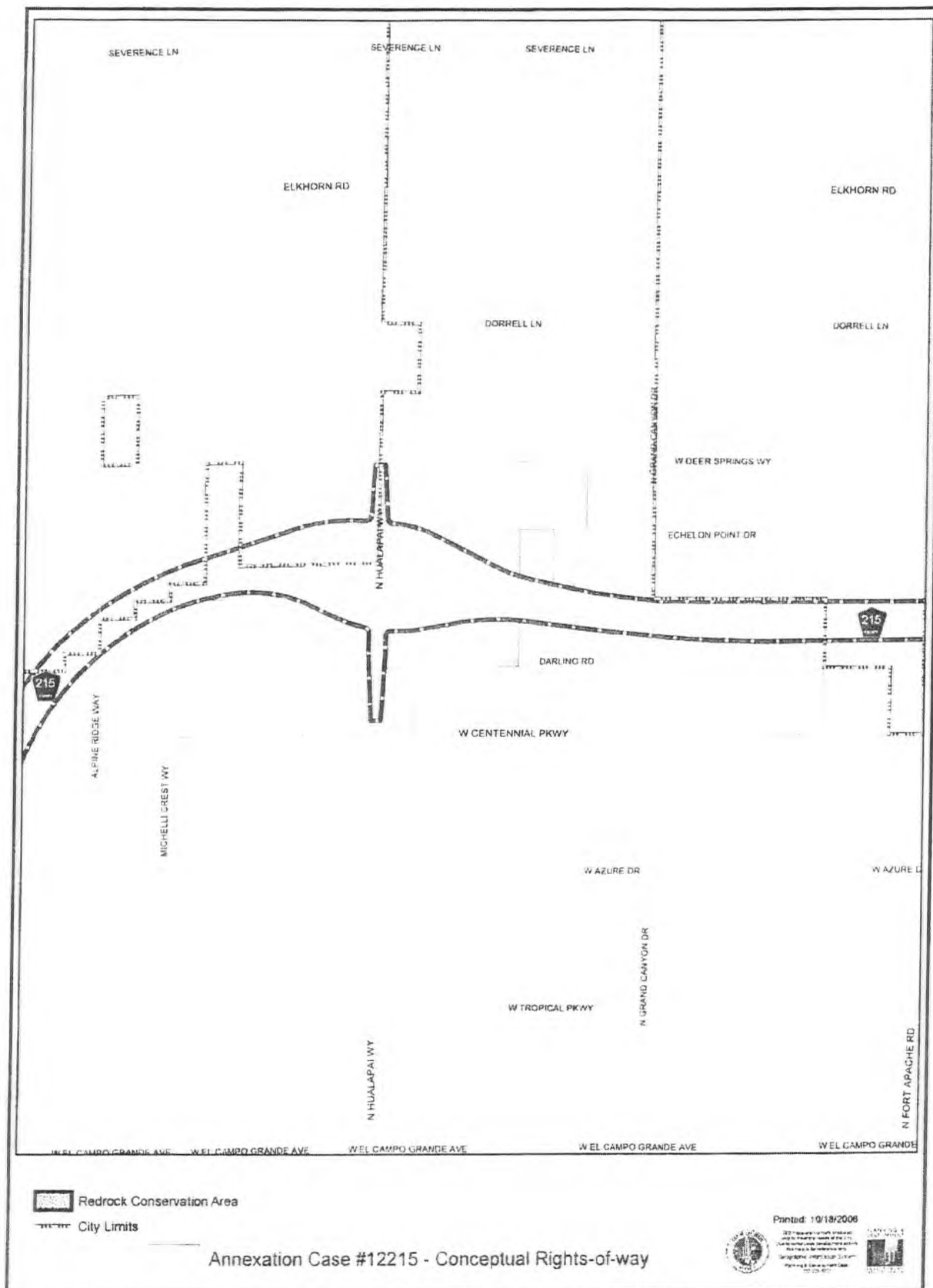
PORTION OF THE S 1/2, SEC 24, T19S, R59E, AND THE S 1/2, SEC 19, T19S, R60E, M.D.M.,

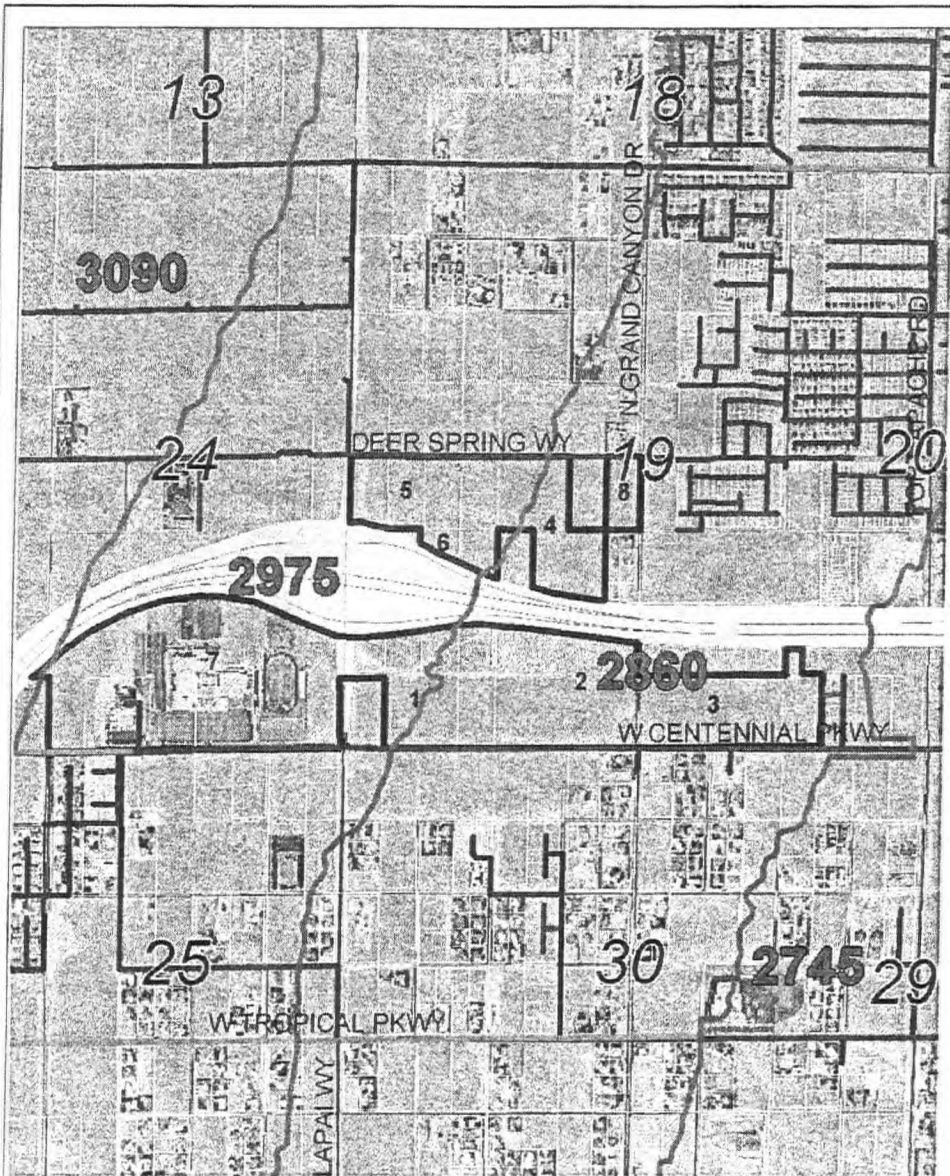


ANX-12215

ANNEXED TO THE CITY OF LAS VEGAS UNDER ORDINANCE No. _____

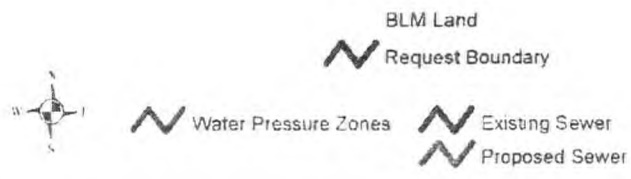
THE MAP EXHIBIT WAS PREPARED PER NRS 268.600 FROM THE DATA ON THE AMENDED SURVEY MAP IN FILE 160, PAGE 77 OF CLARK COUNTY, NEVADA RECORDS; SAID EXHIBIT IS NOT A RECORD OF SURVEY AS DEFINED BY NRS 625.340 TO 625.380.

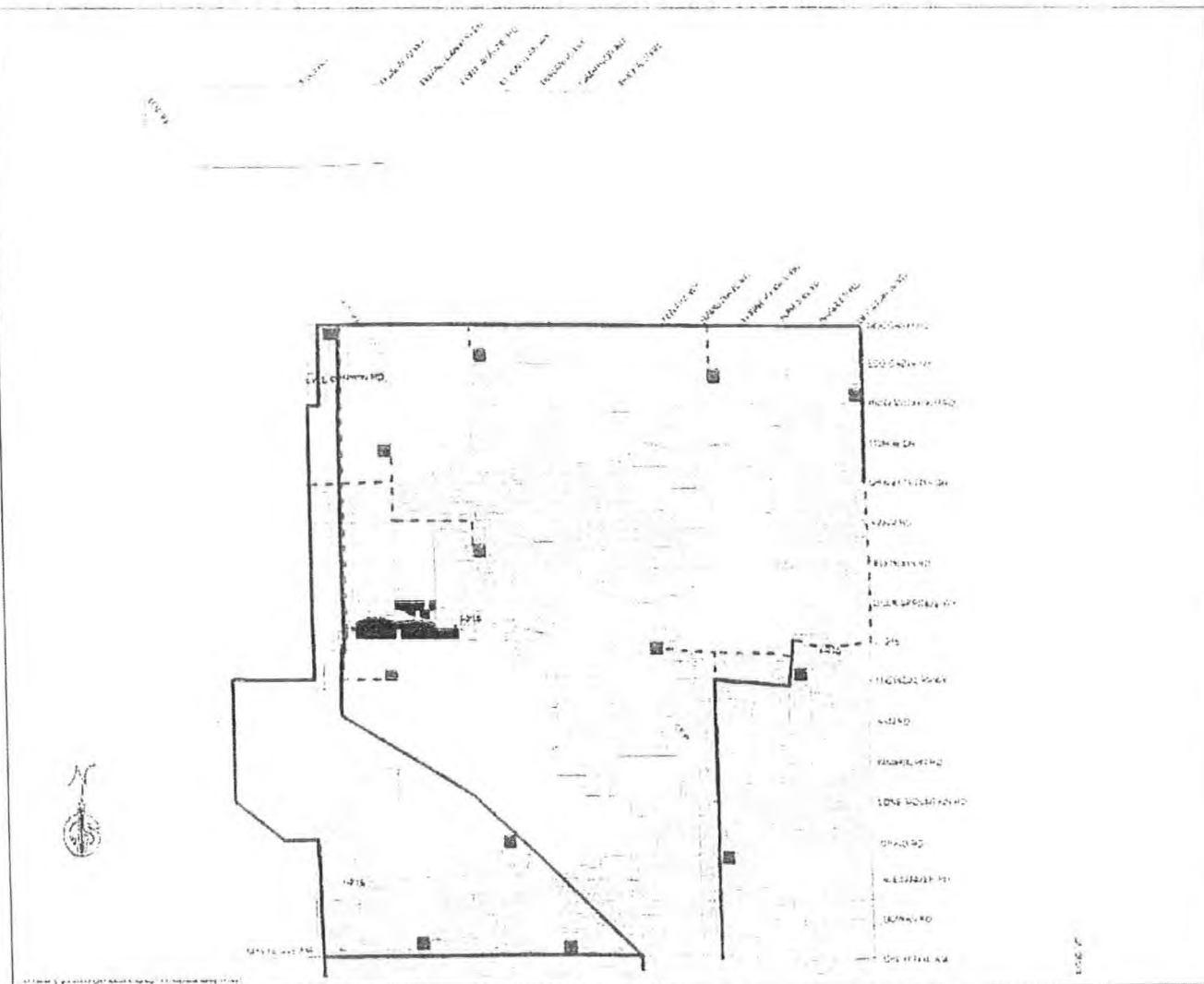




Request for Annexation of BLM Parcels in Section 19 - T19S, R60E

Sewer Service Exhibit





MAP ELEVEN City of Las Vegas CENTENNIAL HILLS SECTOR

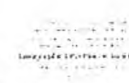
Existing and Approved
Power Lines

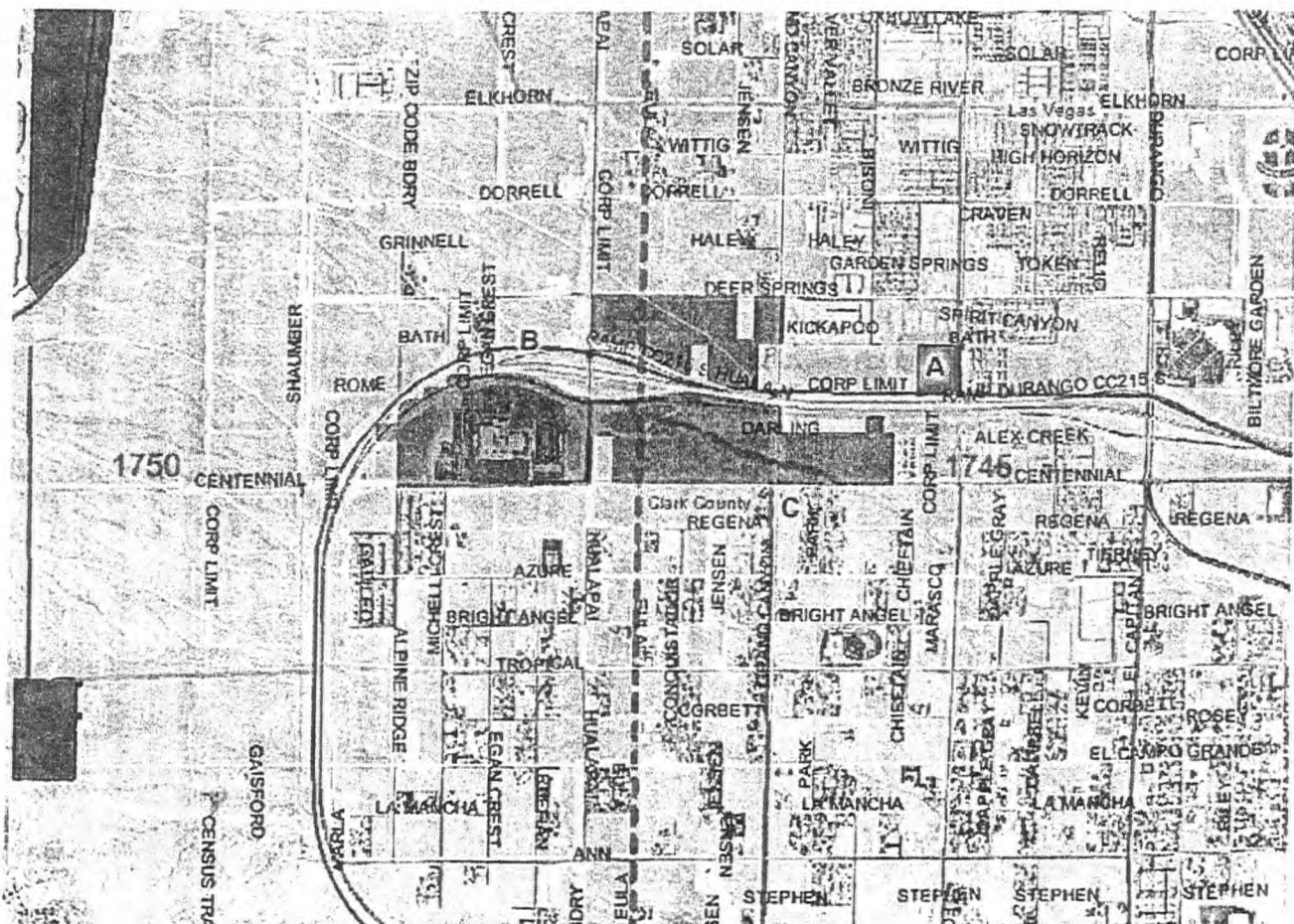
- Existing Power Lines
- Existing Substations
- Proposed Power Lines
- Proposed Substations
- Annexation Area

Adopted December 13, 1996 Bill Number 99-109

Revised May 24, 1999 GPA-01-99
Revised February 19, 2003 GPA-1392
Revised May 19, 2004 GPA-4044
Revised June 07, 2006 GPA-12339
Revised June 21, 2006 GPA-12271

Source: City of Las Vegas, City of Las Vegas, City of Las Vegas





PLAN 1: HANNAH REGRADING, EROSION PROTECTION METHOD

A

Watershed: Northern Las Vegas Wash
Description: 82 ac-ft. Ft. Apache Detention Basin
Status: E1: Existing - Estimated Cost
Volume (acre-feet): 82
HEC-1 Flow (cfs): 1031
Tributary Area (sq mi): 1.23
Row Acreage: 11

B

Watershed: Northern Las Vegas Wash
Description: Conc Chnl 12'W 5.5' D
Status: E1: Existing - Estimated Cost
Length (ft): 1968 Width (ft): 12
Pipe Diameter (ft): 5.5
low Depth / Pipe Diameter (ft): 2.4
Flow Velocity / Pipe Velocity (ft): 22.3
HEC-1 Flow (cfs): 636
Manning's n: 0.015
Channel Slope (ft/ft): 0.025
Tributary Area (sq mi): 0.58
Row Zone: 5.5
Row Length: 1968
Row Acreage: 1.490909
Row Width: 33

C

Watershed: Gowan
Description: 7' X 6' RCB
Status: P1: Planning Level
Length (ft): 1320
Width (ft): 7 Pipe Diameter (ft): 6
Flow Depth / Pipe Diameter (ft): 4.6
Flow Velocity / Pipe Velocity (ft): 16.7
Freeboard (ft): 0
HEC-1 Flow (cfs): 541
Manning's n: 0.015
of Pipes or Boxes: 1
Channel Slope (ft/ft): 0.01136
Tributary Area (sq mi): 0.6
Row Zone: 6

Legend

Contours

- Contour
- Contour Break
- Contour
- Contour
- Contour

TRIS stations

Access points

Flow direction

Flow direction

Flow direction

Flow direction

Flow direction

Flow direction

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2002 LAS VEGAS VALLEY FLOOD CONTROL MASTER PLAN UPDATE

LEGEND

- Ultimate Development Boundary
- Existing Facilities
- Category A Proposed Facilities
- Category B Proposed Facilities
- Local Existing Facilities
- Local Proposed Facilities
- Detention Basin
- Culvert
- Bridge
- Pipeline
- Limited Channel
- Limited Channel
- Natural Wash
- 10 Mile Separation



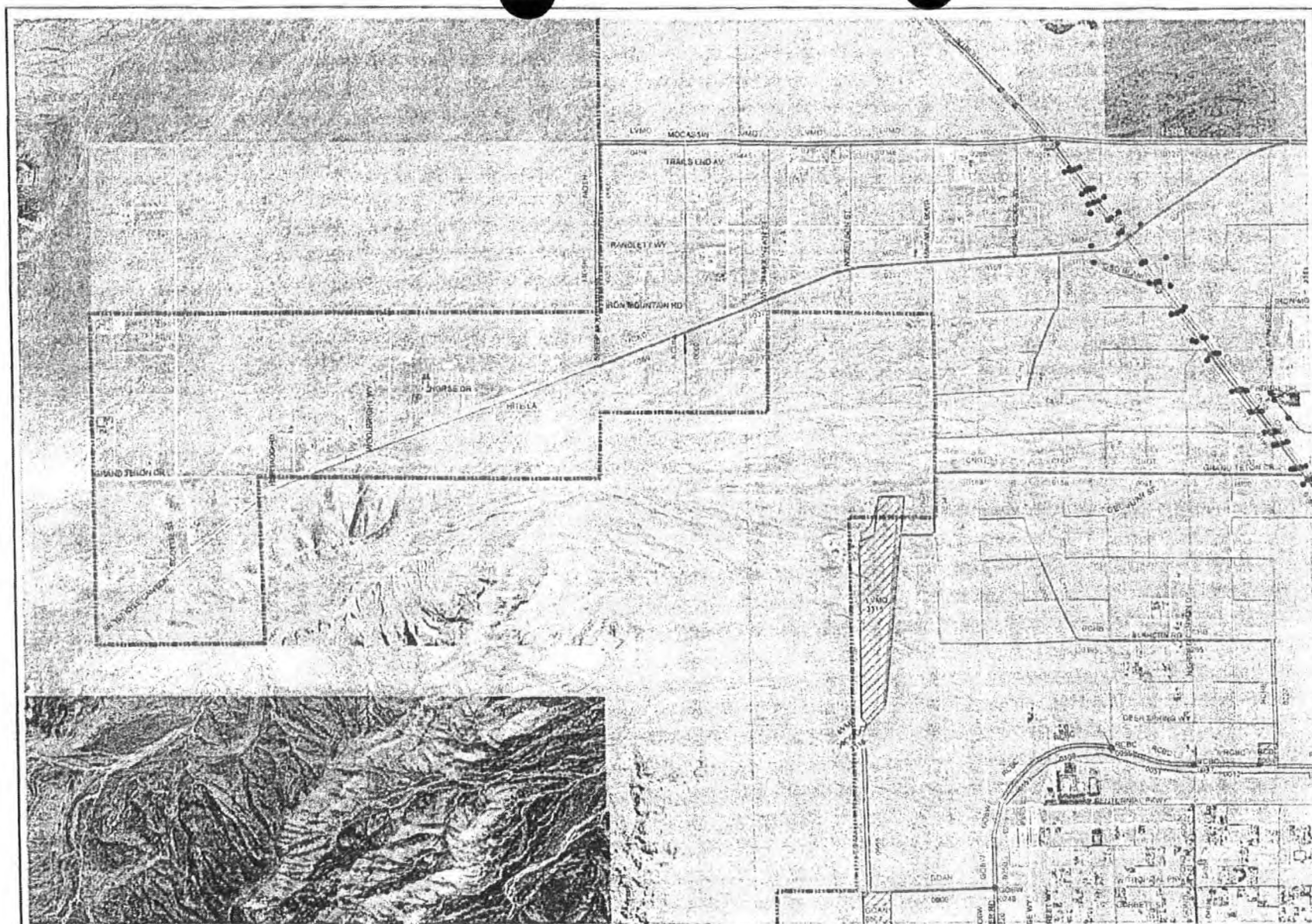
0 1,000 2,000 3,000 4,000 5,000
Feet

SCALE 1 inch = 3000 feet



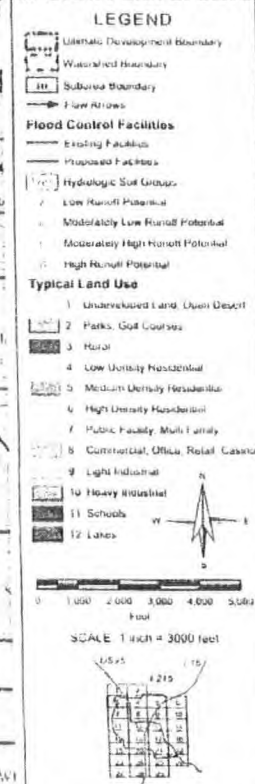
FLOOD CONTROL FACILITIES
FIGURE F-3

PBSJ



REGIONAL FLOOD CONTROL DISTRICT

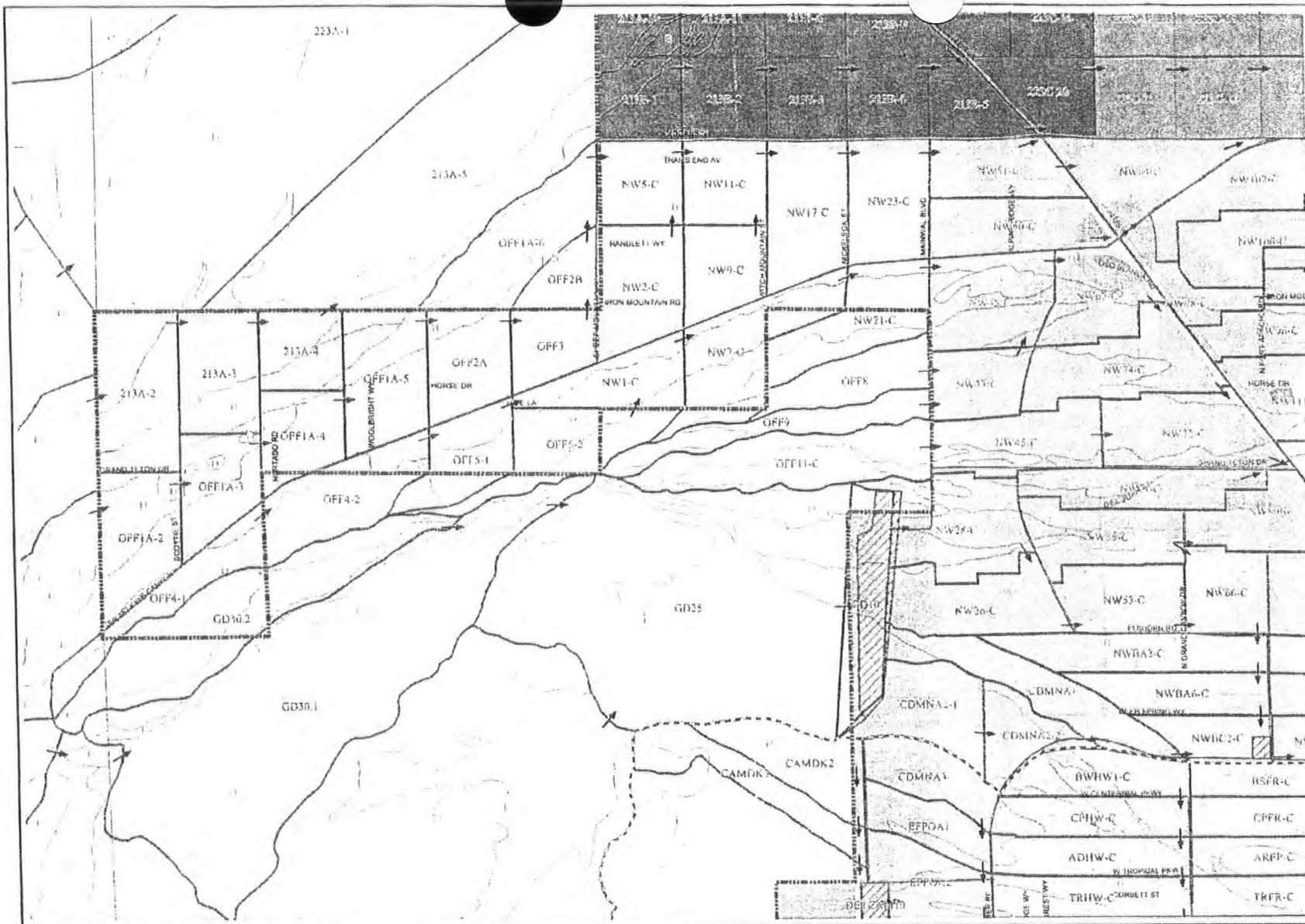
**2002
LAS VEGAS VALLEY
FLOOD CONTROL
MASTER PLAN UPDATE**

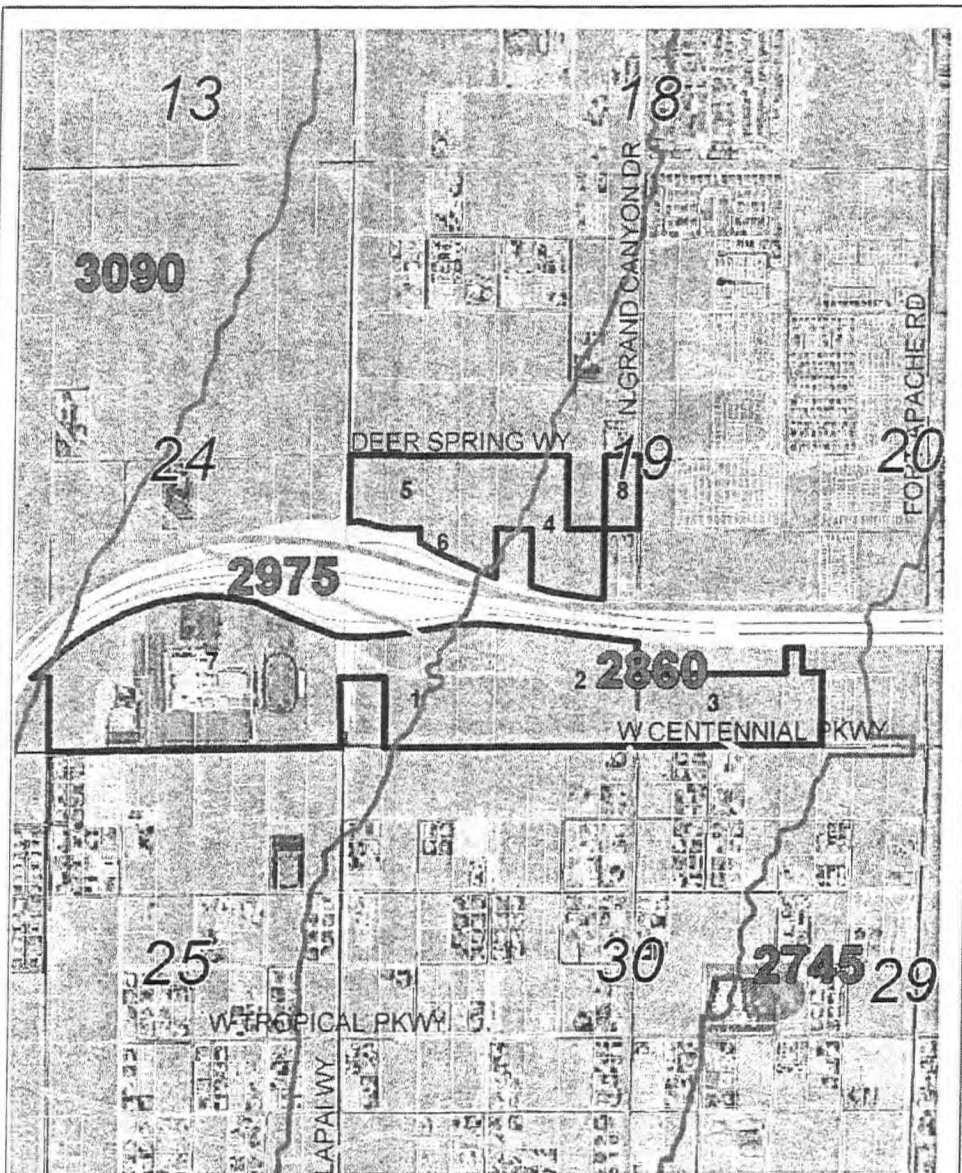


HYDROLOGIC SUBAREAS,
LAND USE & SOILS

FIGURE H-3

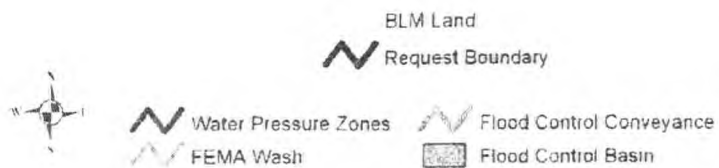
PBSJ



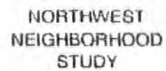


**Request for Annexation of BLM Parcels in
Section 19 - T19S, R60E**

Drainage Exhibit



QUADRANT
PLANNING
July 2006



SUB BASIN BOUNDARY

• • FLOW ARROW

250	10 YEAR STREET FLOW
500	100 YEAR STREET FLOW
300	10-YEAR FACILITY FLOW
800	100 YEAR FACILITY FLOW

(FLOWS IN CFS)

BNUJS • • • Bann-HU

113 (59) = + Contributing flow
(10 Year / 100-Year)
from the basin (cfs)

PHOTO DATE: APRIL 1996

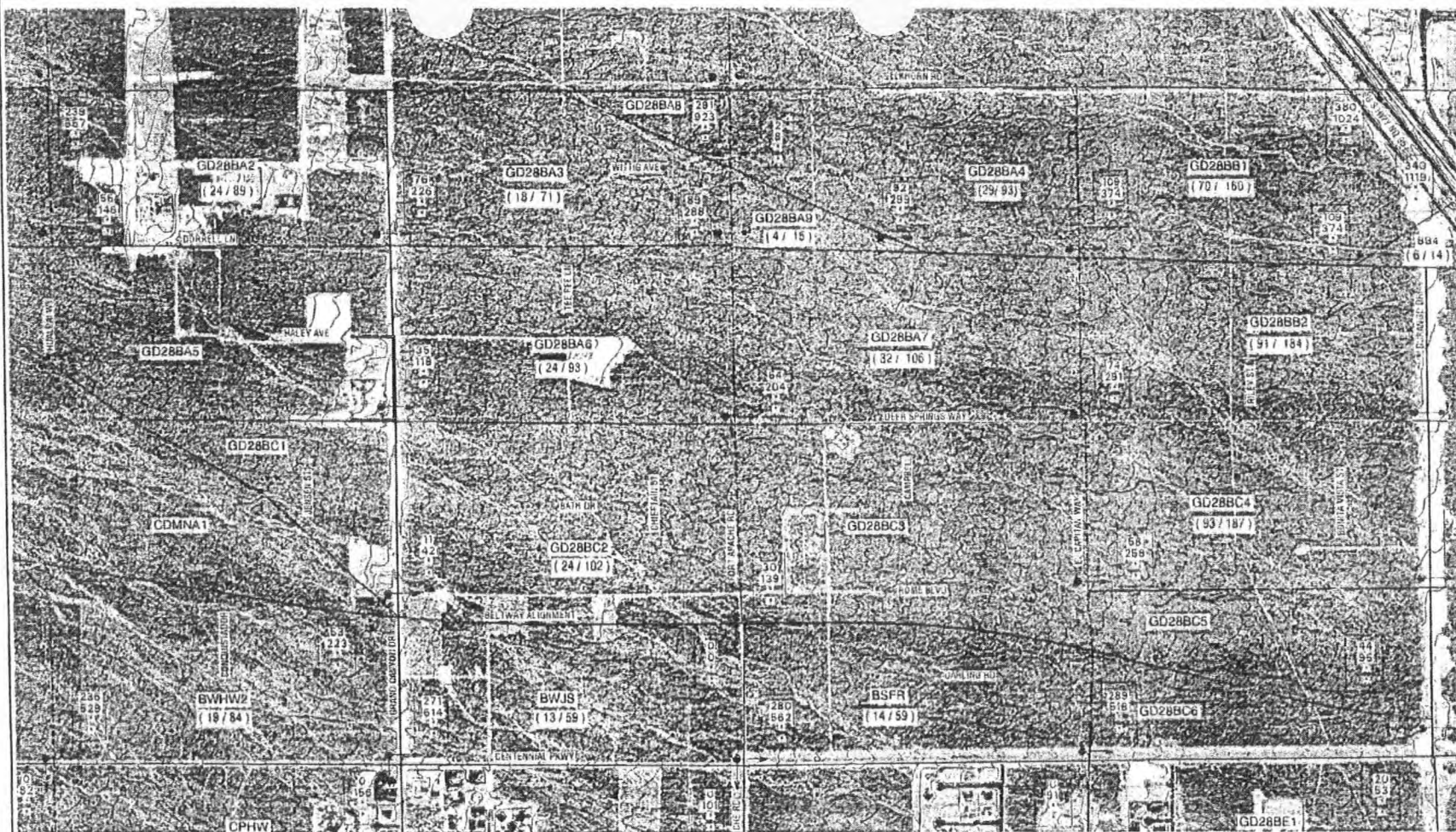


FIGURE E-1

EXISTING DRAINAGE CONDITIONS

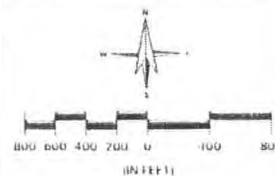


ENGINEERING PLANNING SURVEYING GIS
 801 N. Oriskany Valley Hwy. Ste 100, Henderson, NV 89014
 Phone: (702) 263-7272 Fax: (702) 263-7200

LEVEL	DEVELOPMENTAL	PHYSICAL	EMOTIONAL	INTELLECTUAL	ARTISTIC	SCIENTIFIC	TECHNICAL
1	1	2	3	4	5	6	7
8	9	10	11	12	13	14	15
2	16	17	18	19	20	21	22
12	23	24	25	26	27	28	29

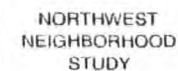
NOTE:

Existing conditions are based on future
CN values with only existing local and
CCRFCD facilities in place



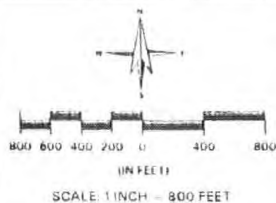
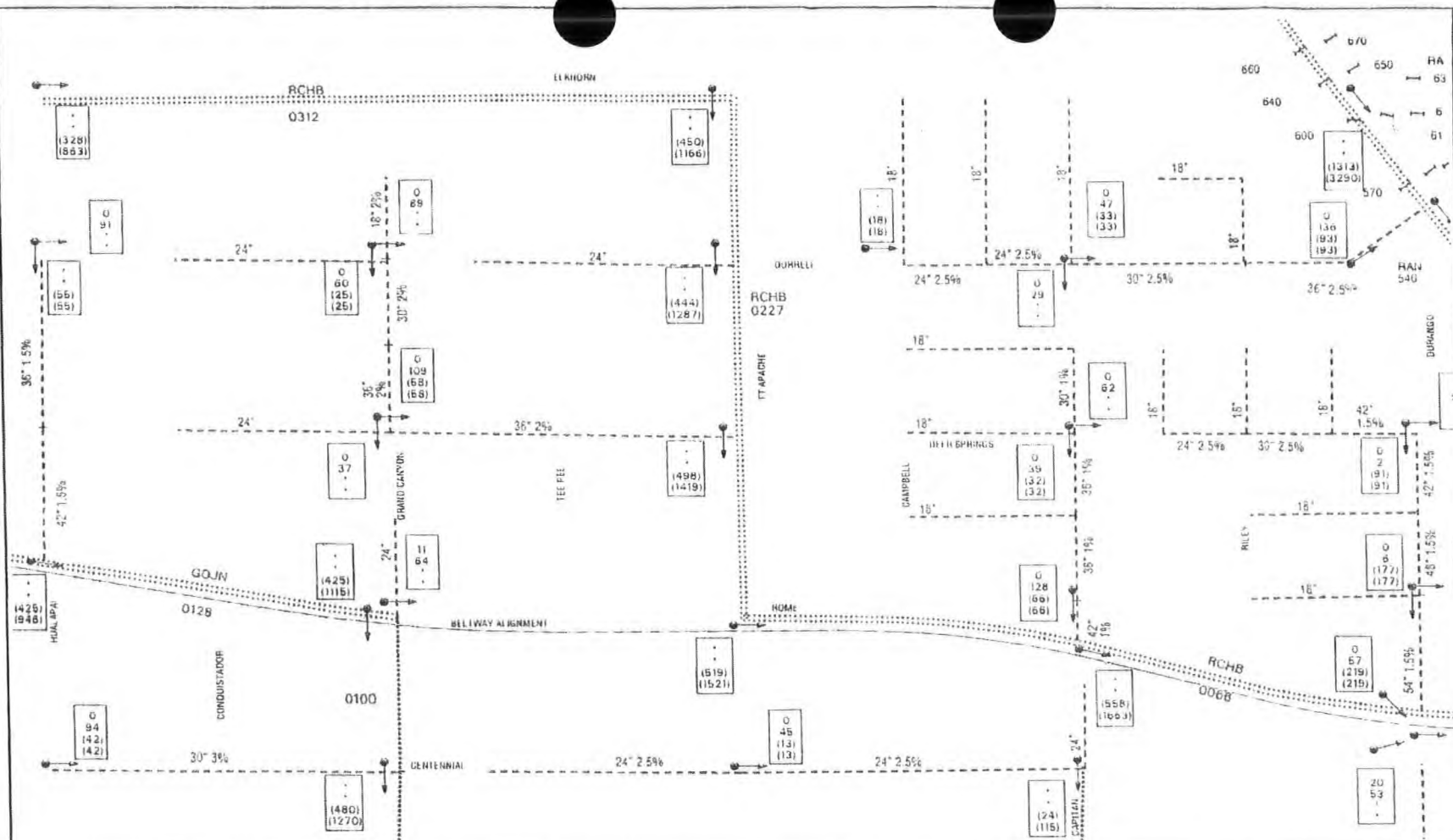
SCALE: 1 INCH = 800 FEET

REVISED SEPTEMBER 1999
(UPDATED EVERY 10 YEARS)



	DEVELOPMENTAL CAPITAL GAIN SURVEY
	PROFITABILITY OF DEVELOPMENT SURVEY
	CONSTRUCTION DEVELOPMENT SURVEY
	CONSTRUCTION DEVELOPMENT SURVEY
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	CONSTRUCTION DEVELOPMENT SURVEY
	CONSTRUCTION DEVELOPMENT SURVEY

FIGURE 1



• = FLOW ARROW

250	10-YEAR STREET FLOW
500	100-YEAR STREET FLOW
1300	10-YEAR FACILITY FLOW
1800	100-YEAR FACILITY FLOW

(FLOWS IN CFS)

NOTE:

Ultimate drainage conditions are based on future CN values with all flood control facilities in place

See the "September 1999 City of Las Vegas Northwest Neighborhood Study Phase 2" for proposed facilities in and north of Elkhorn.

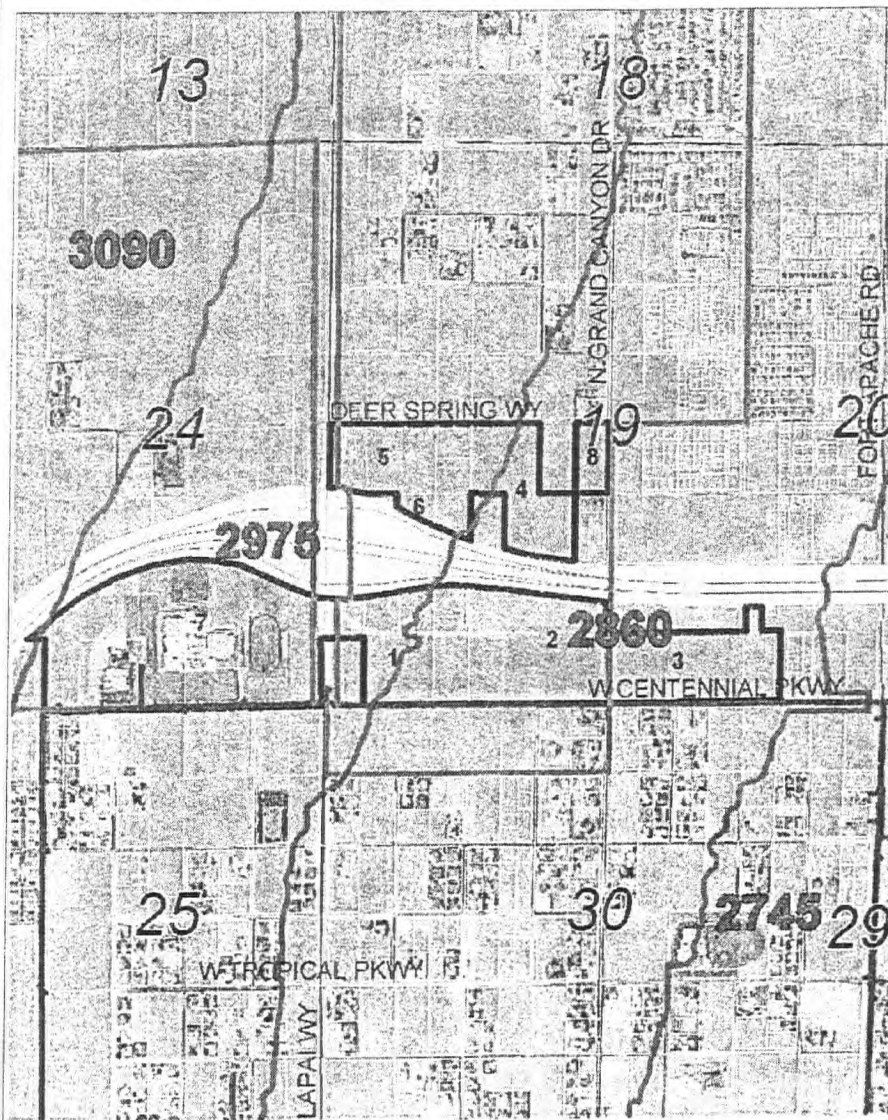
REVISED SEPTEMBER 1999
(UPDATED EVERY 10 YEARS)

PLANT	1. PLANT	2. PLANT	3. PLANT	4. PLANT	5. PLANT	6. PLANT	7. PLANT	8. PLANT	9. PLANT	10. PLANT	11. PLANT	12. PLANT	13. PLANT	14. PLANT	15. PLANT	16. PLANT	17. PLANT	18. PLANT	19. PLANT	20. PLANT	21. PLANT	22. PLANT	23. PLANT	24. PLANT	25. PLANT	26. PLANT	27. PLANT	28. PLANT	29. PLANT	30. PLANT	31. PLANT	32. PLANT	33. PLANT	34. PLANT	35. PLANT	36. PLANT	37. PLANT	38. PLANT	39. PLANT	40. PLANT	41. PLANT	42. PLANT	43. PLANT	44. PLANT	45. PLANT	46. PLANT	47. PLANT	48. PLANT	49. PLANT	50. PLANT	51. PLANT	52. PLANT	53. PLANT	54. PLANT	55. PLANT	56. PLANT	57. PLANT	58. PLANT	59. PLANT	60. PLANT	61. PLANT	62. PLANT	63. PLANT	64. PLANT	65. PLANT	66. PLANT	67. PLANT	68. PLANT	69. PLANT	70. PLANT	71. PLANT	72. PLANT	73. PLANT	74. PLANT	75. PLANT	76. PLANT	77. PLANT	78. PLANT	79. PLANT	80. PLANT	81. PLANT	82. PLANT	83. PLANT	84. PLANT	85. PLANT	86. PLANT	87. PLANT	88. PLANT	89. PLANT	90. PLANT	91. PLANT	92. PLANT	93. PLANT	94. PLANT	95. PLANT	96. PLANT	97. PLANT	98. PLANT	99. PLANT	100. PLANT
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	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	

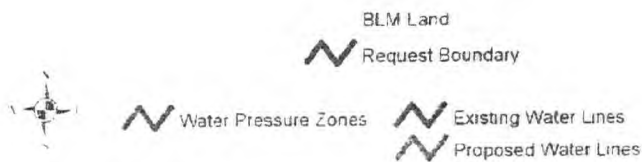
FUTURE DRAINAGE CONDITIONS



WILEY-INTERSCIENCE, Ltd., New York, New York
 Printed in Great Britain
 1968



**Request for Annexation of BLM Parcels in
Section 19 - T19S, R60E
Water Service Exhibit**



ELIGIBILITY FOR ANNEXATION

In order for territory to be annexed to a city within Clark County, all the territory must meet the general standards of NRS 268.580 (2) and must meet the requirements of NRS 268.580 (3), 268.580 (4), 268.580 (5) or 268.580 (6). The territory proposed for annexation in connection with this report is eligible for annexation under subsections 2 through 6 of NRS 268.580 as follows:

Subsection 2

- (a) The area to be annexed is contiguous to the City's boundaries at the time the annexation proceedings were instituted.
- (b) More than one eighth of the aggregate external boundaries of the area are contiguous to the boundaries of the City of Las Vegas. (21% aggregate boundaries are contiguous)
- (c) The territory proposed to be annexed is not included within the boundaries of another incorporated city or within the boundaries of any unincorporated town as those boundaries existed as of July 1, 1983.

Subsection 3

Not applicable

Subsection 4

Not applicable

Subsection 5

Not applicable

Subsection 6

With respect to territory not owned by a governmental entity, as referred to in Paragraph (a) of the subsection (6), the owners of record of not less than 75 percent of the individual lot or parcels of land within the territory have petitioned the City to annex the territory.

With respect to territory owned by a governmental entity, as referred to in Paragraph (b) of the Subsection (6), the City has received a written statement from the governmental entity that owners the territory indicating that the entity does not object to the City's annexation of the territory.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ Consent ☐ Discussion

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian L. Ridenour, owner (west of Jones Boulevard, between Brooks Avenue and Peak Drive, APN 138-14-603-011) - County (near Ward 5 - Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect an existing single family dwelling located west of Jones Boulevard, between Brooks Avenue and Peak Drive. The owner proposes to connect to the 8-inch sewer line located in Jones Boulevard. The Planning Department has determined the project does conform to the City's General Plan for the area. The applicant has signed a "Sewer Connection Agreement" and "Petition for Annexation."

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Submitted after meeting – Executed Interlocal Agreement No. 463

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

AGENDA MEMO

CITY COUNCIL MEETING DATE: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

**ITEM DESCRIPTION: APPROVAL OF A SEWER CONNECTION AND
INTERLOCAL CONTRACT WITH CLARK COUNTY WATER
RECLAMATION DISTRICT – BRIAN L. RIDENOUR, OWNER (WEST OF
JONES BOULEVARD, BETWEEN BROOKS AVENUE AND PEAK
DRIVE, APN 138-14-603-011)**

VICINITY MAP



INTERLOCAL CONTRACT

THIS CONTRACT is entered into as of the 13th day of October, 2006, by and between the CLARK COUNTY WATER RECLAMATION DISTRICT ("DISTRICT") and the CITY OF LAS VEGAS ("CITY"), both political subdivisions of the State of Nevada, located within Clark County, Nevada.

WITNESSETH:

WHEREAS, NRS 277.180 provides that one or more public agencies may enter into contracts for the performance of sewer service activity or any undertaking which the agency is authorized by law to perform; and

WHEREAS, the CITY provides sewage treatment at its own facilities; and

WHEREAS, DISTRICT sewer lines are not accessible to provide service to the area as shown in Exhibit "A," owned by BRIAN L. RIDENOUR, 0.87 acres – existing single family residence; Parcel No. 138-14-603-011 which is within the boundaries of the DISTRICT and beyond the corporate limits of the CITY but which is more accessible to sewer service by the CITY; and

WHEREAS, DISTRICT and CITY are willing to enter into a CONTRACT whereby CITY will provide sewer service to that area as shown on the attached Exhibit "A."

NOW THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, the parties agree as follows:

1. CITY, at its established rates and in accordance with all CITY resolutions and policies, shall allow connection to CITY sewage collection system by, and will provide sewer service to, that area as shown on attached Exhibit "A" which is located within Clark County.

2. Upon adoption of this CONTRACT, DISTRICT will require all customers/applicants who are located within the boundaries of Exhibit "A" to pay

sewer service and System Development Approval (SDA) charges directly to the CITY. CITY will issue a receipt of payment to each customer/applicant; each customer/applicant shall submit this paid receipt and copy of approved application to the DISTRICT and obtain a DISTRICT SDA for issuance of a Clark County building permit(s).

3. This agreement shall be for a term of fifty (50) years or when DISTRICT sewer service becomes available, whichever should first occur. "Available" is defined to mean a sewer service line within 400 feet of the Customer's location with capacity to handle the Customer's discharge.

4. No joint venture is contemplated or established hereby, and neither of the parties shall be deemed to be the agent of the other for any purpose by virtue of this CONTRACT.

5. This CONTRACT shall not be deemed to be for the benefit of any entity or person who is not a party hereto, and neither this CONTRACT, nor any interest therein, may be assigned without the prior written consent of the nonassigning party.

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6. Each party warrants to the other that they have the authority and capacity to perform the provisions hereof.

WITNESS OUR HANDS the day and year first above written.

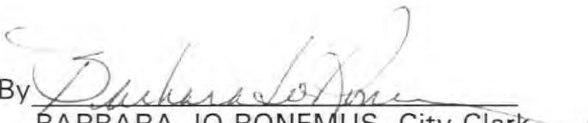
CLARK COUNTY WATER RECLAMATION DISTRICT

By 
RICHARD MENDES, General Manager

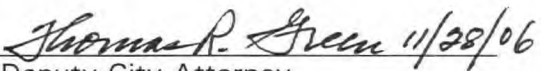
CITY OF LAS VEGAS

By 
OSCAR B. GOODMAN, Mayor

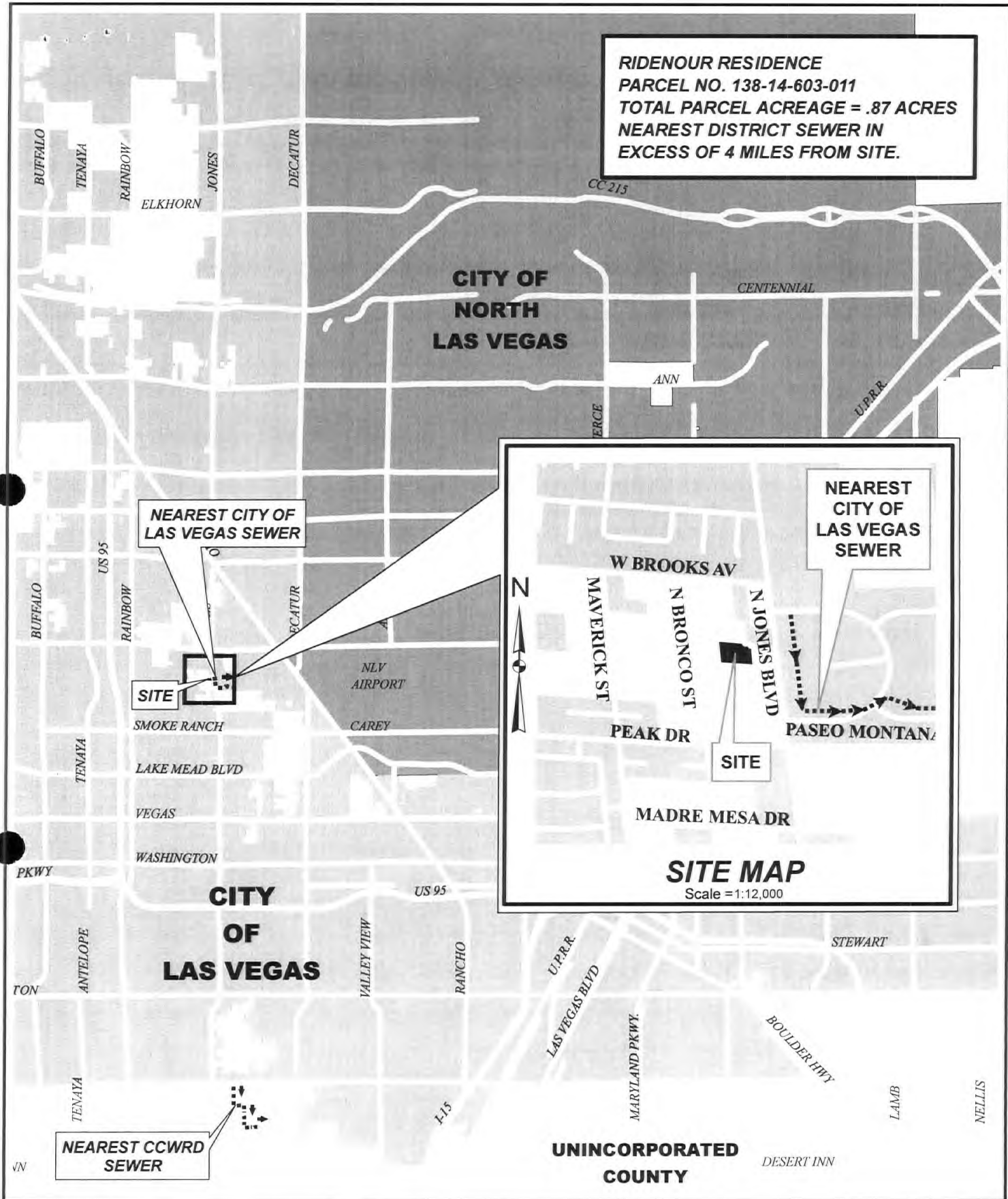
ATTEST:

By 
BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

By  11/28/06
Deputy City Attorney
Thomas R. Green

RIDENOUR RESIDENCE
PARCEL NO. 138-14-603-011
TOTAL PARCEL ACREAGE = .87 ACRES
NEAREST DISTRICT SEWER IN
EXCESS OF 4 MILES FROM SITE.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner (southwest corner of Industrial Road and Wyoming Avenue) - Ward 3 (Reese)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is for an approximate 11-foot to 12-foot wide area of landscaping at the southwest corner of Industrial Road and Wyoming Avenue, extending southward on Industrial Road from Wyoming Avenue for approximately 80-feet. An approximate 12-foot wide area of landscaping on the south side of the driveway located on the west side of Industrial Road, extending southward from the driveway for approximately 15-feet and an approximate 1-foot to 2-foot wide area of landscaping on the south side of Wyoming Avenue, extending westward from Industrial Road for approximately 212-feet. All of the landscaping shall consist of trees, shrubs, ground cover and an irrigation system for proposed parking lot improvements located at 1600 Industrial Road. If approved, the applicant will be required to sign an Encroachment Agreement that has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

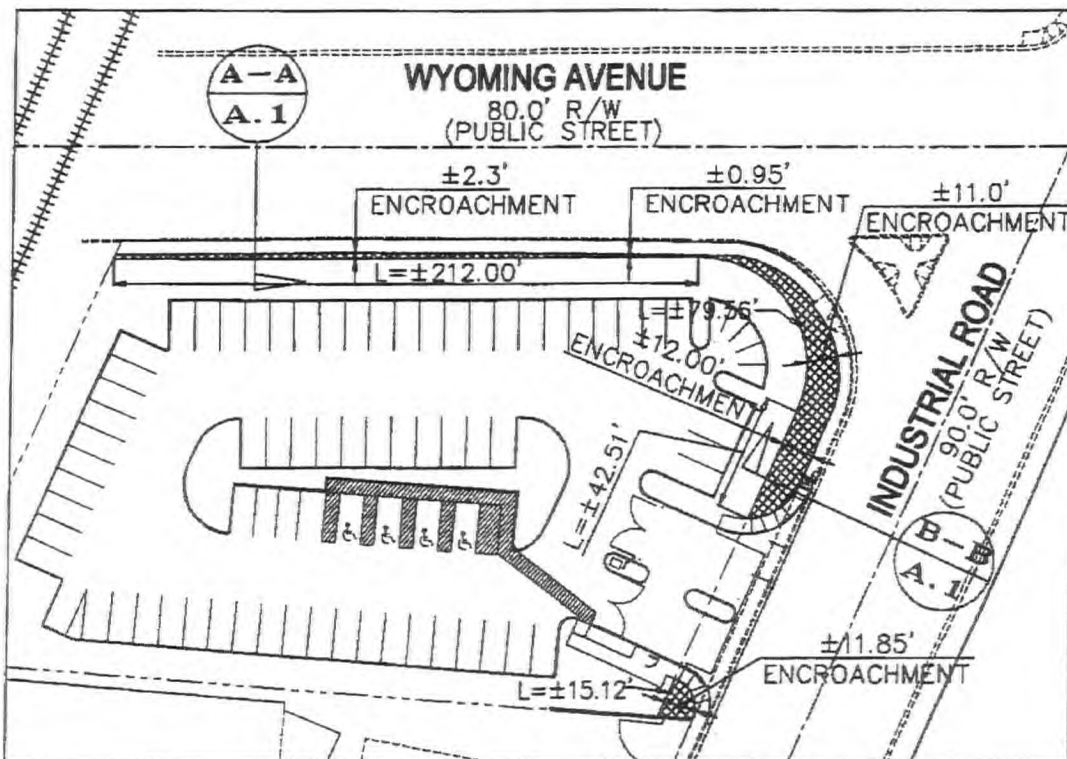
BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (southwest corner of Industrial Road and Wyoming Avenue)
2. Copy of Encroachment Exhibit "A1" (typical sections of Wyoming Avenue and Industrial Road)

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)



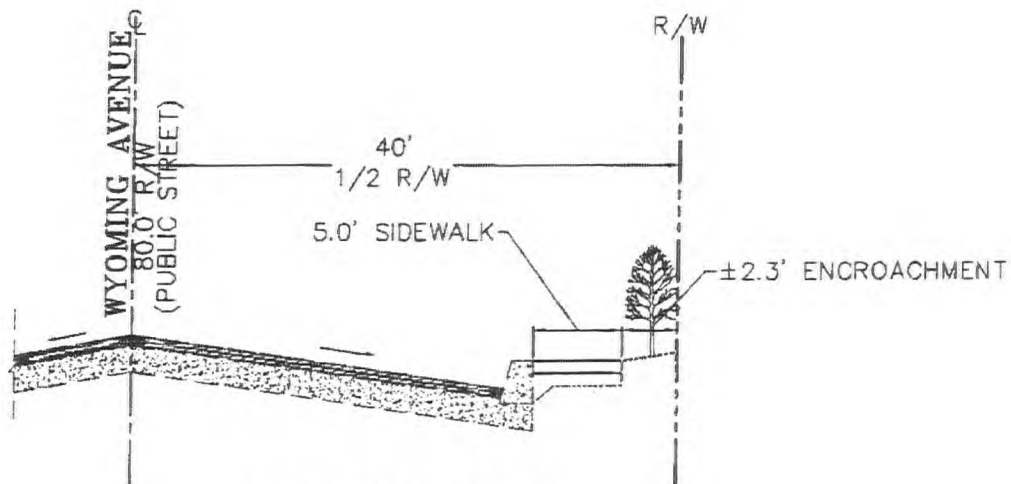
ENCROACHED
AREA

EXHIBIT A FOR LANDSCAPING

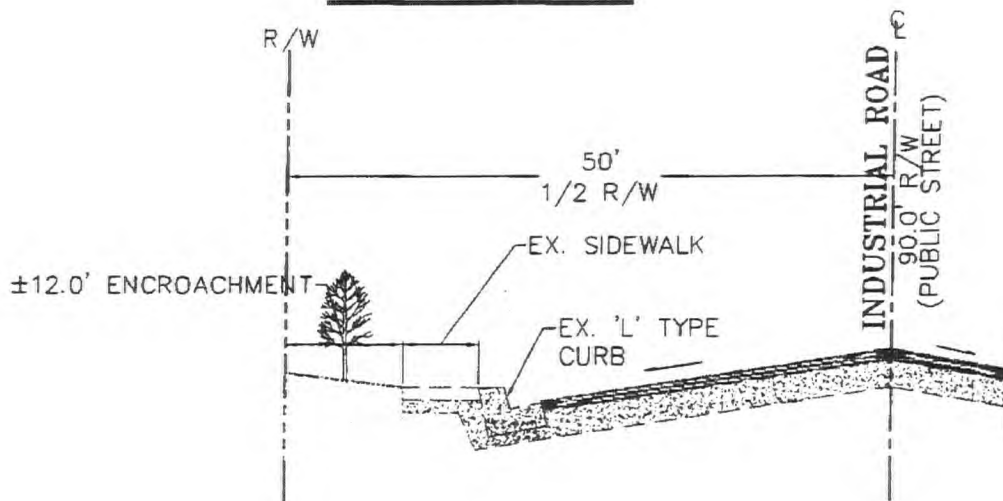
PROJECT: PARKING LOT IMPROVEMENTS

SCALE: NTS

DATE: 10/13/06



SECTION A-A



SECTION B-B

EXHIBIT A.1

FOR LANDSCAPING

PROJECT: PARKING LOT IMPROVEMENTS

SCALE: NTS

DATE: 10/13/06

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of an Encroachment Request from DRC Engineering on behalf of Lost at Sea Limited Partnership, owner (southeast corner of Jones Boulevard and Craig Road) - Ward 6 (Ross)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is for landscaping at the southeast corner of Jones Boulevard and Craig Road and an approximate 15-foot wide area of landscaping on the east side of the sidewalk located on the east side of Jones Boulevard extending southward from Craig Road for approximately 200-feet consisting of trees, shrubs, ground cover and an irrigation system for the proposed Craig/Jones Commercial Center. If approved, the applicant will be required to sign an Encroachment Agreement that has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

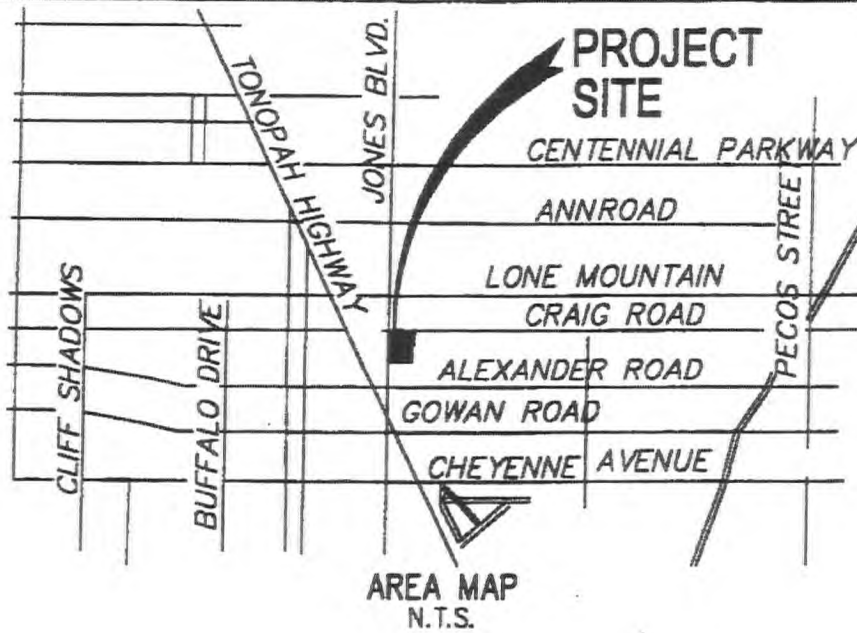
BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (southeast corner of Jones Boulevard and Craig Road)

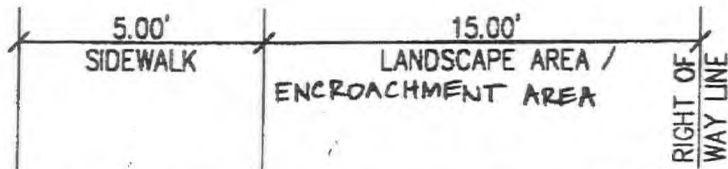
Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

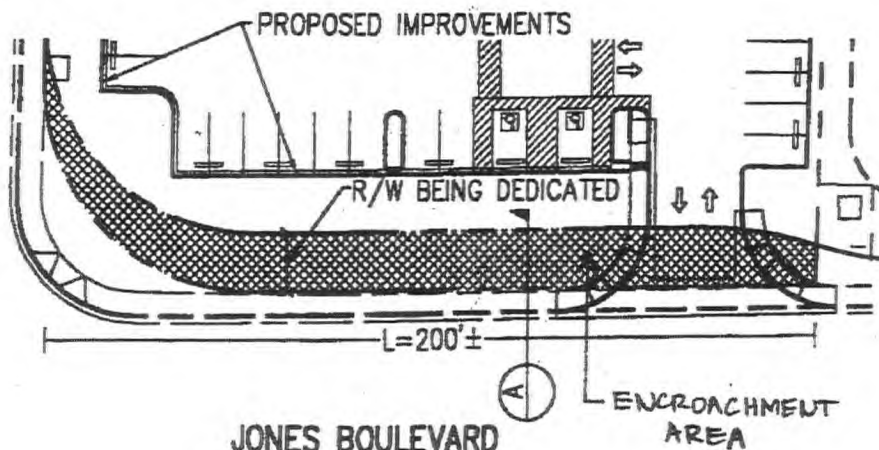
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)



JONES BOULEVARD
110' R/W
(PUBLIC STREET)



TYPICAL SECTION "A"
N.T.S.



JONES BOULEVARD
110' R/W
(PUBLIC STREET)

ENCROACHMENT EXHIBIT
"A"

JOB NO: LV05-253
DATE: 10/16/06
DRAWN BY: BWD
CHECKED BY: DPW

DEVELOPMENT RESOURCE CONSULTANTS, INC.
7180 DEAN MARTIN DRIVE, SUITE 800
LAS VEGAS, NV 89118
PHONE: 702.270.6119 FAX: 702.270.4899

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ Consent ☐ Discussion

SUBJECT:

Approval of an Encroachment Request from Pardee Homes Nevada, owner (northeast corner of Tee Pee Lane and Bath Drive) - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is for landscaping at the northeast corner of Tee Pee Lane and Bath Drive with an approximate 5-foot wide area of landscaping on the east and west sides of the sidewalk located on the east side of Tee Pee Lane between Bath Drive and Deer Springs Way and landscaping at the southeast corner of Tee Pee Lane and Deer Springs Way. An approximate 3-foot wide area of landscaping on the north side of the sidewalk located on the south side of Deer Springs Way extending eastward from Tee Pee Lane for approximately 281-feet and a 5-foot to 8-foot wide area of landscaping on the south side of the sidewalk located on the north side of Bath Drive extending approximately 209-feet eastward from Tee Pee Lane, with landscaping at the northwest and northeast corners of Bath Drive and Robinson Canyon Court. The landscaping will consist of trees, shrubs, ground cover, pavers, grass and an irrigation system to meet Town Center landscaping requirements for the proposed Town Center 44/50 #2 residential subdivision. If approved, the applicant will be required to sign an Encroachment Agreement that has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

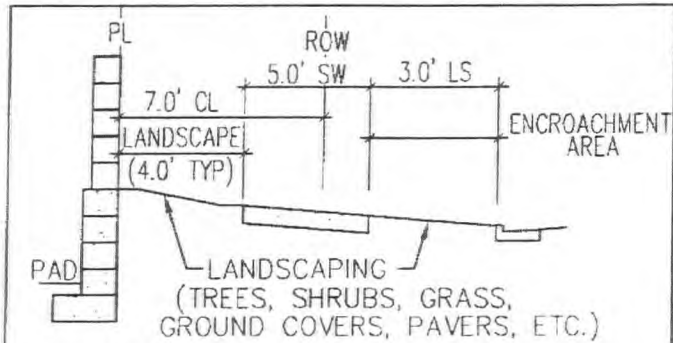
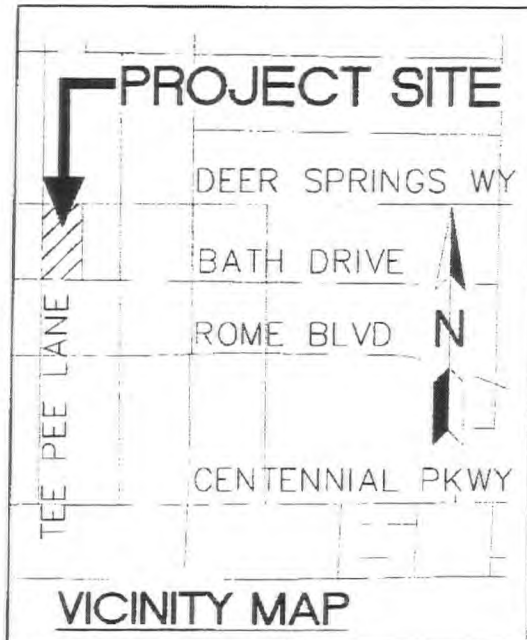
1. Copy of Encroachment Exhibit "A" (vicinity map and typical sections of Tee Pee Lane, Deer Springs Way and Bath Drive)
2. Copy of Encroachment Exhibit "B" (northeast corner of Tee Pee Lane and Bath Drive)

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

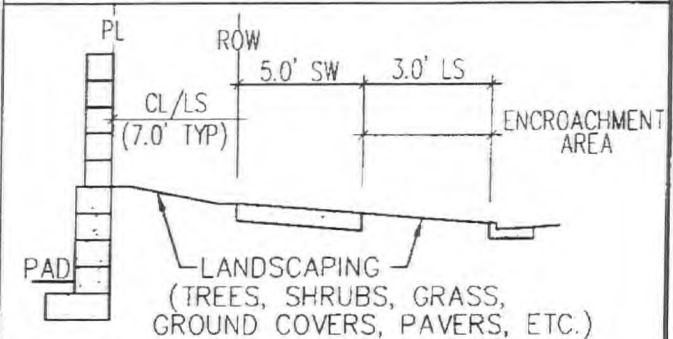
EXHIBIT "A"



D. TYPICAL SECTION

NOT TO SCALE

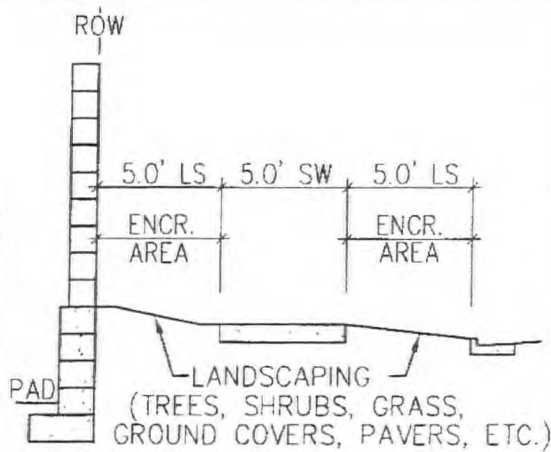
DEER SPRINGS WAY



C. TYPICAL SECTION

NOT TO SCALE

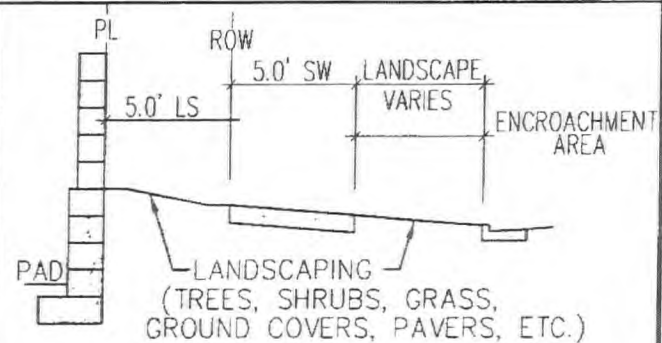
DEER SPRINGS WAY



A. TYPICAL SECTION

NOT TO SCALE

TEE PEE LANE



B. TYPICAL SECTION

NOT TO SCALE

BATH DRIVE

S-I-G SLATER
HANIFAN
GROUP
CONSULTING ENGINEERS & PLANNERS

PARDEE HOMES
TOWN CENTER 44/50 No. 2
ENCROACHMENT EXHIBIT

DATE: 10/19/06
DRAFTER: EHK
DESIGNER: JDP
CHECKED: TJS

PROJECT NO.
PAR0302.009
S-1
SHEET 1 OF 2

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of an Encroachment Request from Pulte Homes on behalf of PN II, Incorporated, owner (southwest corner of Jones Boulevard and Iron Mountain Road) - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is for an approximate 10-foot wide area of landscaping on the west side of the sidewalk located on the west side of Jones Boulevard between Iron Mountain Road and Brent Lane. An approximate 5-foot wide area of landscaping on the north side of the sidewalk located on the south side of Iron Mountain Road extending westward from Jones Boulevard for approximately 1,234-feet and an approximate 10.5-foot wide area of landscaping on the north side of Brent Lane extending westward from Jones Boulevard for approximately 920-feet. All of the landscaping shall consist of trees, shrubs, ground cover and an irrigation system for the proposed Stratton 35 development. If approved, the applicant will be required to sign an Encroachment Agreement that has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

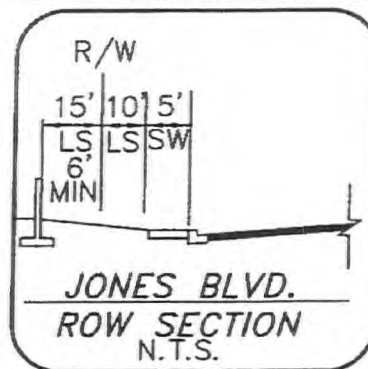
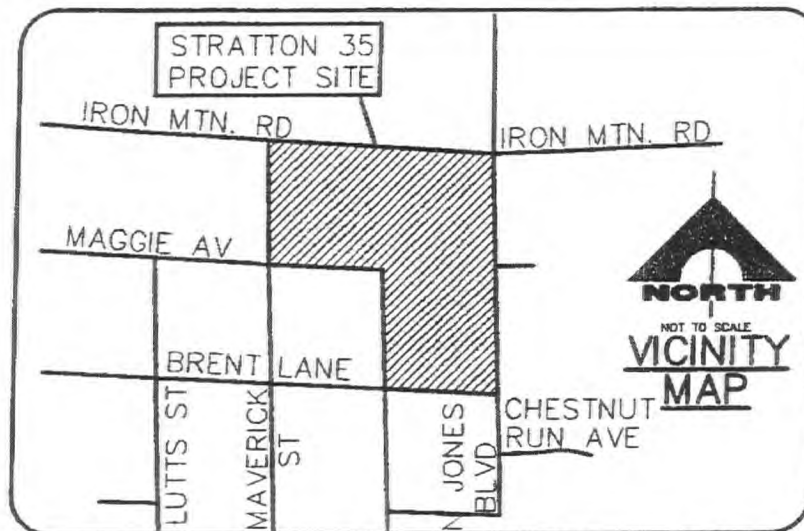
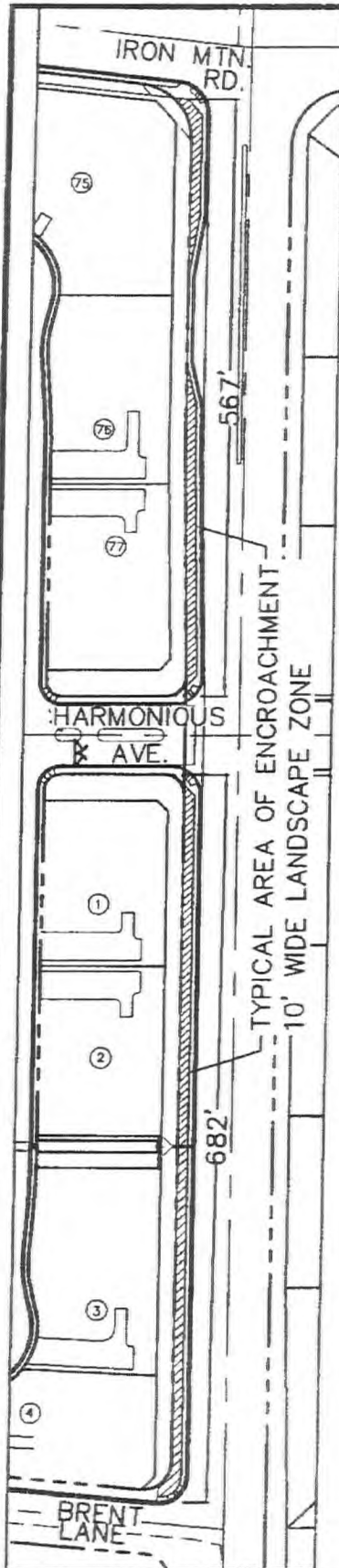
BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (Jones Boulevard)
2. Copy of Encroachment Exhibit "B" (Iron Mountain Road)
3. Copy of Encroachment Exhibit "C" (Brent Lane)

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)



LANDSCAPE AREA

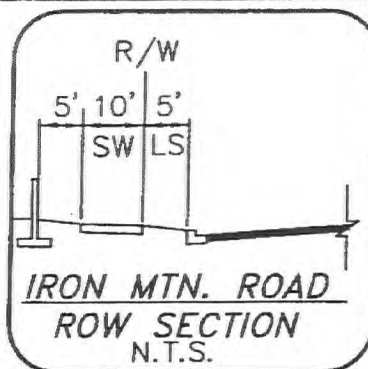
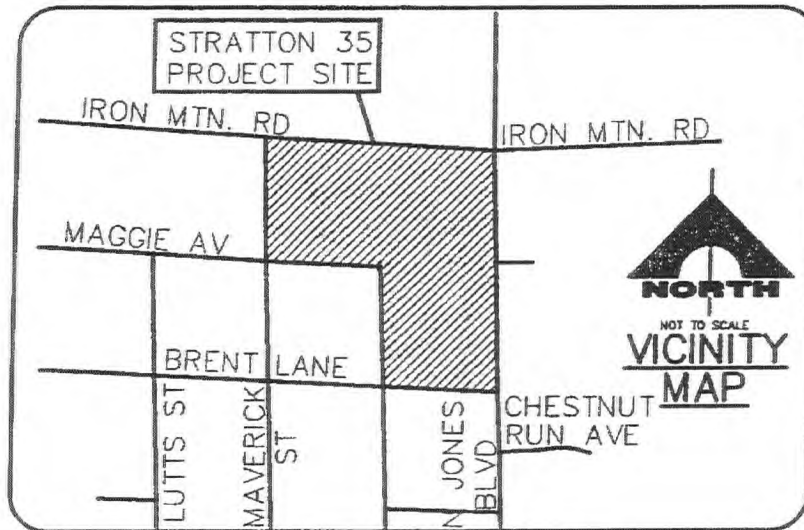
EXHIBIT **"A"**

JONES BLVD.
LANDSCAPE EXHIBIT
NOT TO SCALE

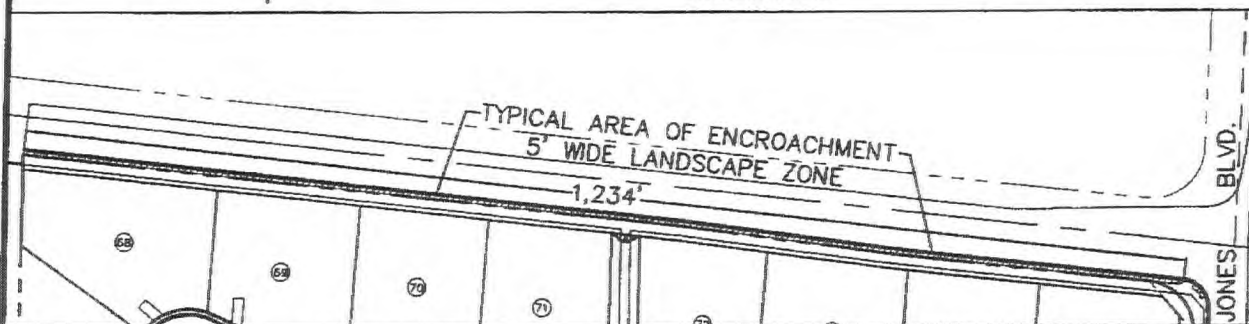


G.C. WALLACE, INC.
Engineers/Planners/Surveyors

10-23-06



LANDSCAPE AREA



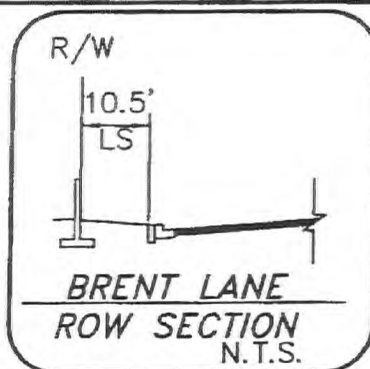
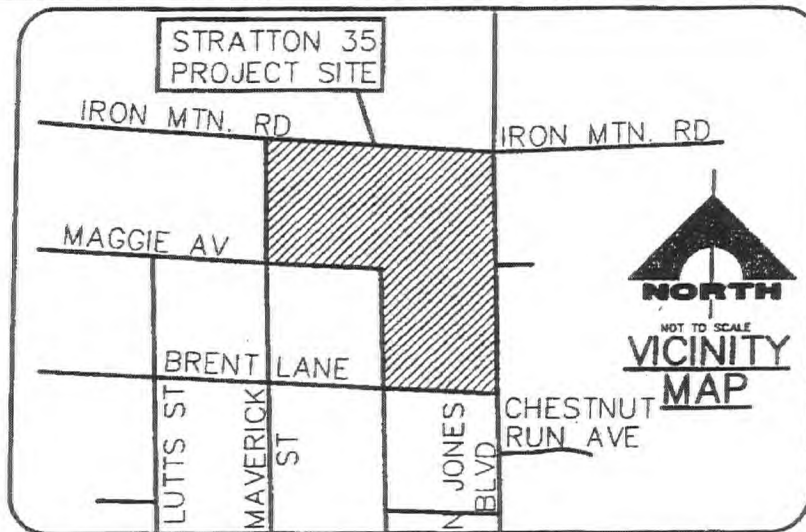
**IRON MOUNTAIN ROAD
LANDSCAPE EXHIBIT**

NOT TO SCALE

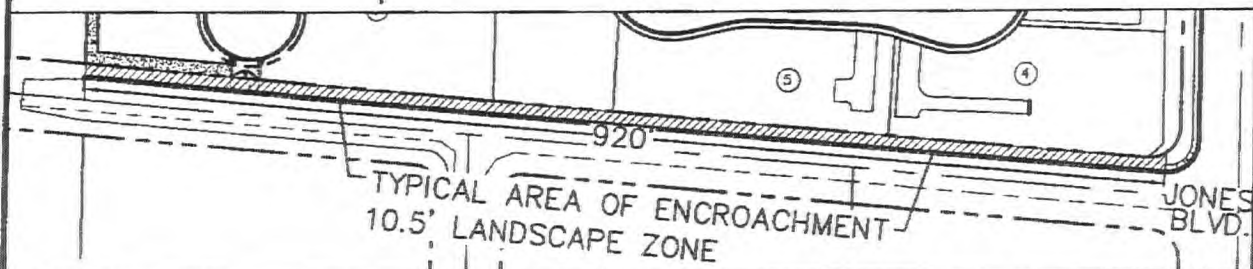
EXHIBIT **"B"**



G.C. WALLACE, INC.
Engineers/Planners/Surveyors



LANDSCAPE AREA



**BRENT LANE
LANDSCAPE EXHIBIT**
NOT TO SCALE

EXHIBIT "C"



G.C. WALLACE, INC.
Engineers/Planners/Surveyors

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, LLC, on behalf of Real Estate Unlimited, LLC, owner (north of Lone Mountain Road, east of Miller Lane, APNs 125-33-804-006 and -007) - County (near Ward 4 - Brown)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect four single family dwellings located north of Lone Mountain Road and east of Miller Lane. The owner proposes to connect to the 27-inch sewer line located in Lone Mountain Road. The Planning Department has determined the project does conform to the City's General Plan for the area. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area."

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Submitted after meeting – Executed Interlocal Agreement No. 461

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

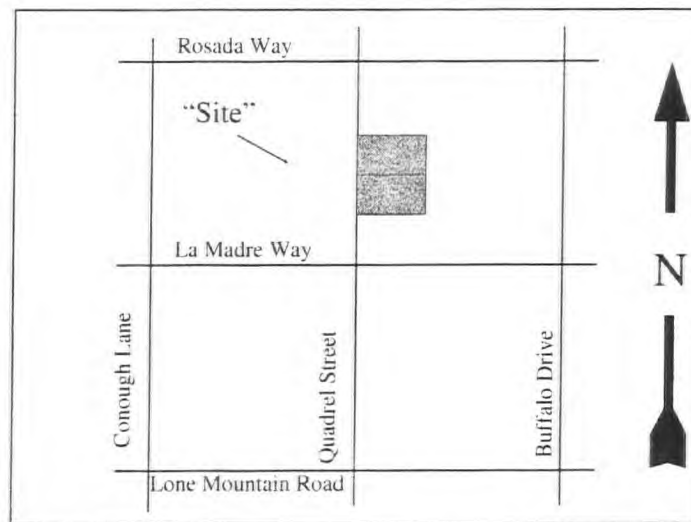
AGENDA MEMO

CITY COUNCIL MEETING DATE: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

**ITEM DESCRIPTION: APPROVAL OF A SEWER CONNECTION AND
INTERLOCAL CONTRACT WITH CLARK COUNTY WATER
RECLAMATION DISTRICT – BAUGHMAN AND TURNER, LLC ON
BEHALF OF REAL ESTATE UNLIMITED, LLC, OWNER (NORTH OF
LONE MOUNTAIN ROAD, EAST OF MILLER LANE, APNS 125-33-804-
006 AND -007)**

VICINITY MAP



INTERLOCAL CONTRACT

THIS CONTRACT is entered into as of the 13th day of October, 2006, by and between the CLARK COUNTY WATER RECLAMATION DISTRICT ("DISTRICT") and the CITY OF LAS VEGAS ("CITY"), both political subdivisions of the State of Nevada, located within Clark County, Nevada.

WITNESSETH:

WHEREAS, NRS 277.180 provides that one or more public agencies may enter into contracts for the performance of sewer service activity or any undertaking which the agency is authorized by law to perform; and

WHEREAS, the CITY provides sewage treatment at its own facilities; and

WHEREAS, DISTRICT sewer lines are not accessible to provide service to the area as shown in Exhibit "A," owned by REAL ESTATE UNLIMITED, 2.5 acres – vacant land ; Parcel No's. 125-33-804-006 & 007 which are within the boundaries of the DISTRICT and beyond the corporate limits of the CITY but which is more accessible to sewer service by the CITY; and

WHEREAS, DISTRICT and CITY are willing to enter into a CONTRACT whereby CITY will provide sewer service to that area as shown on the attached Exhibit "A."

NOW THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, the parties agree as follows:

1. CITY, at its established rates and in accordance with all CITY resolutions and policies, shall allow connection to CITY sewage collection system by, and will provide sewer service to, that area as shown on attached Exhibit "A" which is located within Clark County.

2. Upon adoption of this CONTRACT, DISTRICT will require all customers/applicants who are located within the boundaries of Exhibit "A" to pay

sewer service and System Development Approval (SDA) charges directly to the CITY. CITY will issue a receipt of payment to each customer/applicant; each customer/applicant shall submit this paid receipt and copy of approved application to the DISTRICT and obtain a DISTRICT SDA for issuance of a Clark County building permit(s).

3. This agreement shall be for a term of fifty (50) years or when DISTRICT sewer service becomes available, whichever should first occur. "Available" is defined to mean a sewer service line within 400 feet of the Customer's location with capacity to handle the Customer's discharge.

4. No joint venture is contemplated or established hereby, and neither of the parties shall be deemed to be the agent of the other for any purpose by virtue of this CONTRACT.

5. This CONTRACT shall not be deemed to be for the benefit of any entity or person who is not a party hereto, and neither this CONTRACT, nor any interest therein, may be assigned without the prior written consent of the nonassigning party.

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6. Each party warrants to the other that they have the authority and capacity to perform the provisions hereof.

WITNESS OUR HANDS the day and year first above written.

CLARK COUNTY WATER RECLAMATION DISTRICT

By 
RICHARD MENDES, General Manager

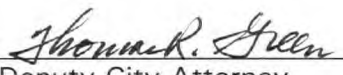
CITY OF LAS VEGAS

By 
OSCAR B. GOODMAN, Mayor

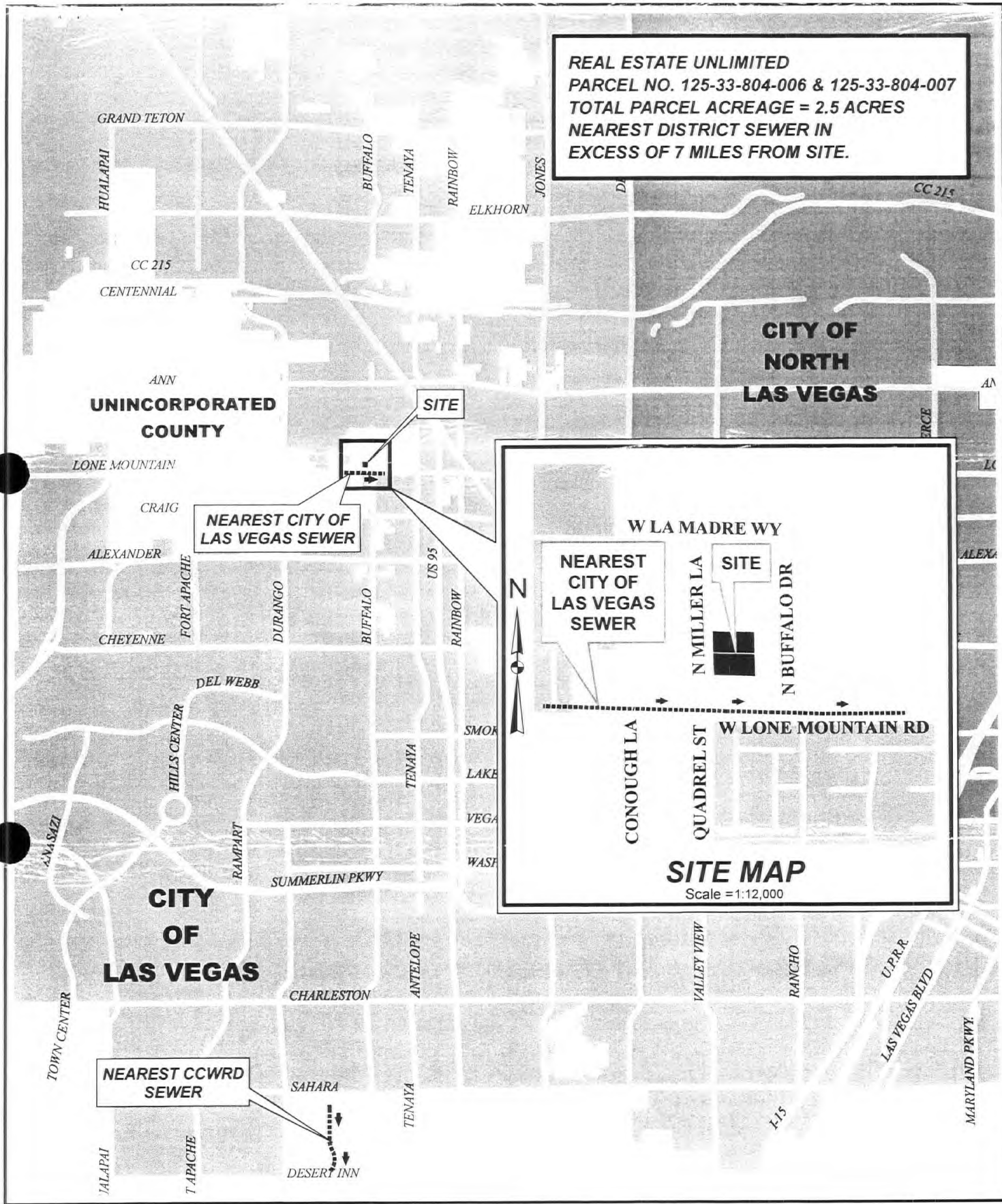
ATTEST:

By 
BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

By  11/28/06
Deputy City Attorney
Thomas R. Green

REAL ESTATE UNLIMITED
PARCEL NO. 125-33-804-006 & 125-33-804-007
TOTAL PARCEL ACREAGE = 2.5 ACRES
NEAREST DISTRICT SEWER IN
EXCESS OF 7 MILES FROM SITE.



Scale = 1:96,000



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS**DIRECTOR: CHARLIE KAJKOWSKI**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval of ratification of the City's execution of the Amended Interlocal Cooperative Agreement which became effective September 8, 2006, between the Clark County Water Reclamation District and the Cities of Las Vegas, Henderson and North Las Vegas for establishment of the Clean Water Coalition - All Wards

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

On August 2, 2006, the City Council authorized the execution of the above-referenced Amended Interlocal Cooperative Agreement (Agreement), which admits the City of North Las Vegas into the Clean Water Coalition, establishes regional connection and user fees and makes administrative rule changes. All parties have since executed the Agreement, which became effective September 8, 2006, following the approval of the Nevada Attorney General. The executed Agreement, however, has differences at Sections 4.7 and 12.2.2.5 from the proposed Agreement included in the City Council's backup materials on August 2, 2006. (See Exhibits "A" and "B" attached hereto) The City Council is being requested to ratify the Agreement as executed with the referenced changes.

RECOMMENDATION:

Ratification of the above-referenced Amended Interlocal Cooperative Agreement, which became effective September 8, 2006.

BACKUP DOCUMENTATION:

1. Exhibit "A" Executed Amended Interlocal Cooperative Agreement
2. Exhibit "B" Sections 4.7 and 12.2.2.5 of the proposed Amended Interlocal Cooperative Agreement submitted as City Council backup materials on August 2, 2006

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Exhibit "A"

Executed Amended Interlocal Cooperative Agreement

**AMENDED
INTERLOCAL COOPERATIVE AGREEMENT
ESTABLISHING THE CLEAN WATER COALITION**

This Amended Agreement ("Amended Agreement") is dated the 8th day of September, 2006, and is among the City of Las Vegas, City of Henderson, City of North Las Vegas, and the Clark County Water Reclamation District (formerly the Clark County Sanitation District), all of which are public agencies in the State of Nevada (the "Members").

RECITALS:

- A. NRS 277.110 and 277.120 provide that any one or more public agencies may enter into agreement with any one or more other public agencies for the joint exercise of any power, privilege or authority exercised or capable of exercise by any one or more of the public agencies or for joint or cooperative action by the public agencies and may create a separate legal or administrative entity to conduct the joint or cooperative undertaking.
- B. Each of the Members share a common environmental, economic and regulatory interest in the efficient and responsible collection, treatment, reuse and discharge of municipal Effluent.
- C. The Members have a history of cooperatively working on programs and projects of common benefit and interest.
- D. On November 20, 2002, the City of Las Vegas, the City of Henderson, and the Clark County Sanitation District entered into an Interlocal Cooperative Agreement ("Agreement") which formed the Clean Water Coalition, a political subdivision of the State of Nevada pursuant to NRS 277.110 and 277.120 for the purpose of planning, permitting, designing, constructing, and operating a Systems Conveyance and Operations Program (SCOP) to collect and convey treated Effluent from the respective Treatment Facilities of each agency to Lake Mead.
- E. The City of North Las Vegas provides its citizens with Wastewater service and currently contracts with the City of Las Vegas and the Clark County Water Reclamation District for treatment services and, therefore, has no additional obligation for past SCOP costs.
- F. In order to finance the design and construction of the SCOP facilities, it will be necessary to consider the establishment of regional sewer connection charges and regional sewer user charges ("Regional Fees") which will be collected from each of the Members.

NOW, THEREFORE, the Members agree as follows:

Section I CWC Created

- 1.1 There was created a legal entity known as the "Clean Water Coalition" ("CWC") by interlocal agreement effective November 20, 2002, by and between the Clark County Sanitation District (now known as the Clark County Water Reclamation District), the City of Henderson, and the City of Las Vegas. This Amended Agreement is to amend the Agreement as set forth herein. This Amended Agreement completely restates the Agreement, and is by and between the Clark County Water Reclamation District, the City of Henderson, the City of Las Vegas, and the City of North Las Vegas. The CWC is established pursuant to the provisions of Chapter 277, NRS, is a political subdivision of the State of Nevada, and is an entity separate from its members pursuant to NRS 277.074 and NRS 277.120.

Section II Conferred and Prohibited Functions of CWC

- 2.1 **Conferred Functions:** To undertake implementation of all aspects of the Systems Conveyance and Operations Program ("SCOP") as may be approved by the Governing Boards of each Member and by the Board of the CWC as provided in this Amended Agreement.
- 2.1.1 SCOP means the planning, designing, financing, construction, and operation and maintenance of a regional system for the conveyance of Effluent from existing and future Wastewater Treatment Facilities, to the ultimate outfall location(s) returning Effluent to the Colorado River system or other locations as the CWC Members approve. The regional system may include the following:
- (a) Physical facilities such as pipelines, tunnels, energy recovery facilities, and all appurtenant structures.
 - (b) Real and personal property, including leases of the same, rights-of-way permits, and licenses associated with the regional system facilities, including environmental impact statements.
 - (c) Any other regional system facilities associated with the treatment and conveyance of Effluent, downstream of the discharge point of the Member's treatment facilities.
 - (d) Any other such items as listed in Paragraphs (a) through (c) of this section 2.1.1 that the Members may include within the SCOP.
- 2.1.2 To manage the Effluent flowing through CWC facilities.
- 2.1.3 To enter into contracts for the sale or lease of power produced from energy recovery facilities which may be constructed as part of the CWC Facilities.

2.2 **Prohibited Functions:** Any function which is not a conferred function is a prohibited function.

2.2.1 Except to the extent permitted by applicable law, the CWC shall not perform any function or exercise any power that is not performable or exercisable by at least one of the Members.

2.2.2 Except as provided herein with respect to Members, nothing in this Agreement is intended to supersede or restrict the jurisdiction of any federal, state, or local public entity.

2.2.3 CWC shall not perform any function that is being performed by a Member without written consent of such Member.

Section III Powers

3.1 **Powers.** In furtherance of the Conferred Functions, and subject to the limitations thereof, the CWC shall have the power to undertake any of the following:

- (a) To adopt and amend operating plans and procedures for all CWC activities.
- (b) To adopt and amend Capital Improvement Plans.
- (c) To adopt and amend Capital Budgets and Operating Budgets.
- (d) To hire personnel, including legal counsel, and fix salaries and compensation for such personnel.
- (e) To contract for the services of engineers, attorneys, planners, financial, and other consultants.
- (f) To have and exercise the power of eminent domain throughout Clark County, Nevada.
- (g) To contract with any Member or other public agency for the provision of services to or by the CWC.
- (h) To enter into such contracts for design, construction, and other work as necessary to carry out its Conferred Functions and to exercise its powers.
- (i) To open and maintain bank accounts and to deposit funds therein and withdraw funds therefrom.
- (j) To sue and be sued in its own name.

- (k) To acquire, outright or through installment purchase contracts, possess, own, lease, encumber, and dispose of outright or through installment sales contracts, real and personal property, including easements and rights of way.
- (l) To obtain state, federal, or local licenses, permits, grants, loans, or aid from any agency of the United States, the State of Nevada, or any other public or private entity necessary or convenient for the performance of any Conferred Function or the exercise of any of its powers.
- (m) To finance the design, construction, operation, maintenance and replacement of all facilities which may be needed to carry out the Conferred Functions of this Agreement, including the establishment of equitable funding arrangements for all aspects of the development, construction, and operation of the SCOP, with full power to borrow money, incur debts, liabilities, and obligations, including the issuance of bonds, notes, or other evidences of indebtedness.
- (n) To perform all other acts necessary or convenient for the performance of any Conferred Function or the exercise of any of its powers.
- (o) To enter into contracts to produce revenue for the CWC.
- (p) To assess Members for their agreed on share of administrative, operation, and maintenance and capital costs of the CWC.
- (q) To establish and adjust regional sewer connection charges and/or regional sewer user charges to defray all or any portion of the costs of the CWC.

Section IV Governing Board of CWC

- 4.1 The business and affairs of CWC shall be conducted and managed by a governing board, which shall be termed the Management Board ("Board"), which shall be subject to Nevada law pertaining to open meetings, if applicable.
- 4.2 The Board shall consist of one (1) representative from each Member signing this Amended Agreement, together with one (1) alternate representative from each Member. Each Member shall promptly designate its representative and alternate to the Board. Each representative and alternate shall hold office until the Member appointing such representative or alternate selects a successor and notifies the Board in writing of each successor's appointment. In the absence of a Member's representative, that Member's alternate shall act as its representative. A Member's representative and alternate shall be members of the governing board of such Member.
- 4.3 The officers of CWC shall consist of a Chairman, a Vice Chairman, and Secretary who shall be Members of the Board. The Board shall, at a meeting of the Board, which shall

be held in December each year or at the next Board meeting if no meeting is held in December, elect the Chairman, Vice Chairman, and Secretary who shall serve until their successors are chosen. In the event an officer's appointment to the Board is terminated by the Member designating such officer, the Board shall select a replacement officer at its next meeting.

- 4.4 The Chairman shall conduct the meetings of the Board or, in his absence, the meetings shall be conducted by the Vice Chairman. The Secretary shall be responsible for keeping accurate minutes of all meetings of the Board.
- 4.5 The time and place of regular meetings of the Board shall be determined by the Board, but such meetings shall be held at least every three (3) months. Any member of the Board may call a meeting of the Board, provided each member and alternate is given at least seven (7) working days' written notice and notice in accordance with Nevada's open meeting law. The Members of the Board may waive notice in writing or by attendance at a meeting.
- 4.6 A quorum for the transaction of business by the Board shall be present if seventy-five percent (75%) of the Members are represented by their respective representatives or alternates.
- 4.7 The following actions of the Board require that there be unanimous consent of the representatives or alternates of all the Members:
 - (a) Approval and amendment of all Capital Improvement Plans.
 - (b) Approval of all Annual Capital Budgets and Annual Operating Budgets.
 - (c) Authorization to borrow money.
 - (d) Admission of a new member to the CWC.
 - (e) Termination of this Agreement.
 - (f) Dispute resolution pursuant to Section XX of this Amended Agreement.
 - (g) Determining the point of connection between CWC Facilities and new or additional facilities, which introduce additional Effluent into CWC's Facilities.
- 4.8 All other action of the Board shall be taken by majority vote of the Members of the Board.

- 4.9 The CWC shall notify each Member in writing pursuant to Section XXI of any proposed increase in Regional Fees not less than thirty (30) days prior to the Board meeting at which such increase is to be considered.
- 4.10 The Board may adopt Rules for conduct of the business of the Board. Such Rules shall include an obligation on each representative to submit information on a timely basis, as necessary, for annual or more frequent approvals of Operating Plans and Budgets.

Section V
Approval of Certain Matters by the Governing Boards of the Members

- 5.1 Except as provided in Subsection 5.2, the approval of the governing boards of each Member, in addition to action taken by the Board as required by this Amended Agreement, shall be required for the following actions:
- (a) Approval and amendment of all Capital Improvement Plans.
 - (b) Approval and amendment of all Annual Operating Budgets and Annual Capital Budgets.
 - (c) Authorization to borrow money.
 - (d) Admission of new Members.
 - (e) Termination of this Agreement.
- 5.2 After the date established by the Board pursuant to the provisions of Paragraph 12.2.1, the approval of the governing boards of each Member shall not be required with respect to items (b) and (c) set forth above in Subsection 5.1 and items (b) and (c) set forth above in Subsection 4.7 shall no longer require unanimous consent of the representatives or alternates of all Board Members.

Section VI
Fiscal Year

- 6.1 The fiscal year of CWC shall be July 1 through June 30.

**Section VII
Principal Office**

- 7.1 The principal office of CWC shall be established by the Board.

**Section VIII
Additional Members**

- 8.1 In the event an entity other than the Members desires to become a Member ("New Member") of the CWC, such entity may become a Member on such terms and conditions as the Board shall prescribe, provided that the terms and conditions shall include, without limitation, the following provisions:
- (a) That the NPDES permits of the Members will not be adversely affected by the proposed New Member using CWC Facilities.
 - (b) That the proposed New Member will assume its pro rata share of existing financial obligations of CWC in a manner acceptable to the Members. In the event each Member is jointly and severally liable for certain financial obligations of the CWC, the proposed New Member shall also assume joint and several liability in like manner as the existing Members.
 - (c) That the proposed New Member shall execute a copy of this Amended Agreement and all amendments hereto and shall agree to be bound by all provisions hereof.
 - (d) That the proposed New Member shall, concurrently with its execution of this Amended Agreement and all amendments hereto, pay its proportionate share of all cash obligations of the Members for the then current period.
 - (e) Any provision which may be appropriate as determined by the Board concerning purchase of an equity position in CWC.
- 8.2 Alternatively, in lieu of admitting an entity as a New Member, the Board may elect to accept such entity's Discharge through the CWC Facilities on such terms as the Board shall determine and for such charges as the Board shall determine, in its sole discretion, taking into account the Annual Capital Budget obligations, the Annual Operating Budget requirements, debt service, and any other matters the Board deems relevant. Any action by the Board pursuant to this Section shall include the provisions of Subparagraph (a) of Subsection 8.1, above.

Section IX
General Manager (formerly the Program Administrator)

- 9.1 The General Manager shall be the chief administrative officer of the CWC, shall be appointed by and serve at the pleasure of the Board, and shall be responsible to the Board for the proper and efficient administration of the CWC.
- 9.2 The Board shall review the performance and compensation of the General Manager annually.
- 9.3 Subject to the direction by the Board, and to such requirements as the Board may impose, the General Manager shall have the power:
- (a) To plan, organize, and direct all CWC activities;
 - (b) Subject to law, to appoint and remove CWC employees;
 - (c) To enter into contracts on behalf of the CWC but only as approved by the Board for contracts which obligate the CWC to expend the sum of \$25,000 or more; and
 - (d) To take such action and authorize such expenditures as specifically authorized by the Board.

Section X
Water Rights

- 10.1 Each Operating Member holds or has applied to the State Engineer for primary permits which cover the Discharge from their respective Treatment Facilities. Accordingly, it is the intent of the parties that each Operating Member shall own its proportionate share of the combined Discharge through the CWC Facilities subject to the provisions of this Amended Agreement until such time as the same is discharged into the Colorado River, at which time it is understood that the Discharge constitutes return flow to the river for which the State of Nevada is entitled to credit from the United States Secretary of Interior under existing contracts.

Section XI
Electric Energy and Other Revenue

- 11.1 Revenues received by the CWC from any source, including its own electrical energy production, shall be applied to the obligations and benefit of the CWC, as determined by the Board, and shall not inure to the benefit of any particular Member or Members or other entity.

Section XII
Fiscal Matters

12.1 **Annual Budgets.** Unless otherwise provided by law, tentative Annual Operating Budgets and Annual Capital Budgets shall be prepared for each ensuing fiscal year on or before March 15 with the final annual budgets being adopted on or before June 1 of each year.

12.1.1 The annual budgets shall be prepared in a line item format.

12.1.2 All Annual Operating Budgets and Annual Capital Budgets shall include all repayment obligations and long and short term contract obligations, which become payable during the period covered by such budgets.

12.1.3 The CWC shall not, during any fiscal year, expend or contract to expend any money, or incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts appropriated in the annual budgets for any category of expenditure, unless such expenditure is specifically approved by the Board.

12.2 **Assessment and Contributions for Operating and Capital Expenses.**

12.2.1 Until Regional Fees are in place to provide funding for CWC activities, the financial obligations of the CWC with respect to all Annual Operating Budgets and All Annual Capital Budgets shall be satisfied by the Members in the following percentages:

City of Las Vegas.....	30%
Clark County Water Reclamation District.....	46%
City of Henderson	14%
City of North Las Vegas	10%

After the date Regional Fees are in place and are providing funding for the CWC activities, including operating costs, debt reserves and debt funding, as such date is determined by the Board, the obligations of the Members to pay the costs of the CWC based on the percentages set forth in this paragraph shall cease.

12.2.2 **Regional Fees.**

12.2.2.1 Initial sewer connection charges will be assessed at \$800 per Equivalent Residential Unit (ERU), effective October 1, 2006. The CWC ERU charges are as defined within Attachment 1. Sewer connection charges will increase by 1.5% every six months, beginning July 1, 2007, and continue through January 1, 2009.

12.2.2.2 Initial sewer usage charges will be assessed at \$0.105 per thousand gallons of Influent. Influent data will be used as reported to the Clark County Sewage and Wastewater Advisory Committee (SWAC) or

as otherwise agreed to by the Board. Usage charges will be effective July 1, 2007.

12.2.2.3 After January 1, 2009, connection and usage charges will be evaluated periodically to ensure adequate revenue has been generated. Any adjustments to charges will be approved by the CWC Board.

12.2.2.4 Each Member shall determine, in its sole judgment, the method it chooses to raise funds needed to satisfy its obligations hereunder.

12.2.2.5 Member agencies may, at their discretion and with the concurrence of the CWC, enter into separate agreements with the CWC for the purpose of specifying the manner in which the Member agency will collect funds for the purpose of fulfilling its ratepayers' obligations to fund the SCOP project providing, however, that the terms of the separate agreement are consistent with the provisions of this agreement.

12.2.3 The dates for payments to be made by the Members in satisfaction of their obligations hereunder shall be as determined by the Board. Each member shall pay in full, when due, its obligations herein agreed to be paid. Each Member shall be liable to the CWC and every other Member to pay its respective share of Annual Operating and Annual Capital Budgets and any other obligations assessed against the Members in accordance with this Amended Agreement.

12.2.4 In the event, for whatever reason, insufficient funds are available to the CWC to satisfy all of its annual obligations (other than by reason of the default of a Member in paying its allocated share of such annual obligations), then such deficiency shall be assessed by the CWC against all Members: (a) in the same percentages set forth in Paragraph 12.2.1, if such deficiency occurs prior to the date established by the Board that Regional Fees are providing funding for CWC activities, or (b) in proportion to each Member's contribution to CWC funding obligations from Regional Fees, for the twelve (12) months prior to the month the deficiency occurs, if the deficiency occurs after the date that Regional Fees are providing funding for CWC activities as determined by the Board pursuant to Paragraph 12.2.1. If the deficiency arises before the expiration of twelve (12) months from the date established by the Board, the Members contributions for the time period which is available shall be annualized. The CWC shall send a statement to each Member for its apportioned share of the deficiency immediately upon exercising its rights pursuant to this Subsection. Each Member shall pay the amount of the deficiency apportioned to it within 45 days after receipt of the statement pursuant to Section XXI hereof. The CWC may continue to apportion deficiencies to Members pursuant to this Subsection for so long as the deficiency exists. The Board may establish reserves and procedures for determining available funds.

- 12.2.5 The Board, in establishing Annual Operating Budgets and Annual Capital Budgets, may establish such reserves as deemed appropriate by the Board as may be required by any debt instrument of the CWC, or as may be required by the state or county bond banks.
- 12.2.6 Contributions or advances of public funds and of personnel, supplies, equipment, or property may be made to the CWC by any Member for any of the purposes of this Amended Agreement, with the consent of the Board. Any such advance may be made subject to repayment as agreed to by the Member and the CWC.
- 12.3 **Revenue Bonds.** The Board shall have the power and authority to issue revenue bonds, notes, and other obligations for the purposes and in accordance with the procedure and requirements set forth in NRS 277.0705 through 277.0755.
- 12.4 **Other Indebtedness.** The Board shall have the power and authority to issue bonds, notes, and other indebtedness, and to participate in state and local bond banks as provided by law.
- 12.5 **Accounting Procedures.** Complete books and accounts shall be maintained for the CWC in accordance with generally accepted accounting principles and standards, including compliance with all applicable statutes and regulations. Unless otherwise provided by law, the CWC may, in accordance with its needs, maintain funds and account groups pursuant to NRS 354.604.
- 12.6 **Audit.** The CWC shall provide for an annual audit of all funds and accounts pursuant to NRS 354.624. The audit must cover the business of the CWC during the full fiscal year. The audit shall be made by a public accountant, certified or registered, or by a partnership or professional corporation registered under the provisions of NRS Chapter 628. Such financial audit shall be conducted in accordance with generally accepted auditing standards, including comment on compliance with all applicable statutes and regulations, recommendations for improvements, and any other expression of opinion on any financial statements. The audit shall be completed and copies of the audit report provided to the Members not later than five (5) months after the close of the fiscal year for which the audit is conducted. The CWC shall act upon any recommendations of the report within three (3) months after receipt of the report, unless prompter action is required, pursuant to NRS 354.624.
- 12.7 **Reimbursement.**
- 12.7.1 No person, including Members, may receive reimbursement from the CWC for expenditures on behalf of the CWC in excess of \$25,000, unless the Board approves such reimbursement.
- 12.7.2 No person, including Members, may receive reimbursement from the CWC for expenditures on behalf of the CWC for amounts equal to or less than \$25,000, unless such reimbursement is approved in writing by the General Manager.

12.8 Audit of Payment of Regional Fees to the CWC.

- 12.8.1 All payments of Regional Fees to the CWC by the Members shall be accompanied by sufficient information to enable the CWC to determine the basis of the Member's calculation of the Regional Fees being paid.
- 12.8.2 The CWC, in its sole discretion may audit the books and records of any Member to verify the accuracy of payments of Regional Fees made by such Member to the CWC. All audits shall be conducted during regular business hours on not less than fourteen (14) working days' notice and shall be conducted pursuant to generally accepted auditing standards.

Section XIII Rights and Obligations of Members

- 13.1 **Rights.** All Members shall have all such rights as are set forth in this Amended Agreement. Specifically and subject to the terms of this Amended Agreement, all Members shall have the right to have the treated Effluent from the Wastewater generated within their respective jurisdictional boundaries or service territory, transported through the CWC Facilities up to the capacity of such facilities, whether the Member is an Operating Member or is a Member who contracts for its Wastewater to be treated by an Operating Member or Members.
- 13.2 **Obligations.** All Members are obligated to comply with the terms of this Amended Agreement and are bound by the provisions hereof. Specifically, and subject to the terms of this Amended Agreement, all Members are obligated to pay to the CWC, when due as determined by the Board, their share of the CWC costs whether based on a fixed and agreed percentage or based on Regional Fees. Each member is further specifically obligated to accurately determine the basis for calculating the Regional Fees to be paid by it to the CWC.

Section XIV Liabilities of the CWC

- 14.1 The debts, liabilities, and obligations of CWC shall be the debts, liabilities, and obligations of CWC alone and not any of the Members.
- 14.2 The Board shall provide for the timely payment of all liabilities and obligations of the CWC as the same may accrue from time to time.
- 14.3 The funds of CWC shall be used to defend, indemnify, and hold harmless the CWC, its officers and employees, and any Member for actions taken within the scope of the CWC. Nothing herein shall limit the right of the CWC to purchase insurance to provide coverage for any of the foregoing.

- 14.4 CWC may, with Board approval, assume contract obligations of any Member accruing after November 20, 2002, pursuant to contracts existing on such date which pertain to the planning and design of CWC Facilities and the preparation of an environmental impact statement therefore.

Section XV Discharge Standards

- 15.1 Each Operating Member shall adhere to the discharge standards set forth in its discharge permit issued by the Nevada Division of Environmental Protection ("NDEP"). The point of measurement of various elements and flows that are the subject of the discharge permit shall be at the point designated in each Operating Member's permit.
- 15.2 It is the intent of the parties that each Operating Member or other entity discharging Effluent into the CWC Facilities is responsible for maintaining the required standards for each Operating Member's or entity's Discharge and that there shall be no independent obligation on CWC to treat Effluent nor to obtain its own NPDES or equivalent discharge permit from the NDEP or from any other governmental agency, unless otherwise required by law.

Section XVI Operating Member Facilities – CWC Interface

- 16.1 Operating Member owned and operated Discharge facilities shall consist of all existing facilities of each Operating Member to the point of connection ("Point of Connection"), which shall be determined in each instance by the Board. All facilities, including monitoring and measuring equipment downstream of the Point of Connection, shall be owned and maintained by the CWC from and after the determination of the Point of Connection by the Board. Promptly, after the determination of the Point of Connection, each Operating Member shall transfer title to any facilities it may own downstream of the Point of Connection to the CWC, free and clear of all encumbrances, together with easements not less than 30 feet in width on either side of the centerline of such facilities, together with necessary access easements from public roads.
- 16.2 All new or additional facilities which may in the future be designed to discharge into the CWC Facilities shall be owned and maintained by the Operating Member or entity whose Effluent is being discharged, to the Point of Connection with the CWC Facilities, at (or before) which point the Discharge shall be monitored and measured. The Point of Connection shall be determined in each instance by the Board.

Section XVII
Operation and Maintenance of Facilities

- 17.1 The operation and maintenance of CWC Facilities and equipment shall be conducted and/or administered as designated by the Board. The Board may enter into agreements with an Operating Member or other person or entity to act as the Operating Agent for the CWC.
- 17.2 During the fiscal year preceding the fiscal year when it is anticipated by the General Manager that CWC Facilities will be in operation, the General Manager will submit to the Board not later than March 15, a Tentative Operating Plan. The Board shall approve an Operating Plan for the next fiscal year not later than June 1. Thereafter, Tentative Operating Plans shall be submitted by the General Manager to the Board by March 15 each year and the Board shall approve such plans for the next fiscal year not later than June 1.
- 17.3 The Operating Members shall cooperate with the CWC and its Operating Agent with respect to Discharge from their respective Treatment Facilities into the CWC Facilities or into the Las Vegas Wash. Subject to the operating constraints, if any, of the respective Treatment Facilities, it is agreed that the CWC, consistent with the approved Operating Plan, shall be responsible for determining at all times the amount of Effluent from each Operating Member's Treatment Facilities that will be discharged to the Las Vegas Wash and the amount that will be introduced into the CWC Facilities. The Operating Members shall cooperate with the CWC with respect to operation of gates, pumps, and valves and other equipment necessary to direct the flow of Effluent.
- 17.4 Subject to the operating constraints of the Treatment Facilities of each Operating Member, and without adversely affecting the operation of such facilities, the Operating Members agree to cooperate with the CWC with respect to Effluent volumes from their respective Treatment Facilities as may be necessary to (a) meet water quality objectives, and (b) to maximize power production from the CWC power plant during peak power usage periods and as may be necessary for other operational needs or objectives of the CWC.
- 17.5 Nothing in this Amended Agreement shall prohibit or interfere with an Operating Member's right to contract for reuse of Effluent from its Treatment Facility prior to such Effluent reaching the Point of Connection.
- 17.6 During construction of the CWC Facilities, each Operating Member shall cooperate with the CWC as may be necessary with respect to diverting Effluent around construction sites and other necessary actions for the construction to commence and proceed efficiently and smoothly to completion, including providing temporary space for the storage of construction materials and equipment, provided that such cooperation will not interfere with the efficient operation of the Treatment Facility.

Section XVIII

Withdrawal or Termination

- 18.1 The CWC shall continue in existence until dissolved in accordance with terms of this Section.
- 18.2 A Member may withdraw from CWC on such terms and conditions as may be specified in an agreement of withdrawal executed by all Members.
- 18.3 This Amended Agreement may be rescinded and the CWC terminated by a written agreement of termination executed by all Members except during the term of any outstanding indebtedness incurred by or at the request of the CWC or for which the CWC is otherwise responsible, unless such indebtedness is dealt with in a manner satisfactory to the holder or holders of such debt and satisfactory to all of the Members.
- 18.4 On termination of the CWC, all of the assets of the CWC shall be disposed of in accordance with the above-referenced written agreement of termination.

Section XIX

Delinquencies

- 19.1 In the event a Member defaults in paying when due any obligation required to be paid to the CWC by such Member under this Agreement, which default continues for more than 60 days from the time such obligation is to be paid, the Board may require the payment of such delinquency by the non-defaulting Members (a) in the same percentages set forth in Subsection 12.2.1, calculated without taking into account the percentage of the defaulting Member, if the delinquency occurs prior to the date established by the Board that Regional Fees are providing funding for CWC activities or (b) in proportion to each member's contribution to CWC funding obligations from Regional fees for the twelve (12) months prior to the month for which the delinquency has occurred, calculated without taking into account the obligations of the defaulting Member, if the deficiency occurs after the date that Regional Fees are providing funding for CWC activities as determined by the Board pursuant to Subsection 12.2.1. If the delinquency occurs before the expiration of twelve (12) months from the date established by the Board, the Member's contributions for the time period which is available shall be annualized. The Board shall send each non-defaulting Member a statement in accordance with Section XXI promptly on action of the Board pursuant to this Subsection. Each non-defaulting Member shall pay the statement within 45 days after receiving the statement. The CWC may continue to apportion delinquencies pursuant to this Subsection for so long as the defaulting Member remains in default for 60 days or more. Non-defaulting Members making payments pursuant to this Subsection shall be subrogated to the rights of the CWC and shall have a right of direct reimbursement against the defaulting Member.
- 19.2 **Refund of Section 19.1 Payments.** If a defaulting Member pays its delinquent amounts owed directly to the CWC instead of directly reimbursing the non-defaulting Members for their payment of the delinquent amounts owed pursuant to Subsection 19.1, the CWC shall distribute said payment to the non-defaulting Members, subject to the provisions of

Subsection 19.5 in the same proportions that they made payment to the CWC of the delinquent amounts. Any accrued interest on the delinquent amounts paid by the defaulting Member shall be distributed to the non-defaulting Members in same proportion as the reimbursement payments. If a non-defaulting Member has been wholly reimbursed directly by a defaulting Member, it shall not receive any payments under this Subsection from said defaulting Member. If only partial reimbursement has been made directly by a defaulting Member, then payment under this Section to the non-defaulting Member shall be limited to the balance owed.

- 19.3 **Loss of Voting Rights.** If a Member is delinquent for more than 60 days in making payment to the CWC of any amount due under this Amended Agreement, during the period of such delinquency (i) the Board Member and alternate appointed by such Member to the CWC Board shall not be entitled to vote on any matter coming before the Board, (ii) the governing board of the defaulting Member shall have no right of approval pursuant to the provisions of this Amended Agreement, and (iii) during the time of delinquency, any provision of this Amended Agreement requiring the approval of the Board Member or alternate of the defaulting Member shall be determined without reference to the required vote of such delinquent Member.
- 19.4 **Late Charges.** The Board shall have the right to establish late charges to be paid by any Member which is delinquent by more than 60 days in any charge or other payment due under this Agreement.
- 19.5 **Crediting of Delinquent Payments.** Payments to the CWC by a defaulting Member of delinquent amounts owed under this Amended Agreement shall be credited (i) first, to interest and late charges then owing, (ii) second, to the amounts then due and owing to the CWC, applying such payments first to the most recent amounts then due and owing and (iii) third, to the amounts owed to the non-defaulting Members for reimbursement of delinquent amounts paid on behalf of the defaulting Member pursuant to Subsection 19.1 and 19.2.
- 19.6 **Statement of Late Charges and Interest.** Each month the CWC shall send a statement of late charges and interest owed to the defaulting Member. Payment shall be due within 45 days after receipt of the statement. Receipt shall be presumed two days after mailing if sent in accordance with Section XXI; otherwise, receipt will be presumed five days after the date on the statement if sent by regular mail.
- 19.7 **Interest.** All delinquent payments shall bear interest from the date the payment was due at the prime rate most recently published in the Western Edition of the Wall Street Journal plus 2 two percent per annum.

Section XX
Dispute Resolutions

20.1 Dispute Resolution by Board Action.

- 20.1.1 Except for delinquencies covered by Section XIX of this Amended Agreement, all disputes between the Members to this Amended Agreement or between a Member and the CWC arising out of or relating to the performance of this Amended Agreement, or the breach of this Amended Agreement, shall first be presented for resolution to the Board in accordance with this Section. The unanimous decision of the Board shall be binding on all Members.
- 20.1.2 **Filing.** A request to the Board for dispute resolution must be submitted in writing, setting forth the parties to the dispute, the allegations regarding the dispute, and be accompanied by any supporting documentation.
- 20.1.3 **Notice.** Notice of the written request for Board dispute resolution and the written request shall be served by the party seeking dispute resolution on the other party or parties within five (5) working days after the written request is filed with the Board. The requesting party shall file proof of service with the Board within three (3) days of service.
- 20.1.4 **Response.** The responding Party or the General Manager, if the dispute is with the CWC, may file its response with the Board and serve a copy on the requesting Member within five (5) working days of receipt of the requesting Member's allegations. The responding party or the General Manager, as the case may be, shall file proof of service with the Board within three (3) days of service.
- 20.1.5 **Hearing.** The Board shall schedule a dispute resolution hearing not later than fifteen (15) days after proof of service of a notice of written request for dispute resolution has been filed with it.

20.2 Dispute Resolution by Arbitration or Mediation.

- 20.2.1 **Arbitration.** Should the Board not be able to reach a unanimous decision on a dispute submitted to it for resolution pursuant to Subsection 20.1, any person who is a party to the dispute may submit the dispute for arbitration in accordance with this Section.
- 20.2.2 **Rules.** All disputes submitted to arbitration pursuant to Paragraph 20.2.1 shall be decided by arbitration in accordance with the Arbitration Rules of the Nevada Arbitration Association or the American Arbitration Association then existing, subject to any of the mandatory provisions of the Nevada Uniform Arbitration Act of 2000 as set forth at NRS 38.206 to NRS 38.248, inclusive or subsequent amendments thereto. Each party shall pay its own attorney fees and other costs. Unless the Arbitrator orders otherwise, the Arbitrator's fees and court reporter fees and other costs of arbitration shall be divided equally among the parties to the dispute.

- 20.2.3 **Right of Joinder.** Any arbitration arising out of or relating to this Amended Agreement may include, by consolidation, joinder, or in any other manner, any additional person not a Member to this Amended Agreement if so requested by a Member. Any consent to arbitration involving an additional person or persons shall not constitute consent to arbitration of any dispute not described therein.
- 20.2.4 **Binding.** In the event arbitration is the designated forum, such arbitration shall be binding.
- 20.2.5 **Notice.** In order to be able to arbitrate any dispute between the Members, or between one or more Members and the CWC, written notice thereof must be given by the Member or the CWC requesting arbitration to the other Member or the CWC within fifteen (15) days after the Board has failed, pursuant to Subsection 20.1, to reach a unanimous decision regarding such dispute.
- 20.2.6 **Waiver.** The filing of the aforementioned notice of claim shall preserve that Member's or the CWC's right to arbitration, but shall not obligate the Member or the CWC to proceed with arbitration. In the event that the Member or the CWC requesting arbitration desires to proceed with arbitration, a written demand for arbitration shall be filed with the American Arbitration Association or the Nevada Arbitration Association within sixty (60) days after the above notice of arbitration, and the failure to make such demand shall forever bar such dispute from being arbitrated.
- 20.2.7 **Mediation.** By mutual written consent, in addition to the remedy of arbitration, the Members or the CWC may endeavor to settle the dispute in question by mediation in accordance with the then current mediation rules of the Nevada Arbitration Association, the American Arbitration Association, or other mediation service agreed to by the Members and if applicable, the CWC. Such mediation may occur at any time, including prior to the date that hearing may have been scheduled for arbitration. If a written request for mediation arises prior to the expiration of the sixty (60) days notice requirement set forth above, then such time period shall be tolled (i) for a period of ten (10) days while the request is agreed to or denied, or (ii) if the request for mediation is agreed to, then until completion of the mediation.

Section XXI

Notice

- 21.0 All notices under this Amended Agreement shall be in writing and shall be deemed to be delivered on the earlier to occur of (i) the date of actual receipt of the Notice (regardless of how it is delivered), and (ii) whether or not actually received, two days after the notice has been deposited in the United States mail, postage paid, registered or certified mail, return receipt requested, addressed to the Members or CWC, as the case may be, at the addresses set forth below.

To Members: City Manager
 City of Las Vegas
 400 Stewart Avenue
 Las Vegas, Nevada 89101

 City Manager
 City of Henderson
 240 Water Street
 Henderson, Nevada 89015

 General Manager
 Clark County Water Reclamation District
 5857 E. Flamingo Road
 Las Vegas, Nevada 89122

 City Manager
 City of North Las Vegas
 2200 Civic Center Drive
 North Las Vegas, Nevada 89030

To CWC: General Manager
 Clean Water Coalition
 1001 Whitney Ranch Drive, #100
 Henderson, Nevada 89014

- 21.1 Any address in this Section may be changed by furnishing to the CWC and all other Members a change of address in writing.

Section XXII

Miscellaneous Provisions

- 22.1 **Other Agreements Superseded.** This Amended Agreement constitutes the entire agreement and understanding of the Members hereto with respect to the subject matter contained in this Amended Agreement, and supersedes all other oral and written negotiations, agreements, and understandings of every kind. The Members understand, agree, and declare that no promise, warranty, statement, or representation of any kind whatsoever, which is not expressly stated in this Amended Agreement has been made by any Member hereto or its officers, employees, or other agents to induce execution hereof.
- 22.2 **Duration.** This Amended Agreement shall be effective when approved by the governing boards of all the Members and the condition of Section XXIV has been satisfied ("Effective Date") and shall continue in force and effect until this Amended Agreement is rescinded and the CWC is terminated as provided in Section XVIII.
- 22.3 **Applicable Law.** This Amended Agreement shall be interpreted under the laws of the State of Nevada including, but not limited to, Chapters 41 and 277 of the Nevada Revised Statutes.

- 22.4 **Amendment.** This Amended Agreement may be amended by prior action taken by the governing board of each Member and upon any required approval given, or deemed to be given, by the Attorney General of Nevada.
- 22.5 **Assignment; Binding on Successors.** Except as otherwise provided in this Amended Agreement, the rights and duties of the Members may not be assigned or delegated without the written consent of all Members. Any attempt to assign or delegate such rights or duties in contravention of this Subsection shall be null and void. Any approved assignment or delegation shall be consistent with the terms of any contracts, resolutions, indemnities, and other obligations then in effect. This Amended Agreement shall inure to the benefit of, and be binding upon, the successors and assigns of the Members signing such agreement.
- 22.6 **Force Majeure.** Force majeure means delays or defaults due to acts of God, government (other than acts or failure to act by the Members), litigation preventing performance of obligations imposed by this Amended Agreement by any party, general strikes, or any other event beyond a party's reasonable control.
- 22.7 **Severability.** If one or more clauses or provisions of this Amended Agreement shall be determined by a court of competent jurisdiction to be unlawful, invalid, or unenforceable, this Amended Agreement shall nevertheless remain in full force and effect provided that the purposes of this Amended Agreement shall not be impaired thereby nor shall any inequity to one or more Members result therefrom.

Section XXIII Definitions

- 23.1 **Annual Capital Budget.** "Annual Capital Budget" means all obligations expected to require cash payment in a fiscal year pertaining to Capital Costs.
- 23.2 **Annual Operating Budget.** "Annual Operating Budget" means all obligations expected to be paid in cash in a fiscal year pertaining to operating the CWC Facilities and conducting the business of the CWC other than Capital Costs.
- 23.3 **Board.** "Board" means the Management Board of the CWC.
- 23.4 **Capital Costs.** "Capital Costs" means the cost of constructing, financing, acquiring, planning, designing and permitting (including environmental review and any mitigation costs and filing fees) CWC Facilities, and funding of reasonable construction reserves.
- 23.5 **Capital Improvement Plan.** "Capital Improvement Plan" means a plan extending over a designated period of time to construct or acquire CWC Facilities, including timelines, cost estimates for various component parts of the CWC Facilities to be constructed or acquired, including all environmental and administrative costs and allocation of such projected costs among the Members by fiscal year.

- 23.6 **CWC Facilities.** "CWC Facilities" means the regional system constructed by CWC for the conveyance of Effluent, together with all component parts thereof, including electrical energy generating installations.
- 23.7 **Discharge.** "Discharge" means any release of Effluent from treatment facilities to a conveyance or to receiving water.
- 23.8 **Effluent.** "Effluent" means treated wastewater.
- 23.9 **Equivalent Residential Unit (ERU).** "ERU" means the equivalent amount of wastewater produced by a single family residence.
- 23.10 **Influent.** "Influent" means untreated wastewater.
- 23.11 **Member.** "Member" means a party to this Agreement.
- 23.12 **NDEP.** "NDEP" means the Nevada Division of Environmental Protection.
- 23.13 **NPDES.** "NPDES" means National Pollutant Discharge Elimination System as set forth in the Clean Water Act, pursuant to which the Members' discharge permits are issued by the NDEP.
- 23.14 **NRS.** "NRS" means Nevada Revised Statutes.
- 23.15 **Operating Agent.** "Operating Agent" means an agent, other than a CWC employee, appointed by the Board to operate the CWC Facilities.
- 23.16 **Operating Member.** "Operating Member" means a Member who owns and operates Treatment Facilities.
- 23.17 **Regional Fees.** "Regional Fees" means regional sewer connection charges and/or regional sewer user charges established by the Board.
- 23.18 **Treatment Facilities.** "Treatment Facilities" means the devices and systems used in the storage, treatment, recycling, and reclamation of sewage, or industrial waste of a liquid nature.
- 23.19 **Wastewater.** "Wastewater" means the spent or used water from a community or industry that contains dissolved or suspended matter.

Section XXIV

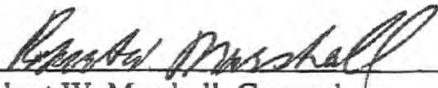
Condition to Effectiveness of this Amended Agreement

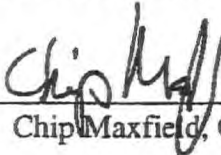
- 24.0 This Amended Agreement shall become effective when approved by the Attorney General of the State of Nevada pursuant to NRS 277.140.

IN WITNESS WHEREOF, the Members have caused this Amended Agreement to be executed as of the date first written above in this Amended Agreement.

Approved as to Form:

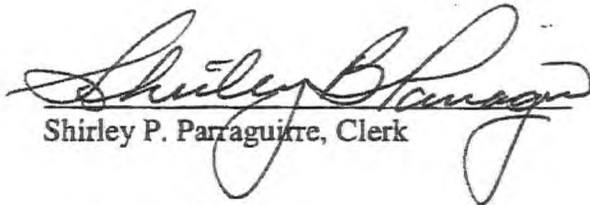
CLEAN WATER COALITION

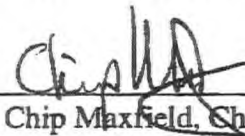

Robert W. Marshall, Counsel

By: 
Chip Maxfield, Chairman of the Board

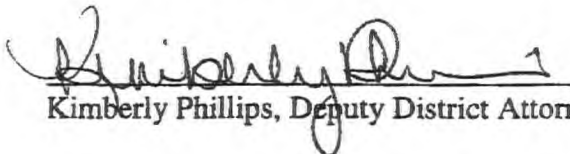
Attest:

CLARK COUNTY
WATER RECLAMATION DISTRICT


Shirley P. Parraguire, Clerk

By: 
Chip Maxfield, Chairman

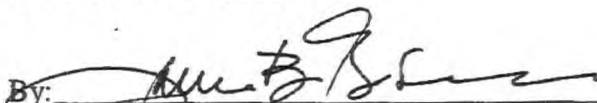
Approved as to Form:


Kimberly Phillips, Deputy District Attorney

Attest:

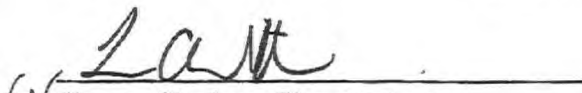
THE CITY OF HENDERSON


Monica Simmons, City Clerk

By: 
James B. Gibson, Mayor

Approved as to Form:

COUNCIL ACTION
JUN 20 2006


Shauna Hughes, City Attorney

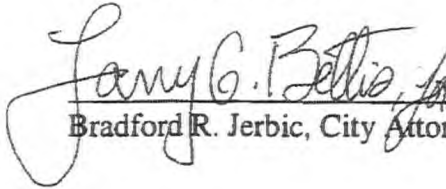
Attest:

THE CITY OF LAS VEGAS


Barbara Jo Ronemus, City Clerk

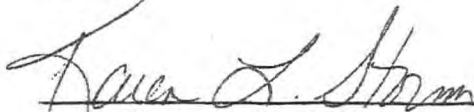
By: 
Oscar B. Goodman, Mayor

Approved as to Form:


Bradford R. Jerbic, City Attorney

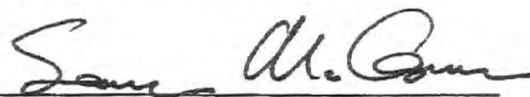
Attest:

THE CITY OF NORTH LAS VEGAS


Karen Storms, City Clerk

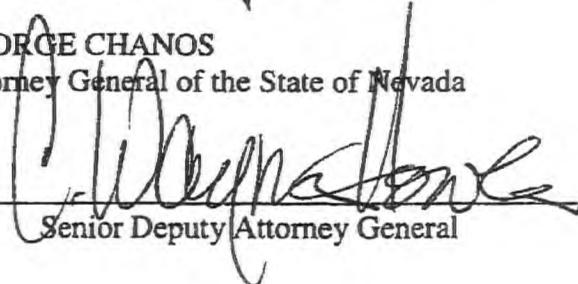
By: 
Michael L. Montandon, Mayor

Approved as to Form:


Sean McGowan, City Attorney

Approved as to form and legality (NRS 277.140)
this 9th day of September, 2006.

GEORGE CHANOS
Attorney General of the State of Nevada

By: 
Senior Deputy Attorney General

ATTACHMENT 1

Clean Water Coalition

REGIONAL CONNECTION CHARGES PROJECTED IMPLEMENTATION AND SEMI ANNUAL CHANGES

	<u>ERU</u>	<u>10/1/06</u>	<u>7/1/07</u>	<u>1/1/08</u>	<u>7/1/08</u>	<u>1/1/09</u>
Single Family Residence, Trailer Court (space)	1	\$800	\$812	\$824	\$836	\$849
Condominium, Apartment, Townhouse (unit)	0.7	560	568	577	586	595
Senior Apartment Housing (unit)	0.5	400	406	412	418	424
Hotel/Motel (per room)	0.6	480	487	494	501	509
Casino, Hotel/Motel outside room (per fixture)	1.5	1,200	1,218	1,236	1,255	1,274
Recreational Vehicle Park (space)	0.7	560	568	577	586	595
Recreational Vehicle Park – other than spaces (per fixture)	0.45	360	365	370	376	382
Convalescent/Rest Home (per bed)	0.75	600	609	618	627	636
Custodial Institution (per fixture)	0.65	520	528	536	544	552
Hospital (per bed)	1.2	960	974	989	1,004	1,019
Restaurant (per fixture)	1.33	1,064	1,080	1,096	1,112	1,129
Food Sales – no cooking facilities (per fixture)	0.65	520	528	536	544	552
Bar/Tavern w/ Food (per fixture)	1	800	812	824	836	849
Bar/Tavern w/o Food (per fixture)	0.65	520	528	536	544	552
Community/Special Event Center (per fixture)	0.65	520	528	536	544	552
Office/Warehouse (per fixture)	0.45	360	365	370	376	382
Medical/Dental/Veterinarian (per fixture)	0.25	200	203	206	209	212
Beauty/Barber/Nail/Tanning Shop (per fixture)	0.25	200	203	206	209	212
House of Worship (per fixture)	0.5	400	406	412	418	424

Motor Vehicle Wash (per bay)/ Motor Vehicle Sales w/ auto vehicle wash (per fixture)	1	800	812	824	836	849
Vehicle Maintenance/Repair Shop (per fixture)	0.45	360	365	370	376	382
School/Child Care Center (per student - maximum)	0.1	80	81	82	83	84
Service Station (per fixture)	0.65	520	528	536	544	552
Retail Store (per fixture)	0.65	520	528	536	544	552
Dry Cleaners (per fixture)	1	800	812	824	836	849
Dry Cleaner Pick-up Station - Alterations (per fixture)	0.65	520	528	536	544	552
Laundry/Laundromat (per fixture)	0.45	360	365	370	376	382
Financial Institutions (per fixture)	0.45	360	365	370	376	382
Pet Grooming (per fixture)	0.65	520	528	536	544	552
Private Club (per fixture)	0.65	520	528	536	544	552
Theme Park/Sports Complex (per fixture)	0.65	520	528	536	544	552
Theaters (per fixture)	0.45	360	365	370	376	382
Special Events Center - Limited Use (per fixture)	0.45	360	365	370	376	382
Markets w/ Disposal (per fixture)	1	800	812	824	836	849
Large Commercial Users	*	*	*	*	*	*
All other businesses not otherwise identified (per fixture)	0.65	520	528	536	544	552

* Rates are determined by using 85% of estimated annual water usage, dividing by 90,000 gallons, and multiplying by the single family residence cost (\$800 for the initial charge, \$812 as of July 1, 2007, \$824 as of January 1, 2008, \$836 as of July 1, 2008, \$849 as of January 1, 2009).

Exhibit "B"

**Sections 4.7 and 12.2.2.5
of the proposed Amended Interlocal Cooperative Agreement
submitted as City Council backup materials on August 2, 2006**

4.7 The following actions of the Board require that there be unanimous consent of the representatives or alternates of all the Members:

- (a) Approval and amendment of all Capital Improvement Plans.
- (b) Approval of all Annual Capital Budgets and Annual Operating Budgets.
- (c) Authorization to borrow money.
- (d) Admission of a new member to the CWC.
- (e) Termination of this Agreement.
- (f) Dispute resolution pursuant to Section XX of this Amended Agreement.
- (g) Determining the point of connection between CWC Facilities and new or additional facilities, which introduce additional Effluent into CWC's Facilities.

- 12.2.2.5 Constituent agencies may, at their discretion and with the concurrence of the CWC, enter into separate agreements with the CWC for the purpose of specifying the manner in which the constituent agency will collect funds for the purpose of fulfilling its ratepayers' obligations to fund the SCOP project providing, however, that the terms of the separate agreement are consistent with the provisions of this agreement.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 3 to Interlocal Contract 293c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Craig Road, US-95 to Buffalo Drive project (\$688,300 reduction) - Ward 4 (Brown)

Fiscal Impact

☒
☐

No Impact

Budget Funds Available

☐

Augmentation Required

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Supplemental No. 3 to Interlocal Contract 293c will decrease total project funding for the Craig Road, US-95 to Buffalo Drive project to be consistent with the Regional Transportation Commission's Capital Improvement Program. The date extension will allow time to complete close-out of the project. The Regional Transportation Commission approved this contract at their October 12, 2006 Board meeting. Total cost for the project shall not exceed \$4,632,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 3 to Interlocal Contract 293c

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**SUPPLEMENTAL NO. 3 TO THE INTERLOCAL CONTRACT FOR
CRAIG ROAD, US-95 TO BUFFALO DRIVE**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of December, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY, Clark County, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY", and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

WITNESSETH

WHEREAS, RTC approved an Interlocal Contract on November 13, 1997, and supplemental Interlocal Contracts on May 14, 1998 and February 12, 2000, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Craig Road, US-95 to Buffalo Drive, being located partially within the CITY and partially within the Clark County; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other; right-of-way acquisition, and construction, and,

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

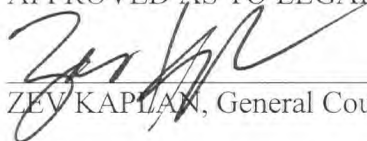
1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$4,632,000. However, the cost for preliminary engineering, design, contract administration, surveying, inspection, and testing shall not exceed 20 percent of the construction cost.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to June 30, 2007. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

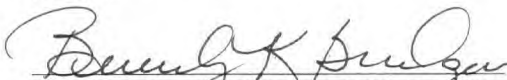
The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, General Counsel

Date of Council Action:

November 15, 2006
Attest:


~~BARBARA J. RONEMUS, City Clerk~~
By: Beverly K. Bridges
Date of Commission Action:

December 20, 2006
Attest:

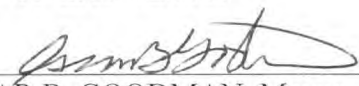

SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Commission Action:

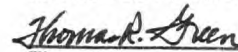
10/12/06
Attest:


TONI MICHENER, Executive Assistant

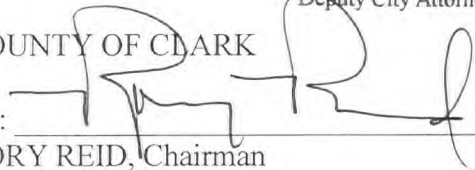
CITY OF LAS VEGAS

By: 
OSCAR B. GOODMAN, Mayor

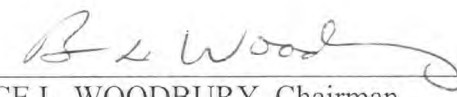
APPROVED AS TO FORM

 10/25/06
Thomas R. Green Date
Deputy City Attorney

COUNTY OF CLARK

By: 
RORY REID, Chairman

REGIONAL TRANSPORTATION COMMISSION

By: 
BRUCE L. WOODBURY, Chairman

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 4 to Interlocal Contract 319d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Ann Road, US-95 to Decatur Boulevard project (\$100,000 reduction) - Ward 6 (Ross)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Supplemental No. 4 to Interlocal Contract 319d will decrease total project funding for the Ann Road, US-95 to Decatur Boulevard project to be consistent with the Regional Transportation Commission's Capital Improvement Program. The date extension will allow time to complete close-out of the project. The Regional Transportation Commission approved this contract at their October 12, 2006 Board meeting. Total cost for the project shall not exceed \$13,486,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 4 to Interlocal Contract 319d

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

**SUPPLEMENTAL NO. 4 TO THE INTERLOCAL CONTRACT FOR
ANN ROAD, US-95 TO DECATUR BOULEVARD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of December, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY, Clark County, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY", and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

W I T N E S S E T H

WHEREAS, RTC approved an Interlocal Contract on May 13, 1999 and supplemental Interlocal Contracts on October 11, 2000 and April 10, 2003, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Ann Road, US-95 to Decatur Boulevard, being located partially within the CITY and partially within the Clark County; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other; right-of-way acquisition, and construction, and,

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

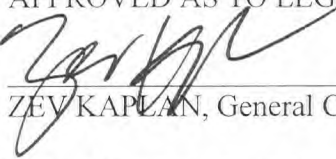
1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$13,486,000. However, the cost for preliminary engineering, design, contract administration, surveying, inspection, and testing shall not exceed 20 percent of the construction cost.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to June 30, 2007. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

APPROVED AS TO LEGALITY AND FORM:

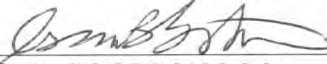

ZEV KAPLAN, General Counsel

Date of Council Action:

CITY OF LAS VEGAS

November 15, 2006

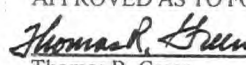
Attest:

By: 
OSCAR B. GOODMAN, Mayor


BARBARA JO RONEMUS, City Clerk

By: **Beverly K. Bridges**
Chief Deputy City Clerk

APPROVED AS TO FORM

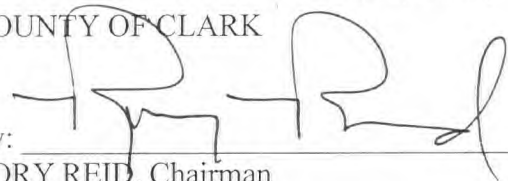
 10/25/06
Thomas R. Green Date
Deputy City Attorney

Date of Commission Action:

COUNTY OF CLARK

December 20, 2006

Attest:

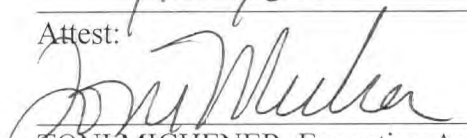
By: 
RORY REID, Chairman

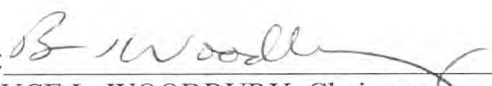

SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

Attest:

10/12/06

TONI MICHENER, Executive Assistant

By: 
BRUCE L. WOODBURY, Chairman

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 4 to Interlocal Contract 320d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project (\$624,000 reduction) - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Supplemental No. 4 to Interlocal Contract 320d will decrease total project funding for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project to be consistent with the Regional Transportation Commission's Capital Improvement Program. The date extension will allow time to complete close out of the project. The Regional Transportation Commission approved this contract at their October 12, 2006 Board meeting. Total cost for the project shall not exceed \$4,089,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 4 to Interlocal Contract 320d

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**SUPPLEMENTAL NO. 4 TO THE INTERLOCAL CONTRACT FOR
TENAYA WAY, SKY POINTE DRIVE TO CENTENNIAL PARKWAY**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of December, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY, CLARK COUNTY, a political subdivision of the State of Nevada, hereinafter referred to as "COUNTY", and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

WITNESSETH

WHEREAS, RTC approved an Interlocal Contract on May 13, 1999, and supplemental Interlocal Contracts on September 9, 1999, September 13, 2001 and May 16, 2002, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Tenaya Way, Sky Pointe Drive to Centennial Parkway, being located partially within the CITY and partially within the Clark County; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other; right-of-way acquisition, and construction, and,

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$4,089,000.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to July 1, 2007. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

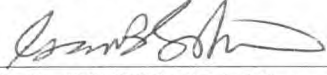
APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, General Counsel

Date of Council Action:

CITY OF LAS VEGAS

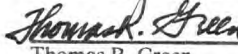
NOVEMBER 15, 2006
Attest:

By: 
OSCAR B. GOODMAN, Mayor


BARBARA J. RONEMUS, City Clerk

By: Beverly K. Bridges
Chief Deputy City Clerk

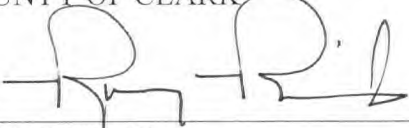
APPROVED AS TO FORM

 10/25/06
Thomas R. Green Date
Deputy City Attorney

Date of Commission Action:

COUNTY OF CLARK

December 20, 2006
Attest:

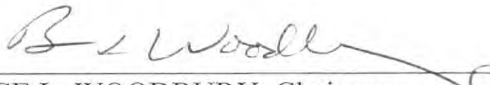
By: 
RORY REID, Chairman


SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

10/12/06
Attest:

By: 
BRUCE L. WOODBURY, Chairman


TONI MICHENER, Executive Assistant

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 5 to Interlocal Contract 388e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project (\$885,700 reduction) - County (near Ward 6 - Ross)

Fiscal Impact

☒
☐

No Impact

Budget Funds Available

☐

Augmentation Required

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Supplemental No. 5 to Interlocal Contract 388e will decrease total project funding for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project to be consistent with the Regional Transportation Commission's Capital Improvement Program. The date extension will allow time to complete close-out of the project. The Regional Transportation Commission approved this contract at their October 12, 2006 Board meeting. Total cost for the project shall not exceed \$7,851,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 5 to Interlocal Contract 388e

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**SUPPLEMENTAL NO. 5 TO THE INTERLOCAL CONTRACT FOR
ALEXANDER/HUALAPAI, CHEYENNE AVENUE TO CIMARRON ROAD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 15th day of November, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

W I T N E S S E T H

WHEREAS, RTC approved an Interlocal Contract on October 11, 2001, and supplemental Interlocal Contracts on March 13, 2003, February 12, 2004, July 8, 2004 and October 13, 2005, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Alexander/Hualapai, Cheyenne Avenue to Cimarron Road, hereinafter referred to as Project, being located totally within the CITY; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other; right-of-way acquisition, and construction; and

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

1. The total cost for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocation, and construction shall not exceed \$7,851,000. However, the cost for preliminary engineering, design, contract administration, surveying, inspection, and testing shall not exceed 20 percent of the construction cost.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to July 1, 2007. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

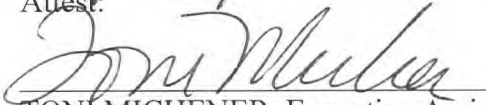
The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

APPROVED AS TO LEGALITY AND FORM:


ZEY KAPLAN, General Counsel

Date of Commission Action:

10/12/06
Attest:

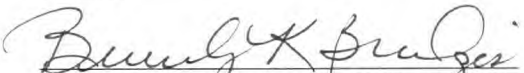

TONI MICHENER, Executive Assistant

REGIONAL TRANSPORTATION COMMISSION

By: 
BRUCE L. WOODBURY, Chairman

Date of Council Action:

NOVEMBER 15, 2006
Attest:

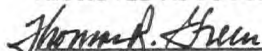

~~BARBARA J. RONEMUS, City Clerk~~

By: Beverly K. Bridges
Chief Deputy City Clerk

CITY OF LAS VEGAS

By: 
OSCAR B. GOODMAN, Mayor

APPROVED AS TO FORM

 10/25/06
Thomas R. Green Date
Deputy City Attorney

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ Consent ☐ Discussion

SUBJECT:

Approval of Supplemental No.1 to Interlocal Contract 434a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project (\$12,200,000 reduction) - Ward 1 (Tarkanian)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Supplemental No. 1 to Interlocal Contract 434a will decrease total project funding for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project to be consistent with the Regional Transportation Commission's Capital Improvement Program. The date extension will allow time to complete engineering and right-of-way for the project. The Regional Transportation Commission approved this contract at their October 12, 2006 Board meeting. Total cost for the project shall not exceed \$750,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 1 to Interlocal Contract 434a

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

**SUPPLEMENTAL NO. 1 TO THE INTERLOCAL CONTRACT FOR
INDUSTRIAL ARTERIAL, SAHARA AVENUE TO WYOMING AVENUE**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 15TH day of November, 2006, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as the CITY and the Regional Transportation Commission of Southern Nevada, hereinafter referred to as RTC.

W I T N E S S E T H

WHEREAS, RTC approved an Interlocal Contract on March 3, 2006, for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Industrial Arterial, Sahara Avenue to Wyoming Avenue, hereinafter referred to as Project, being located totally within the CITY; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering and right-of-way other; and

WHEREAS, the CITY desires to decrease funds and extend the completion date for the Project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually agreed to supplement the Interlocal Contract for the Project as follows:

SECTION II - PROJECT COSTS, shall be changed to read as follows:

1. The total cost for preliminary engineering, design and right-of-way engineering shall not exceed \$750,000. However, the cost for preliminary engineering, design, contract administration, surveying, inspection, and testing shall not exceed 20 percent of the construction cost.
2. Cost to construct curbs, gutters, sidewalks, pavement, and streetlights adjacent to non-assessable and government owned parcels upon approval of the RTC.
3. A written request must be made to the RTC and an additional supplemental interlocal contract approved to allow exceptions to the adopted policies and procedures of the RTC or the amount noted above prior to payment of any additional funds.

SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to July 1, 2008. The RTC may, at any time thereafter, grant time extensions or terminate this Contract and require all sums advanced to the CITY be repaid.

The remainder of the Interlocal Contract approved by the Regional Transportation Commission remains unchanged.

APPROVED AS TO LEGALITY AND FORM:

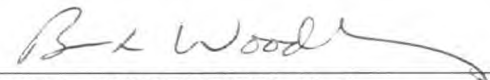

ZEVI KAPLAN, General Counsel

Date of Commission Action:

10/12/06
Attest:


TONI MICHENER, Executive Assistant

REGIONAL TRANSPORTATION COMMISSION

By: 
BRUCE L. WOODBURY, Chairman

Date of Council Action:

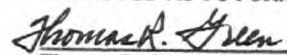
November 15, 2006
Attest:


~~BARBARA J. RONEMUS, City Clerk~~

CITY OF LAS VEGAS

By: 
OSCAR B. GOODMAN, Mayor

APPROVED AS TO FORM

 10/25/06
Thomas R. Green Date
Deputy City Attorney

By: Beverly K. Bridges
Chief Deputy City Clerk

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒ Consent ☐ Discussion

SUBJECT:

RESOLUTIONS:

R-87-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 -Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$623,643.30

Funding Source: Capital Projects Fund/Special Assessments

Dept./Division: Public Works/SID

PURPOSE/BACKGROUND:

The public hearing for this project was previously held on May 3, 2006; however, the notice of the hearing was not published in compliance with NRS 271.190. Therefore, the City Council must hold a new hearing on the final assessment roll for this district. This resolution defines the time and place for the hearing. The improvements for this district include installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights along Hualapai Way and Alexander Road from Cheyenne Avenue to Cimarron Road.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-87-2006

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

RESOLUTION NO. R-87-2006

A RESOLUTION CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1493 – HUALAPAI WAY/ALEXANDER ROAD (CHEYENNE AVENUE TO CIMARRON ROAD); FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE FINAL ASSESSMENT ROLL FOR THE DISTRICT WILL BE HEARD; PROVIDING FOR THE MANNER OF GIVING NOTICE OF THE HEARING ON THE FINAL ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Public Hearing Notice

WHEREAS, the City Council of the City of Las Vegas in the County of Clark, State of Nevada, (hereinafter the "City Council" and the "City" respectively) pursuant to an ordinance heretofore adopted (hereinafter the "Creation Ordinance") created the City of Las Vegas, Nevada, Special Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (hereinafter the "District") and ordered the acquisition of certain public improvements within the District (hereinafter the "Project"); and

WHEREAS, the City Council, by resolution heretofore adopted, has authorized the proper officers of the City to execute a construction contract on behalf of the City in accordance with NRS 271.335, for the Project, all as provided by 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 in the Project; and

WHEREAS, NRS 271.360 provides that the City Council may determine the cost of the Project to be assessed after making the construction contract, or after determining the net cost to the City, but not necessarily after the completion of the Project; and

WHEREAS, in accordance with NRS 271.360, the City Council has determined and does hereby declare that the net cost to the City for the Project (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$10,048,521.80, of which \$9,424,878.50 is available from other sources and \$623,643.30 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 Project; and

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

WHEREAS, the City Council, together with the City Engineer, made out a final assessment roll for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be

assessed, and the amount of the proposed assessment to be levied thereon. The City Engineer has reported the final assessment roll to the City Council and the City Engineer has prepared and filed the final assessment roll with the City Clerk; and

WHEREAS, pursuant to a resolution adopted on April 5, 2006, the City Council called a hearing on the final assessment roll for the District, to be held on May 3, 2006; and

WHEREAS, the notice of the hearing held on May 3, 2006, was not published in compliance with NRS 271.190; and

WHEREAS, the City Council desires to hold a new public hearing on the final assessment roll for the District, to be held on Wednesday, December 20, 2006; and

WHEREAS, the City Council has determined, and does hereby determine, that all of the assessable property in the City which is specially benefited by the improvements to be acquired in the District and only that property, which is so specially benefited, is included on the final assessment roll; and

WHEREAS, the City Council has also determined, and does hereby determine, that the notice for a hearing on the final assessment roll, which is provided for herein, is reasonably calculated to inform each interested person of the proceedings concerning the District, which may directly and adversely affect his or her legally protected rights and interests.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS IN THE COUNTY OF CLARK, IN THE STATE OF NEVADA; THAT:

Section 1. All actions, proceedings, matters, and things heretofore taken, had, and done by the City and the Officers thereof (not inconsistent with the provisions of this Resolution) concerning the District, be, and the same hereby are, ratified, approved and confirmed.

Section 2. A portion of the total cost of the District, to the City, including all necessary incidentals, which either have been or will be incurred in connection with the District, shall be paid by the assessable property in the District as designated in the Creation Ordinance. The total cost of the District shall be apportioned and the amount to be assessed shall be as follows:

Total Cost	Estimated Amount of Special Assessments	Amount Available from Other Sources
\$10,048,521.80	\$623,643.30	\$9,424,878.50

Section 3. The final assessment roll for the District has been examined by the City Council, is tentatively approved, and is ordered filed in the office of the City Clerk.

Section 4. Wednesday, December 20, 2006, at 1:00 P.M., at the City of Las Vegas Council Chambers, 400 Stewart Avenue, Las Vegas, Nevada, be, and the same hereby is, fixed as the date, time and place when the City Council will hear and consider complaints, protests and objections to the final assessment roll, to the amount of each of the assessments, and to the regularity of the proceedings in making such assessments (whether made verbally or in writing) by the owners of the assessable property specially benefited by the Project in "City of Las Vegas, Nevada, Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road)" and proposed to be

assessed, or by any party or person interested, and by all parties or persons aggrieved by such assessments.

Section 5. The City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City and a newspaper of general circulation in the District. Such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication in said newspaper to be at least 15 days prior to December 20, 2006. 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 in such newspaper and the last publication in the same newspaper. Service by publication shall be verified by the affidavit of the publishers and filed with the City Clerk. In accordance with NRS 271.380 (2), the City Clerk or Deputy City Clerk shall also give notice by registered or certified mail by depositing a copy of such notice in the United States mail, postage prepaid, as first-class mail, at least 20 days prior to such hearing, to the last known owner or owners of each tract being assessed at his or their last known address or addresses. Proof of 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, provided however, that 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) appertaining thereto, have been paid in full, both principal and interest, or 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 registered or certified mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levying of assessments, which may directly and adversely affect their legally protected interests. Such notice shall be provided in NRS 271.380 and shall be substantially in the following form:

(Form of Notice)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1493 – HUALAPAI WAY/ALEXANDER ROAD (CHEYENNE AVENUE TO CIMARRON ROAD).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-2 for City of Las Vegas, Nevada, Special Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1493 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

HUALAPAI WAY (BOTH SIDES) - from the centerline of Cheyenne Avenue north along Hualapai Way approximately 5,280 feet to Alexander Road (100-foot right-of-way)

ALEXANDER ROAD (SOUTH SIDE) – from the western right-of-way of Hualapai Way west along Alexander Road approximately 982 feet (80-foot right-of-way)

ALEXANDER ROAD (BOTH SIDES) – from the Hualapai Way curve east along Alexander Road approximately 13,140 feet to Cimarron Road (100-foot right-of-way)

CAMPBELL ROAD (WEST SIDE) – from the southern right-of-way of Alexander Road south approximately 294 feet (60-foot right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provided those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of

those lots abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of an 8-foot wide pavement section, curb, gutter, sidewalks, driveway approaches and streetlights, where not already existing. Property owners who have been conditioned, by initiation of development plans, by City Council to install half-street improvements have been assessed for a half-street pavement section. The owners of property who elect to have water or sewer installed will be assessed on a per service or unit lot method for the installation of sewer laterals or water laterals. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council previously held a hearing to consider all complaints, protests, and objections to said final assessment roll on May 3, 2006. However, the publication of the hearing on May 3, 2006, did not comply with the requirements of NRS Chapter 271. Accordingly, the City Council has determined to hold a new hearing on said final assessment roll.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as

to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

If a property owner has already prepaid his or her assessments, he or she can apply for a refund of their prepayments. If a property owner does not apply for a refund of prepayments, the prepayments shall be applied to such property owner's assessments for the Project. Property owners who paid their first assessment installment on October 1, 2006 may apply for a refund of such payments. If a property owner does not apply for such refund, such payment shall be applied to the first assessment installment on April 1, 2007. Requests for refunds of prepayments or October 1, 2006 assessment installments should be directed to Mike Thompson, City Hall, 400 Stewart Ave., Las Vegas NV 89101, Las Vegas, Nevada, (702) 229-2136.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of a penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person

whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City Council for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.

BARBARA JO RONEMUS, City Clerk

(End of Form)

Section 6. The owner or owners of any lot, tract or parcel of land which is assessed in such final assessment roll, whether named or not in such roll, or any person interested, or any parties aggrieved, may, within three (3) days prior to the date set for the hearing, file with the office of the City Clerk his or her complaints, protests, or objections in writing to said assessment.

Section 7. Whenever any notice is mailed as herein provided, the fact that the person to whom it was addressed does not receive it shall not in any manner invalidate or affect the legality of the notice thereby given.

Section 8. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 10. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect any remaining provisions of this Resolution.

Section 11. The City Council has determined, and does hereby declare, that this Resolution shall be in effect immediately after its passage in accordance with law.

PASSED and APPROVED on November 15, 2006.



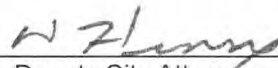
OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to form:

2 NOV 06 W Z 

Date Deputy City Attorney

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

I, Barbara Jo Ronemus, the duly chosen and 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 a resolution adopted by the City Council of the City (hereinafter the "City Council") at a meeting held on November 15, 2006.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of City Council as follows:

Those Voting Aye:	Oscar B. Goodman
	Gary Reese
	Larry Brown
	Lawrence Weekly
	Steve Wolfson
	Lois Tarkanian
	Steven D. Ross

Those Voting Nay:	NONE
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Those Absent:	NONE
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3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the City Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the City Council were given due and proper notice of the meeting. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meeting was given not later than 9:00 a.m. on the third working day before the meeting, including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting 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) Bulletin Board
City Hall Plaza (next door to Metro Records)
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
- (vi) The City of Las Vegas website

(b) By mailing a copy of the notice 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. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

5. Upon request, the City Council 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 City Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

6. A copy of such notice so given of the meeting of the City Council on November 15, 2006, is attached to this certificate as Exhibit "A." A copy of the affidavit of publication of the Notice of Public Hearing is attached hereto as Exhibit "B," and a copy of the minutes of the public hearing held on December 20, 2006, is attached hereto as Exhibit "C."

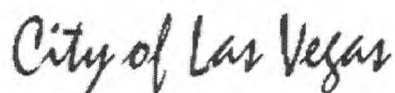
IN WITNESS WHEREOF, I have hereunto set my hand on this November 15, 2006.


Barbara Jo Ronemus, City Clerk

(SEAL)

Exhibit "A"

(Attach Notice of Meeting and Agenda)



CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),
STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

November 15, 2006

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

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

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THOMAS ELEMENTARY SCHOOL'S MAYOR AND CITY COUNCIL
7. RECOGNITION OF AMERICAN DIABETES MONTH
8. RECOGNITION OF SIBLINGS CANDYNCE BONEY AND STAN BRELAND, AAAA STATE TENNIS CHAMPIONS
9. RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY
10. PRESENTATION BY THE NEVADA SCHOOL OF THE ARTS

BUSINESS ITEMS - MORNING

11. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. Approval of the Final Minutes by reference of the regular City Council meeting of October 4, 2006

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

13. Approval of the Yucca Mountain Public Outreach Communication Plan - All Wards
14. Approval to accept an FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072 for the design of a regional public safety complex - Ward 6 (Ross)

FIELD OPERATIONS - CONSENT

15. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located at 6200 Hargrove Avenue and 6230 Garwood Avenue, commonly known as Mirabelli Community Center and Mirabelli Senior Center, APNs 138-35-501-011 and 138-35-501-010 - Ward 1 (Tarkanian)
16. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1400 N. Rampart Boulevard, commonly known as Las Vegas Sportspark, APN 138-29-501-007 - Ward 4 (Brown)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 300 N. Casino Center Boulevard, commonly known as the Downtown Community Center, APN 139-34-712-125 - Ward 3 (Reese)
18. Approval of a Utilities Construction Interlocal Contract between the City of Las Vegas and Clark County for the construction of sewer and water lines on the Western Beltway between Summerlin Parkway and Craig Road, in accordance with La Madre Equestrian Trail Plans (\$110,686.73 – Southern Nevada Public Lands Management Act [SNPLMA]) - Ward 4 (Brown)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

20. Approval of Special Event License for Lucio Ristorante, Location: 1114 South Main Street, Dates: December 1, 2006 and January 5, 2007, Type: Special Event General, Event: First Friday, Responsible Person in Charge: Kirk Offerle - Ward 3 (Reese)
21. Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to planning and fire codes and Health Dept. regulations, From: Ranch Liquors., dba Ukelele Lounge, 620 North Las Vegas Boulevard, Patrick E. Mandel, Dir, Pres, Secy, Treas, 100%, To: Fancy Nuts, L.L.C., dba Martinis, 1205 South Fort Apache Road, William R. Phillips, Mgr, Mmbr, 100% - Ward 2 (Wolfson)
22. Approval of a new Non-restricted Gaming License upon confirmation of approval by the Nevada Gaming Commission, for Sierra Development Company, dba Binion's Horseshoe Race & Sports Book, Operated By Club Cal Neva, db at Binion's Gambling Hall and Hotel, 128 Fremont Street, Jeffery L. Siri, Pres, Secy, Treas, CEO - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

23. Approval of Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 - Department of Public Works - Award recommended to CARPENTER SELLERS ASSOCIATES (\$100,000 - General Fund) - Ward 6 (Ross)
24. Approval of Agreement No. 070078, Engineering Services Agreement for Arterial Conditions Assessment Study - Department of Public Works - Award recommended to: STANTEC CONSULTANTS, INC. (\$277,520 - Road and Flood Capital Projects Fund) - All Wards

25. Approval of Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project - Department of Public Works - Award recommended to: BROWN AND CALDWELL (\$381,310 - Sanitation Enterprise Fund) - Ward 5 (Weekly)
26. Approval of Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing for Various Projects – Department Public Works – Award recommended to AZTEC TECHNICAL SERVICES, LLC (\$100,000 – Public Works Capital Projects Fund) - All Wards

HUMAN RESOURCES - CONSENT

27. Approval to create one regular full time Customer Service Representative position for the Insurances Services Division of Human Resources (\$38,455 salary + \$15,382 Benefits - Internal Service Fund)
28. Approval to create one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's office (\$46,300 salary + \$18,500 benefits - General Fund)
29. Approval to create one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office (\$52,400 salary + \$21,000 benefits - General Fund)

NEIGHBORHOOD SERVICES - CONSENT

30. Approval of an additional \$251,146 Community Development Block Grant (CDBG) Construction funds for the completion of the Shade Tree Expansion Project located at 1 West Owens Avenue - Ward 5 (Weekly)
31. Approval of Deferred Loan Agreements expending \$40,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 508 East Street, Rocky Castillo, owner - Ward 1 (Tarkanian)
32. Approval of a Lease Agreement between the city of Las Vegas and Family Promise for use of the building located at 320 South 9th Street to operate their non-profit organization which provides homeless families case management services - Ward 3 (Reese)

PLANNING & DEVELOPMENT - CONSENT

33. Approval of annexation report for the proposed annexation area generally located on the north and south side of Clark County Highway 215, between Shaumber Road and Fort Apache Road (ANX-12215) - Ward 6 (Ross)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian L. Ridenour, owner (west of Jones Boulevard, between Brooks Avenue and Peak Drive, APN 138-14-603-011) - County (near Ward 5 - Weekly)
35. Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner (southwest corner of Industrial Road and Wyoming Avenue) - Ward 3 (Reese)
36. Approval of an Encroachment Request from DRC Engineering on behalf of Lost at Sea Limited Partnership, owner (southeast corner of Jones Boulevard and Craig Road) - Ward 6 (Ross)
37. Approval of an Encroachment Request from Pardee Homes Nevada, owner (northeast corner of Tee Pee Lane and Bath Drive) - Ward 6 (Ross)
38. Approval of an Encroachment Request from Pulte Homes on behalf of PN II, Incorporated, owner (southwest corner of Jones Boulevard and Iron Mountain Road) - Ward 6 (Ross)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, LLC, on behalf of Real Estate Unlimited, LLC, owner (north of Lone Mountain Road, east of Miller Lane, APNs 125-33-804-006 and -007) - County (near Ward 4 - Brown)
40. Approval of ratification of the City's execution of the Amended Interlocal Cooperative Agreement which became effective September 8, 2006, between the Clark County Water Reclamation District and the Cities of Las Vegas, Henderson and North Las Vegas for establishment of the Clean Water Coalition - All Wards
41. Approval of Supplemental No. 3 to Interlocal Contract 293c between the City of Las Vegas and the

- Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Craig Road, US-95 to Buffalo Drive project (\$688,300 reduction) - Ward 4 (Brown)
42. Approval of Supplemental No. 4 to Interlocal Contract 319d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Ann Road, US-95 to Decatur Boulevard project (\$100,000 reduction) - Ward 6 (Ross)
43. Approval of Supplemental No. 4 to Interlocal Contract 320d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project (\$624,000 reduction) - Ward 6 (Ross)
44. Approval of Supplemental No. 5 to Interlocal Contract 388e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project (\$885,700 reduction) - County (near Ward 6 - Ross)
45. Approval of Supplemental No.1 to Interlocal Contract 434a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project (\$12,200,000 reduction) - Ward 1 (Tarkanian)

RESOLUTIONS - CONSENT

46. R-87-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 -Capital Projects Fund/Special Assessments) - Ward 4 (Brown)
47. R-88-2006 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
48. R-89-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

49. Report from the City Manager on Emerging Issues
50. Report on the City of Las Vegas Diversity Initiative

CITY ATTORNEY - DISCUSSION

51. Discussion and possible action on Appeal of Work Card Denial: Tracey Lynn Gulli, 7550 Tuckaway, Las Vegas, Nevada 89139
52. Discussion and possible action on Appeal of Work Card Denial: Clayborn Romaine Ellis III, 8218 West Dolphin Bay Court, Las Vegas, Nevada 89128
53. Discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada Revised Statutes - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

54. Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Nightclub, 425 Fremont Street, Suite 220, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 80 - SUP-16518) - Ward 3 (Reese)
55. Discussion and possible action regarding a new Tavern License, subject to the provisions of the

- planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Pint, 425 Fremont Street, Suite 210, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 79 - SUP-16515) - Ward 3 (Reese)
56. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Café Cuban Breeze, Inc., dba Café Cuban Breeze, 342 South Decatur Boulevard, Noel Hernandez, Dir, Pres, Treas, Secy, 100% - Ward 1 (Tarkanian)
57. ABEYANCE ITEM - Discussion and possible action regarding a new Package License subject to the provisions of the planning codes and Health Dept. regulations, Senip CVS, LLC, dba CVS Pharmacy #2990, 6391 West Lake Mead Boulevard, Zenon P. Lankowsky, Pres and Thomas S. Moffatt, Secy (Note: Item to be heard in the afternoon session in conjunction with Item 100 - SUP-14687) - Ward 5 (Weekly)
58. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License subject to Health Dept. regulations, From: Longs Drug Stores California, Inc., dba Longs Drug Store 408 (Non-operational), 7470 West Lake Mead Boulevard, Ronald A. Plomgren, Dir, Sr VP, CEO, Orlo D. Jones, Dir, Sr VP, Secy and Bill M. Brandon, Dir, Sr VP, To: C.R.E.M. Corporation, Inc, dba Express Mart, 8251 West Charleston Boulevard, Cristobal Santos, Dir, Pres, Secy, Treas, 100% - Ward 2 (Wolfson)
59. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, G B Acquisition, Inc., dba Gordon Biersch Brewery Restaurant, 750 South Rampart Boulevard, Suite 16, H. Allen Corey, Pres, CEO and Michael J. Fourticq, Sr VP, Dir - Ward 2 (Wolfson)
60. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Ark Fremont, Inc., dba The Saloon (Non-operational), 450 Fremont Street, Suite 100, Michael L. Weinstein, Dir, Pres, Robert Towers, Dir, EVP, Secy, Treas, Paul E. Gordon, Dir, Sr VP, To: Red Rock Bar, Inc., dba Red Rock Bar, 1729 East Charleston Boulevard, Suites A & B, Allen Hamika, Dir, Pres, 50% and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

61. PARK & RECREATION ADVISORY COMMISSION – Michael R. Aker, Term Expiration 12/12/2006
62. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

63. Bill No. 2006-63 – Adopts a new Chapter 10.44A of the Municipal Code, relating to solicitation. Proposed by: Bradford R. Jerbic, City Attorney
64. Bill No. 2006-64 – Adopts a new Chapter 11.68A of the Municipal Code, relating to the City's Pedestrian Mall. Proposed by: Bradford R. Jerbic, City Attorney

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

65. Bill No. 2006-59 – Establishes certain minimum community service requirements as part of the punishment for contributory delinquency or contributory neglect related to graffiti or property damage. Sponsored by: Mayor Oscar B. Goodman
66. Bill No. 2006-60 – Updates sign standards and related approval processes for the Downtown Casino and Downtown Entertainment Overlay Districts. Sponsored by: Mayor Oscar B. Goodman

- 67. Bill No. 2006-61 – Requires the applicant for a General Plan Amendment to conduct a neighborhood meeting. Sponsored by: Councilman Gary Reese
- 68. Bill No. 2006-62 – Updates Title 11 of the Municipal Code, relating to the regulation of traffic and parking. Sponsored by: Councilman Steven D. Ross

NEW BILLS - DISCUSSION

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

- 69. Bill No. 2006-65 – Updates the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Barbara Jo Ronemus, City Clerk

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

HEARINGS - DISCUSSION

- 71. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 2700 Brienza Way. PROPERTY OWNER: SCOTT GRIFFITHS - Ward 2 (Wolfson)
- 72. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 3705 San Joaquin Avenue. PROPERTY OWNERS: WALTER & SHIRLEY MERKEL - Ward 1 (Tarkanian)
- 73. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building (repairs/public nuisance) located at 4401 Cory Place. PROPERTY OWNERS: WILLIAM G. & SUSAN A. CASTEEL - Ward 1 (Tarkanian)

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

- 74. EOT-17431 - APPLICANT/OWNER: SAMER NAKHLE - Request for an Extension of Time of an approved Special Use Permit (SUP-4511) THAT ALLOWED A PRIVATE STREET adjacent to the southeast corner of Belcastro Street and Holmby Avenue (APN 163-03-501-032), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
- 75. EOT-17487 - APPLICANT: CITY OF LAS VEGAS - OWNER: BUREAU OF LAND MANAGEMENT - Request for an Extension of Time of an approved Site Development Plan Review (SDR-4823) THAT ALLOWED A CITY PARK on 13.0 acres adjacent to the west side of Cliff Shadows Parkway, approximately 660 feet south of Alexander Road (a portion of APN 137-12-101-008), C-V (Civic) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

76. SDR-16267 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEWLAND COMMUNITIES - OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT WITH 17 DEVELOPMENT PARCELS on 61.57 acres located at the northeast corner of Grand Central Parkway and Bonneville Avenue (APN 139-34-110-002 and 003), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
77. DIR-15183 - WATER FEATURE EXEMPTION - APPLICANT/OWNER: HIGH VALLEY 1, LLC. - Request TO ALLOW THE OPERATION OF AN 88 SQUARE FOOT WATER FEATURE at an existing office development on 1.95 acres at 2760 and 2764 Lake Sahara Drive (APN 163-08-601-002), Ward 2 (Wolfson). Staff recommends APPROVAL
78. SUP-16488 - PUBLIC HEARING - APPLICANT: MARCUS SGRIZI - OWNER: BOCA FASHION VILLAGE, LLC - Request for a Special Use Permit FOR A PROPOSED SUPPER CLUB at 608 Rampart Boulevard, Suite #4 (APN 138-32-312-005), PD (Planned Development) Zone, Ward 2 (Wolfson). Planning Commission (7-0 vote) and staff recommend APPROVAL
79. SUP-16515 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #210 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 55. Planning Commission (7-0 vote) and staff recommend APPROVAL
80. SUP-16518 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #220 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 54. The Planning Commission (7-0 vote) and staff recommend APPROVAL
81. SDR-16542 - PUBLIC HEARING - APPLICANT/OWNER: JAIVADAN AND HANSA NARAN - Request for a Site Development Plan Review FOR A PROPOSED 21,726 SQUARE FOOT PROFESSIONAL OFFICE BUILDING on 1.82 acres at 2496 West Charleston Boulevard (APNs 139-32-802-022 and 030), C-D (Designed Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
82. GPA-14304 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: M (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
83. ZON-14308 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
84. SDR-14306 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Site Development Plan Review FOR A PROPOSED 68-UNIT CONDOMINIUM DEVELOPMENT AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 6 (Ross). NOTE: THIS APPLICATION IS NOW 36 UNITS. Staff recommends DENIAL. The

Planning Commission (4-3 vote) recommends APPROVAL

85. ZON-13896 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
86. VAR-13900 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Variance TO ALLOW A FRONT YARD SETBACK OF 10 FEET WHERE 20 FEET IS REQUIRED, A CORNER SIDE YARD SETBACK OF 10 FEET WHERE 15 FEET IS REQUIRED, AND A REAR YARD SETBACK OF 11 INCHES WHERE 20 FEET IS REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
87. SUP-13902 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED HELIPAD AND A WAIVER TO ALLOW A HELIPAD AS AN ACCESSORY USE TO A FACILITY OTHER THAN A HOSPITAL, MEDICAL FACILITY, OR MEDICAL OFFICE on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) recommends DENIAL. Staff recommends APPROVAL
88. SUP-13903 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED 274-FOOT TALL BUILDING IN THE NORTH LAS VEGAS AIRPORT OVERLAY DISTRICT on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
89. SDR-13904 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Site Development Plan Review FOR A COMMERCIAL DEVELOPMENT CONSISTING OF A 3,000 SQUARE FOOT, A 1,500 SQUARE FOOT, AND A 4,500 SQUARE FOOT RETAIL PAD; A 20-STORY BUILDING CONSISTING OF 3,700 SQUARE FEET OF RESTAURANT SPACE, 10,000 SQUARE FEET OF RETAIL SPACE, 150,000 SQUARE FEET OF OFFICE SPACE, AND A 4,500 SQUARE FOOT CHILD CARE FACILITY; AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend APPROVAL
90. ZON-14344 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. VAR-15323 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 35 FEET WHERE A 63-FOOT SETBACK IS THE MINIMUM REQUIRED IN THE SIDE YARD on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
92. SDR-14353 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Site Development Plan Review FOR A PROPOSED 16-UNIT TOWNHOUSE COMPLEX AND WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence

- Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
93. ZON-15031 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-M (COMMERCIAL/INDUSTRIAL) on 0.80 acres approximately 300 feet north of Meade Avenue, 980 feet west of Rancho Drive (APN 162-08-201-005), Ward 1 (Tarkanian). The Planning Commission (4-2 vote) and staff recommend APPROVAL
94. SDR-15030 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF TWO EXISTING STORAGE BUILDINGS TO A LIGHT MANUFACTURING FACILITY on 0.80 acres approximately 300 feet north of Meade Avenue and 980 feet west of Rancho Drive (APN 162-08-201-005), R-1 (Single Family Residential) Zone [PROPOSED: C-M (Commercial/Industrial) Zone], Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
95. ZON-15371 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, ET AL - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
96. VAR-15373 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Variance TO ALLOW A 2 FOOT SIDE YARD SETBACK WHERE A RESIDENTIAL ADJACENCY SETBACK OF 79 FEET 6 INCHES IS REQUIRED, A 3 FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED, AND 5 FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019,021, 023, 024, 025). Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
97. SDR-15375 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Site Development Plan review and a waiver of Perimeter Landscape Buffer Requirements FOR A 40 UNIT APARTMENT COMPLEX on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential), Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
98. VAR-16165 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: YONG H. JUNG - Request for a Variance TO ALLOW 7 PARKING SPACES WHERE 13 PARKING SPACES ARE THE MINIMUM REQUIRED on 0.19 acres at 505 South Decatur Boulevard (APN 139-31-310-133), P-R (Professional Office and Parking) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
99. SUP-13362 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: EMPIRE MEDIA - OWNER: HIGHLAND PARTNERSHIP LP - Appeal filed by the applicant on a denial by the Planning Commission of a request for a Special Use Permit FOR A 75 FOOT TALL, 20 FOOT X 24 FOOT OFF-PREMISE ADVERTISING SIGN (BILLBOARD) at 1112 South Martin L. King Boulevard (APN 162-04-501-005), C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL
100. SUP-14687 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SENIP CVS, L.L.C. DBA CVS PHARMACY 2990 - OWNER: CVS 2990 LAS VEGAS, L.L.C. - Request for a Special Use Permit FOR A RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE on 1.55 acres at 6391 West Lake Mead Boulevard (APN 138-23-720-005), C-1 (Limited Commercial), Ward 6 (Ross). NOTE: As of August 6, 2006 this item is located in Ward 5

(Weekly). NOTE: To be heard in conjunction with Morning Session Item 57. The Planning Commission (7-0 vote) and staff recommend APPROVAL

101. SUP-15347 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SUN LOAN COMPANY - OWNER: PLAZA LOS ARCOS, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM OTHER FINANCIAL INSTITUTIONS, SPECIFIED at 7591 Washington Avenue, Suites 140 and 150 (APN 138-27-301-015), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). NOTE: The correct applicant is Jim Marchesi/Check City and the correct owner is Buffalo Washington III. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
102. SDR-15747 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 31,126 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 8.55 acres at the northwest corner of Rainbow Boulevard and Westcliff Drive (a portion of APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
103. RQR-13989 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: CITY PARKWAY IV A, INC. - Required Two-Year Review of an approved Special Use Permit (U-0238-91) WHICH ALLOWED A 50-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the south side of Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
104. GPA-15231 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request to Amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: O (OFFICE) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
105. ZON-15233 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
106. SDR-15235 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF A SINGLE-FAMILY RESIDENCE TO AN OFFICE on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone and R-E (Residence Estates) Zone [PROPOSED: P-R (Professional Office and Parking) Zone], Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
107. GPA-16502 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request to Amend a portion of the Centennial Hills Sector Plan FROM: GC (GENERAL COMMERCIAL) TO: SC (SERVICE COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
108. ZON-16504 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) UNDER RESOLUTION OF INTENT TO C-2 (GENERAL COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-1 (LIMITED COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive

- (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
109. SDR-16503 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: MERHI GHASSAN AND GALTAR, LLC - Request for a Site Development Plan Review FOR A PROPOSED 81,240 SQUARE FOOT COMMERCIAL DEVELOPMENT CONSISTING OF 10 PAD SITES WITH SINGLE-STORY BUILDINGS on 7.03 acres at 4600 North Rancho Drive (APN 138-02-102-005 through 009, and 011), R-E (Residence Estates) Zone under Resolution of Intent to C-2 (General Commercial) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
110. GPA-17129 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) TO: PF (PUBLIC FACILITIES) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
111. ZON-16632 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-V (CIVIC) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
112. SDR-15034 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Site Development Plan Review FOR A PROPOSED 5,750 SQUARE-FOOT ADDITION TO AN EXISTING 1,673 SQUARE-FOOT CHURCH AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), C-1 (Limited Commercial) Zone and C-2 (General Commercial) Zone [PROPOSED: C-V (Civic) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
113. MOD-12919 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Major Modification to the Las Vegas Medical District Plan TO AMEND THE LAND USE DESIGNATION FROM: MD-2 (MAJOR MEDICAL) TO: MD-1 (MEDICAL SUPPORT) on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
114. SUP-16246 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at 728 Desert Lane (APN 139-33-402-021), [PROPOSED: MD-1 (MEDICAL SUPPORT) Las Vegas Medical District Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
115. SDR-12922 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY MIXED-USE DEVELOPMENT CONSISTING OF 24 RESIDENTIAL CONDOMINIUM UNITS AND 13,465 SQUARE FEET OF MEDICAL OFFICE SPACE on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), PD (Planned Development) Zone [MD-2 (Major Medical) Las Vegas Medical District Special Land Use Designation] [PROPOSED: MD-1 (Medical Support) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). NOTE: This application has been amended from 24 Residential Condominium Units to 30 Residential Condominium Units and from 13,465 square feet of Medical Office space to 9,350 square feet of Medical Office space. The Planning Commission (7-0 vote) and staff recommend DENIAL
116. SUP-16483 - PUBLIC HEARING - APPLICANT: PAWN PLACE - OWNER: DECATUR REAL ESTATE HOLDINGS, LLC - This is an appeal of the denial by the Planning Commission of a

request for a Special Use Permit FOR A PAWN SHOP AND WAIVERS OF THE 200-FOOT DISTANCE SEPARATION REQUIREMENT FROM A RESIDENTIAL USE AND OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM SIX SIMILAR USES at 1940 North Decatur Boulevard (APN 139-19-301-005), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend DENIAL

117. RQR-17296 - PUBLIC HEARING - APPLICANT/OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - Required Six Month Review of an approved Site Development Plan Review [Z-0108-88(15)] THAT ALLOWED DELIVERY HOURS BETWEEN 7:00 A.M. AND 8:00 P.M. MONDAY THROUGH SATURDAY WITH NO SUNDAY DELIVERIES in conjunction with a 39,910 square foot retail development at 5850 West Craig Road (APN 138-01-219-004), C-1 (Limited Commercial) Zone, Ward 6 (Ross). Staff recommends APPROVAL

SET DATE

118. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENTIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

119. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL 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

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

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

Exhibit "B"

(Attach Affidavit of Publication of Notice of Public Hearing)

AFFP DISTRICT COURT
Clark County, Nevada

RECEIVED
CITY CLERK

AFFIDAVIT OF PUBLICATION

2007 JAN 10 7 13 AM

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK

2296311LV

1094526

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 3 edition(s) of said newspaper issued from 12/04/2006 to 12/18/2006, on the following days:

12/04/2006
12/11/2006
12/18/2006

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 26

day of December, 2006

Notary Public

Mary B. Sheffield



MARY B. SHEFFIELD
Notary Public State of Nevada
No. 99-53968-1
My appt. exp. Mar. 8, 2007

**ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN
THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1493 - HUALAPAI
WAY/ALEXANDER ROAD (CHEYENNE AVENUE TO CIMARRON ROAD).**

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-2 for City of Las Vegas, Nevada, Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1493 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

HUALAPAI WAY (BOTH SIDES) - from the centerline of Cheyenne Avenue north along Hualapai Way approximately 5,280 feet to Alexander Road (100-foot right-of-way)

ALEXANDER ROAD (SOUTH SIDE) - from the western right-of-way of Hualapai Way west along Alexander Road approximately 982 feet (80-foot right-of-way)

ALEXANDER ROAD (BOTH SIDES) - from the Hualapai Way curve east along Alexander Road approximately 13,140 feet to Cimarron Road (100-foot right-of-way)

CAMPBELL ROAD (WEST SIDE) - from the southern right-of-way of Alexander Road south approximately 294 feet (60-foot right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provided those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of those lots abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of an 8-foot wide pavement section, curb, gutter, sidewalks, driveway approaches and streetlights, where not already existing. Property owners who have been conditioned, by initiation of development plans, by City Council to install half-street improvements have been assessed for a half-street pavement section. The owners of property who elect to have water or sewer installed will be assessed on a per service or unit lot method for the installation of sewer laterals or water laterals. **THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.**

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council previously held a hearing to consider all complaints, protests, and objections to said final assessment roll on May 3, 2006. However, the publication of the hearing on May 3, 2006, did not comply with the requirements of NRS Chapter 271. Accordingly, the City Council has determined to hold a new hearing on said final assessment roll.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

1. He is entitled to be represented by counsel at the hearing;
2. Any evidence he desires to present on these issues must be presented at the hearing; and
3. Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

If a property owner has already prepaid his or her assessments, he or she can apply for a refund of their prepayments. If a property owner does not apply for a refund of prepayments, the prepayments shall be applied to such property owner's assessments for the Project. Property owners who paid their first assessment installment on October 1, 2006 may apply for a refund of such payments. If a property owner does not apply for such refund, such payment shall be applied to the first assessment installment on April 1, 2007. Requests for refunds of prepayments or October 1, 2006 assessment installments should be directed to Mike Thompson, City Hall, 400 Stewart Ave., Las Vegas NV 89101, Las Vegas, Nevada, (702) 229-2136.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of a penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City Council for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.

/s/ Beverly K. Bridges
BEVERLY K. BRIDGES, Chief Deputy City Clerk
PUB: December 4, 11, 18, 2006 LV Review-Journal

Exhibit "C"

(Attach minutes of public hearing on December 20, 2006)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: DECEMBER 20, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☐ Consent ☒ Discussion

SUBJECT:

Public hearing on local improvement district for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 - Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: Public Works/SID

Amount: \$623,643.30

Funding Source: Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Public hearing on the Final Assessment Roll for the installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights along Hualapai Way and Alexander Road from Cheyenne Avenue to Cimarron Road.

RECOMMENDATION:

Public Hearing only; no action required.

BACKUP DOCUMENTATION:

Public hearing notice

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

CHARLES KAJKOWSKI, Director of Public Works, confirmed the project was complete. He further stated that the item is to consider finalizing the roll and it is in order.

MAYOR GOODMAN declared the Public Hearing closed.

STATE OF NEVADA
CITY OF LAS VEGAS

)
) ss.
)

AFFIDAVIT OF MAILING
NOTICE OF HEARING

Beverly K. Bridges, Acting City Clerk does hereby swear, upon oath according to law:

1. I am and at all times hereinafter mentioned was the duly qualified and sworn Acting City Clerk of the City of Las Vegas, Nevada.

2. I mailed or caused to be mailed a notice entitled "NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1493 – HUALAPAI WAY/ALEXANDER ROAD (CHEYENNE AVENUE TO CIMARRON ROAD)" by deposit in the United States mail, postage prepaid, as first-class mail, at the post office in the City of Las Vegas, Nevada, on November 30, 2006, being at least twenty (20) days prior to the hearing, on December 20, 2006, to the last known address of each last known owner of land within the District whose property will be assessed for the cost of the improvements, such addresses and owners being those appearing on the records of the County Assessor of Clark County, Nevada, and from such other sources as I, the City of Las Vegas and Public Works Department, deemed to be reliable.

3. A list of said owners and their addresses is hereto attached, marked Exhibit A and made a part hereof, all addresses therein being situate within the City of Las Vegas, Nevada, unless otherwise indicated, such names and addresses being the same as those shown on the "Tabulation of Parcels" or "Final Assessment Roll."

4. There is attached hereto, marked Exhibit B and made a part hereof, a full, true and correct copy of the notice as mailed as herein described.

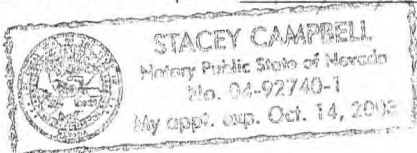
5. Copies of the affidavit of publication of said notice, verified by the affidavit of the publisher, and a copy of this affidavit are on file in the office of the City Clerk.

Further Affiant sayeth naught.


BEVERLY K. BRIDGES, CMC Acting City Clerk

SUBSCRIBED and SWORN to before me in the City of Las Vegas, Nevada, this 22nd day of March, 2007.

My commission expires 10/14/08.



(NOTARIAL STAMP)

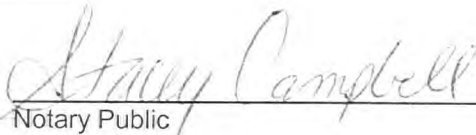

Notary Public

EXHIBIT "A"

(Attach List of Property Owners with Their Addresses)

City of Las Vegas
ASSESSMENT ROLL
Special Improvement District No. 1493
HUALAPAI/ALEXANDER FINAL COSTS

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11/15/2006

FINAL ROLL NO. 2006-2

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
137-12-819-001	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 1 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	157,500.00	2,200.00	1,713.87
137-12-819-002	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 2 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-003	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 3 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-004	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 4 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-005	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 5 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	165,000.00	2,200.00	1,713.87
137-12-819-006	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 6 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-007	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 7 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87

City of Las Vegas
ASSESSMENT ROLL
Special Improvement District No. 1493
HUALAPAI/ALEXANDER FINAL COSTS

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11/15/2006

FINAL ROLL NO. 2006-2

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
137-12-819-008	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 8 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-009	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 9 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-010	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 10 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-011	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 11 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-012	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 12 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-013	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 13 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-014	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 14 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87

City of Las Vegas
ASSESSMENT ROLL
Special Improvement District No. 1493
HUALAPAI/ALEXANDER FINAL COSTS

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11/15/2006

FINAL ROLL NO. 2006-2

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
137-12-819-015	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 15 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-016	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 16 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-017	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 17 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.87
137-12-819-018	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 18 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-019	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 19 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-020	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 20 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-021	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 21 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86

City of Las Vegas
ASSESSMENT ROLL
Special Improvement District No. 1493
HUALAPAI/ALEXANDER FINAL COSTS

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FINAL ROLL NO. 2006-2

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
137-12-819-022	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 22 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-023	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 23 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-024	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 24 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	150,000.00	2,200.00	1,713.86
137-12-819-025	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 25 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	157,500.00	2,200.00	1,713.86
137-12-819-026	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 26 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	162,000.00	2,200.00	1,713.86
137-12-819-027	HUALAPAI CHEYENNE PLAT BOOK 130 PAGE 48 LOT 27 BLOCK 1	RICHMOND AMERICAN HOMES NV INC 9970 W CHEYENNE AVE #100 LAS VEGAS NV 89129-7710	165,000.00	2,200.00	1,713.86

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-04-404-030 138-04-404-031 138-04-404-032 138-04-404-033 138-04-404-034	DOC: 20030625:03620 DATE: 06/25/03 PT SE4 SW4 SEC 04 20 60	TOUSA HOMES INC %ENGLE HOMES 7872 W SAHARA LAS VEGAS NV 89117-1944	655,920.00	177,400.00	0
138-06-801-002	DOC: 20060426:00843 DATE: 4/26/06 PT SW4 SE4 SEC 6 20 60	SCHOOL BOARD OF TRUSTEES 4212 EUCALYPTUS ANNEX LAS VEGAS NV 89121-5207	450,100.00	55,100.00	43,835.31
138-06-802-004	DOC: 20060426:00843 DATE: 4/26/06 LAND DIVISION 114-79 LOT 2 1099:1058180	SCHOOL BOARD OF TRUSTEES 4212 EUCALYPTUS ANNEX LAS VEGAS NV 89121-5207	244,000.00	51,000.00	40,288.30
138-07-103-005 (Formerly Part of 138-07-103-001) and 137-12-501-021 (Formerly Part of 137-12-501-009)	DOC: 20040630:03597 DATE: 06/30/04 CAMBRIA CONDO AMD PLAT BOOK 125 PAGE 76	WARMINGTON, CAMBRIA ASSOC LP 3090 PULLMAN ST COSTA MESA CA 92626-5901	2,219,000.00	321,900.00	239,895.46
138-07-201-001	DOC: 20041104:05299 DATE: 11/04/04 PT GOV LOT 16	LONE, MOUNTAIN VILLAS LLC %OMEGA DEV 4175 CAMERON DR #A LAS VEGAS NV 89103-3772	300,330.00	39,600.00	24,244.00

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-07-201-002	DOC: 20041104:05299 DATE: 11/04/04 PT GOV LOT 16	LONE, MOUNTAIN VILLAS LLC %OMEGA DEV 4175 CAMERON DR #A LAS VEGAS NV 89103-3772	304,560.00	39,500.00	24,164.76
138-07-401-003 138-07-401-004	DOC: 20031105:00941 DATE: 11/05/03 PT SEC 07 20 60 GOV LOT 33 GOV LOT 34	LONE, MOUNTAIN PLAZA LLC %GREAT AMER HOMES 8687 W SAHARA #201 LAS VEGAS NV 89117-5869	3,649,890.00	114,500.00	0
138-08-115-001 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 1 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-002 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 2 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-005 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 5 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-006 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 6 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-007 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 7 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-008 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 8 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-011 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 11 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-012 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 12 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-013 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 13 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-014 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 14 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-019 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 19 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-020 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 20 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-021 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 21 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-022 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 22 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-023 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 23 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-024 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 24 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-025 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 25 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-026 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 26 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-027 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 27 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-028 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 28 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-029 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 29 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-030 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 30 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-031 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 31 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-032 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 32 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-033 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 33 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-034 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 34 BLOCK 1	MERKES STEVEN M & MARIA 9113 FUSION DR LAS VEGAS NV 89129-7085	235,000.00	4,000.00	3,595.46
138-08-115-035 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 35 BLOCK 1	MOLINA JESSE 620 KIRT RIGHT ST SAN DIEGO CA 92114-6725	235,000.00	4,000.00	3,595.46
138-08-115-036 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 36 BLOCK 1	MOLINA AMBER 7370 FULTON ST SAN DIEGO CA 92111-6120	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-037 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 37 BLOCK 1	MOLINA JESUS A 620 KIRTRIGHT ST SAN DIEGO CA 92114-6725	235,000.00	4,000.00	3,595.46
138-08-115-038 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 38 BLOCK 1	MOLINA JESUS A 620 KIRTRIGHT ST SAN DIEGO CA 92114-6725	235,000.00	4,000.00	3,595.46
138-08-115-039 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 39 BLOCK 1	LOVEJOY JOHN 9133 FUSION DR LAS VEGAS NV 89129-7086	235,000.00	4,000.00	3,595.45
138-08-115-040 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 40 BLOCK 1	LUTZ MELANIE D 3733 BOBWHITE TERR FREMONT CA 94555-1525	235,000.00	4,000.00	3,595.45
138-08-115-041 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 41 BLOCK 1	MOLINA JESUS A 620 KIRTRIGHT ST SAN DIEGO CA 92114-6725	235,000.00	4,000.00	3,595.45

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-115-042 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 42 BLOCK 1	KELLER ELIZABETH 3916 JAVANA CT LAS VEGAS NV 89129-7088	235,000.00	4,000.00	3,595.45
138-08-115-052 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 52 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-053 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 53 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-056 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 56 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-115-057 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION PLAT BOOK 119 PAGE 17 LOT 57 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-116-001 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 43 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-002 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 44 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-003 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 45 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-004 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 46 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-005 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 47 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-116-006 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 48 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-007 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 49 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-008 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 50 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-009 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 51 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-010 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 54 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-116-011 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 55 BLOCK 1	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-012 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 3 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-013 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 4 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-014 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 9 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.45
138-08-116-015 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 10 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-08-116-016 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 15 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-017 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 16 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-018 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 17 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
138-08-116-019 (Formerly Part of 138-08-101-001, thru 004)	DAY DAWN FUSION AMD PLAT BOOK 131 PAGE 65 LOT 18 BLOCK 2	WAGNER HOMES INC %P WAGNER IV 6985 W SAHARA #201 LAS VEGAS NV 89117-2822	235,000.00	4,000.00	3,595.46
** REPORT TOTALS					\$623,643.30

EXHIBIT "B"

(Attach Notice of Hearing as Mailed)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE
OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR
OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL
CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR
IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA,
SPECIAL IMPROVEMENT DISTRICT NO. 1493 – HUALAPAI
WAY/ALEXANDER ROAD (CHEYENNE AVENUE TO CIMARRON
ROAD).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-2 for City of Las Vegas, Nevada, Special Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1493 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

HUALAPAI WAY (BOTH SIDES) - from the centerline of Cheyenne Avenue north along Hualapai Way approximately 5,280 feet to Alexander Road (100-foot right-of-way)

ALEXANDER ROAD (SOUTH SIDE) – from the western right-of-way of Hualapai Way west along Alexander Road approximately 982 feet (80-foot right-of-way)

ALEXANDER ROAD (BOTH SIDES) – from the Hualapai Way curve east along Alexander Road approximately 13,140 feet to Cimarron Road (100-foot right-of-way)

CAMPBELL ROAD (WEST SIDE) – from the southern right-of-way of Alexander Road south approximately 294 feet (60-foot right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provided those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of those lots abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of an 8-foot wide pavement section, curb, gutter, sidewalks, driveway approaches and streetlights, where not already existing. Property owners who have been conditioned, by initiation of development plans, by City Council to install half-street improvements have been assessed for a half-street pavement section. The owners of property who elect to have water or sewer installed will be assessed on a per service or unit lot method for the installation of sewer laterals or water laterals. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council previously held a hearing to consider all complaints, protests, and objections to said final assessment roll on May 3, 2006. However, the publication of the hearing on May

3, 2006, did not comply with the requirements of NRS Chapter 271. Accordingly, the City Council has determined to hold a new hearing on said final assessment roll.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

If a property owner has already prepaid his or her assessments, he or she can apply for a refund of their prepayments. If a property owner does not apply for a refund of prepayments, the prepayments shall be applied to such property owner's assessments for the Project. Property owners who paid their first assessment installment on October 1, 2006 may apply for a refund of such payments. If a property owner does not apply for such refund, such payment shall be applied to the first assessment installment on April 1, 2007. Requests for refunds of prepayments or October 1, 2006 assessment installments should be directed to Mike Thompson, City Hall, 400 Stewart Ave., Las Vegas NV 89101, Las Vegas, Nevada, (702) 229-2136.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of a penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City Council for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.


BEVERLY K. BRIDGES, Chief Deputy City Clerk

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒ Consent ☐ Discussion

SUBJECT:

RESOLUTIONS:

R-88-2006 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: \$62,576.19

Funding Source: Capital Projects Fund - Special Assessments

Dept./Division: Public Works/SID

PURPOSE/BACKGROUND:

This resolution directs the City Engineer and City Engineer Division to prepare the Final Assessment Roll for the installation of streetlights. The project is located within the Sierra Oeste subdivision south of Lake Mead Boulevard between Jones Boulevard and Torrey Pines Drive.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-88-2006

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

RESOLUTION NO. R-88-2006

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 – SIERRA OESTE NEIGHBORHOOD STREETLIGHTS; DETERMINING THE COST TO BE ASSESSED AND AUTHORIZING, ORDERING AND DIRECTING THE CITY ENGINEER TO PREPARE THE FINAL ASSESSMENT ROLL AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Assessment Roll Preparation

WHEREAS, the City Council of the City of Las Vegas in the County of Clark, State of Nevada, (hereinafter the "City Council" and the "City" respectively) pursuant to an ordinance heretofore adopted (hereinafter the "Creation Ordinance") created the City of Las Vegas, Nevada, Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights (hereinafter the "District") and ordered the acquisition of certain public improvements (hereinafter the "Project") within the District; and

WHEREAS, the City Council by resolution heretofore adopted has authorized the proper officers of the City to execute a construction contract on behalf of the City in accordance with NRS 271.335, for the Project, all as provided by law; and

WHEREAS, the City Council has heretofore determined that 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; and

WHEREAS, the City Council has determined, and does hereby determine, that all of the assessable property in the City which is specially benefited by the Project to be acquired in the District, and only the property which is so specially benefited, is to be included on the final assessment roll; and,

WHEREAS, in accordance with NRS 271.360, the City Council has determined and does hereby declare that the net cost to the City for the Project in the District (including all necessary incidentals, which either have been or will be incurred in connection with the District) is \$62,576.19, of which \$0.00 is available from other sources and \$62,576.19 is to be assessed upon the benefited lots, tracts and parcels of land in the District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS IN THE COUNTY OF CLARK AND STATE OF NEVADA; THAT:

Section 1. All actions, proceedings, and matters heretofore taken, had and done by the City and the officers thereof, not inconsistent with the provisions of this Resolution, concerning the District, be, and the same hereby are, ratified, approved and confirmed.

Section 2. A portion of the total cost of the District to the City, including all necessary incidentals, which either have been or will be incurred in connection with the District, shall be paid by the assessable property in the District as designated in the Creation Ordinance. The total cost of the District shall be apportioned and the amount to be assessed shall be as follows:

Total Cost	Estimated Amount of Special Assessments	Amount Available From Other Sources
\$62,576.19	\$62,576.19	\$0.00

Section 3. The City Engineer (hereinafter the "Engineer") be, and he is hereby authorized, ordered and directed, with the assistance of the City Engineer Division, to make out and prepare, an assessment roll for the District containing, among other things:

(1) The name and address of each last known owner of each lot, tract, or parcel of land to be assessed.

(2) A description of each lot, tract or parcel of land to be assessed, and the amount of the proposed assessment thereon, apportioned upon the basis for assessments heretofore determined by the City Council in the Creation Ordinance and as stated in the provisional order for the hearing on the Project.

Section 4. Immediately upon the adoption of this Resolution, the City Clerk shall cause a copy of this Resolution to be furnished to the Engineer. When the Engineer has made out and prepared the assessment roll, pursuant to Section 3 of this Resolution, he shall report the assessment roll to the Council and shall cause the same to be filed in the office of the City Clerk and numbered. The Engineer shall submit an executed certificate in the form provided in Subsection 3 of NRS 271.375, which certificate, duly executed, shall accompany the assessment roll.

Section 5. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution, including without limiting the generality of the foregoing, the preparation of all further necessary legal proceedings, assessment rolls

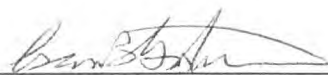
and lists, supplemental report(s) on benefits, and other items necessary or desirable for the completion of the District.

Section 6. All resolutions, or parts thereof, in conflict with the provisions of this Resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 7. If any section, paragraph, clause or other provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Resolution.

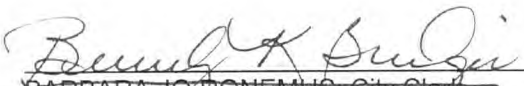
Section 8. The City Council has determined and declares, that this Resolution shall be in effect upon its passage in accordance with the law.

PASSED AND APPROVED on November 15, 2006.



OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

By: Beverly K. Bridges
Chief Deputy City Clerk

Approved as to Form:

2 NOV 06 WZL

Date Deputy City Attorney

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

I, Barbara Jo Ronemus, the duly chosen and 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 a resolution adopted by the City Council of the City (hereinafter the "City Council") at a meeting held on November 15, 2006.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of City Council as follows:

Those Voting Aye:	Oscar B. Goodman Gary Reese Larry Brown Lawrence Weekly Steve Wolfson Lois Tarkanian Steven D. Ross
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Those Voting Nay:	NONE
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Those Absent:	NONE
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3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the City Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the City Council were given due and proper notice of the meeting. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meeting was given not later than 9:00 a.m. on the third working day before the meeting, including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting 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) Bulletin Board
City Hall Plaza (next door to Metro Records)
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

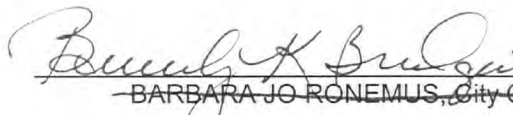
(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working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

5. Upon request, the City Council 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 City Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

6. A copy of such notice so given of the meeting of the City Council on November 15, 2006 is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this 15th day of November, 2006.

(SEAL)



BARBARA JO RONEMUS, City Clerk

By: Beverly K. Bridges
Chief Deputy City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)



CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),
STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

November 15, 2006

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

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

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THOMAS ELEMENTARY SCHOOL'S MAYOR AND CITY COUNCIL
7. RECOGNITION OF AMERICAN DIABETES MONTH
8. RECOGNITION OF SIBLINGS CANDYNCE BONEY AND STAN BRELAND, AAAA STATE TENNIS CHAMPIONS
9. RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY
10. PRESENTATION BY THE NEVADA SCHOOL OF THE ARTS

BUSINESS ITEMS - MORNING

11. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. Approval of the Final Minutes by reference of the regular City Council meeting of October 4, 2006

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

13. Approval of the Yucca Mountain Public Outreach Communication Plan - All Wards
14. Approval to accept an FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072 for the design of a regional public safety complex - Ward 6 (Ross)

FIELD OPERATIONS - CONSENT

15. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located at 6200 Hargrove Avenue and 6230 Garwood Avenue, commonly known as Mirabelli Community Center and Mirabelli Senior Center, APNs 138-35-501-011 and 138-35-501-010 - Ward 1 (Tarkanian)
16. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1400 N. Rampart Boulevard, commonly known as Las Vegas Sportspark, APN 138-29-501-007 - Ward 4 (Brown)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 300 N. Casino Center Boulevard, commonly known as the Downtown Community Center, APN 139-34-712-125 - Ward 3 (Reese)
18. Approval of a Utilities Construction Interlocal Contract between the City of Las Vegas and Clark County for the construction of sewer and water lines on the Western Beltway between Summerlin Parkway and Craig Road, in accordance with La Madre Equestrian Trail Plans (\$110,686.73 - Southern Nevada Public Lands Management Act [SNPLMA]) - Ward 4 (Brown)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

20. Approval of Special Event License for Lucio Ristorante, Location: 1114 South Main Street, Dates: December 1, 2006 and January 5, 2007, Type: Special Event General, Event: First Friday, Responsible Person in Charge: Kirk Offerle - Ward 3 (Reese)
21. Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to planning and fire codes and Health Dept. regulations, From: Ranch Liquors., dba Ukelele Lounge, 620 North Las Vegas Boulevard, Patrick E. Mandel, Dir, Pres, Secy, Treas, 100%, To: Fancy Nuts, L.L.C., dba Martinis, 1205 South Fort Apache Road, William R. Phillips, Mgr, Mmbr, 100% - Ward 2 (Wolfson)
22. Approval of a new Non-restricted Gaming License upon confirmation of approval by the Nevada Gaming Commission, for Sierra Development Company, dba Binion's Horseshoe Race & Sports Book, Operated By Club Cal Neva, db at Binion's Gambling Hall and Hotel, 128 Fremont Street, Jeffery L. Siri, Pres, Secy, Treas, CEO - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

23. Approval of Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 - Department of Public Works - Award recommended to CARPENTER SELLERS ASSOCIATES (\$100,000 - General Fund) - Ward 6 (Ross)
24. Approval of Agreement No. 070078, Engineering Services Agreement for Arterial Conditions Assessment Study - Department of Public Works - Award recommended to: STANTEC CONSULTANTS, INC. (\$277,520 - Road and Flood Capital Projects Fund) - All Wards

25. Approval of Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project - Department of Public Works - Award recommended to: BROWN AND CALDWELL (\$381,310 - Sanitation Enterprise Fund) - Ward 5 (Weekly)
26. Approval of Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing for Various Projects – Department Public Works – Award recommended to AZTEC TECHNICAL SERVICES, LLC (\$100,000 – Public Works Capital Projects Fund) - All Wards

HUMAN RESOURCES - CONSENT

27. Approval to create one regular full time Customer Service Representative position for the Insurances Services Division of Human Resources (\$38,455 salary + \$15,382 Benefits - Internal Service Fund)
28. Approval to create one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's office (\$46,300 salary + \$18,500 benefits - General Fund)
29. Approval to create one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office (\$52,400 salary + \$21,000 benefits - General Fund)

NEIGHBORHOOD SERVICES - CONSENT

30. Approval of an additional \$251,146 Community Development Block Grant (CDBG) Construction funds for the completion of the Shade Tree Expansion Project located at 1 West Owens Avenue - Ward 5 (Weekly)
31. Approval of Deferred Loan Agreements expending \$40,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 508 East Street, Rocky Castillo, owner - Ward 1 (Tarkanian)
32. Approval of a Lease Agreement between the city of Las Vegas and Family Promise for use of the building located at 320 South 9th Street to operate their non-profit organization which provides homeless families case management services - Ward 3 (Reese)

PLANNING & DEVELOPMENT - CONSENT

33. Approval of annexation report for the proposed annexation area generally located on the north and south side of Clark County Highway 215, between Shaumber Road and Fort Apache Road (ANX-12215) - Ward 6 (Ross)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian L. Ridenour, owner (west of Jones Boulevard, between Brooks Avenue and Peak Drive, APN 138-14-603-011) - County (near Ward 5 - Weekly)
35. Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner (southwest corner of Industrial Road and Wyoming Avenue) - Ward 3 (Reese)
36. Approval of an Encroachment Request from DRC Engineering on behalf of Lost at Sea Limited Partnership, owner (southeast corner of Jones Boulevard and Craig Road) - Ward 6 (Ross)
37. Approval of an Encroachment Request from Pardee Homes Nevada, owner (northeast corner of Tee Pee Lane and Bath Drive) - Ward 6 (Ross)
38. Approval of an Encroachment Request from Pulte Homes on behalf of PN II, Incorporated, owner (southwest corner of Jones Boulevard and Iron Mountain Road) - Ward 6 (Ross)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, LLC, on behalf of Real Estate Unlimited, LLC, owner (north of Lone Mountain Road, east of Miller Lane, APNs 125-33-804-006 and -007) - County (near Ward 4 - Brown)
40. Approval of ratification of the City's execution of the Amended Interlocal Cooperative Agreement which became effective September 8, 2006, between the Clark County Water Reclamation District and the Cities of Las Vegas, Henderson and North Las Vegas for establishment of the Clean Water Coalition - All Wards
41. Approval of Supplemental No. 3 to Interlocal Contract 293c between the City of Las Vegas and the

- Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Craig Road, US-95 to Buffalo Drive project (\$688,300 reduction) - Ward 4 (Brown)
42. Approval of Supplemental No. 4 to Interlocal Contract 319d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Ann Road, US-95 to Decatur Boulevard project (\$100,000 reduction) - Ward 6 (Ross)
43. Approval of Supplemental No. 4 to Interlocal Contract 320d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project (\$624,000 reduction) - Ward 6 (Ross)
44. Approval of Supplemental No. 5 to Interlocal Contract 388e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project (\$885,700 reduction) - County (near Ward 6 - Ross)
45. Approval of Supplemental No.1 to Interlocal Contract 434a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project (\$12,200,000 reduction) - Ward 1 (Tarkanian)

RESOLUTIONS - CONSENT

46. R-87-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 -Capital Projects Fund/Special Assessments) - Ward 4 (Brown)
47. R-88-2006 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
48. R-89-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

49. Report from the City Manager on Emerging Issues
50. Report on the City of Las Vegas Diversity Initiative

CITY ATTORNEY - DISCUSSION

51. Discussion and possible action on Appeal of Work Card Denial: Tracey Lynn Gulli, 7550 Tuckaway, Las Vegas, Nevada 89139
52. Discussion and possible action on Appeal of Work Card Denial: Clayborn Romaine Ellis III, 8218 West Dolphin Bay Court, Las Vegas, Nevada 89128
53. Discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada Revised Statutes - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

54. Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Nightclub, 425 Fremont Street, Suite 220, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 80 - SUP-16518) - Ward 3 (Reese)
55. Discussion and possible action regarding a new Tavern License, subject to the provisions of the

- planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Pint, 425 Fremont Street, Suite 210, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 79 - SUP-16515) - Ward 3 (Reese)
56. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Café Cuban Breeze, Inc., dba Café Cuban Breeze, 342 South Decatur Boulevard, Noel Hernandez, Dir, Pres, Treas, Secy, 100% - Ward 1 (Tarkanian)
57. ABEYANCE ITEM - Discussion and possible action regarding a new Package License subject to the provisions of the planning codes and Health Dept. regulations, Senip CVS, LLC, dba CVS Pharmacy #2990, 6391 West Lake Mead Boulevard, Zenon P. Lankowsky, Pres and Thomas S. Moffatt, Secy (Note: Item to be heard in the afternoon session in conjunction with Item 100 - SUP-14687) - Ward 5 (Weekly)
58. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License subject to Health Dept. regulations, From: Longs Drug Stores California, Inc., dba Longs Drug Store 408 (Non-operational), 7470 West Lake Mead Boulevard, Ronald A. Plomgren, Dir, Sr VP, CEO, Orlo D. Jones, Dir, Sr VP, Secy and Bill M. Brandon, Dir, Sr VP, To: C.R.E.M. Corporation, Inc, dba Express Mart, 8251 West Charleston Boulevard, Cristobal Santos, Dir, Pres, Secy, Treas, 100% - Ward 2 (Wolfson)
59. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, G B Acquisition, Inc., dba Gordon Biersch Brewery Restaurant, 750 South Rampart Boulevard, Suite 16, H. Allen Corey, Pres, CEO and Michael J. Fourticq, Sr VP, Dir - Ward 2 (Wolfson)
60. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Ark Fremont, Inc., dba The Saloon (Non-operational), 450 Fremont Street, Suite 100, Michael L. Weinstein, Dir, Pres, Robert Towers, Dir, EVP, Secy, Treas, Paul E. Gordon, Dir, Sr VP, To: Red Rock Bar, Inc., dba Red Rock Bar, 1729 East Charleston Boulevard, Suites A & B, Allen Hamika, Dir, Pres, 50% and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

61. PARK & RECREATION ADVISORY COMMISSION – Michael R. Aker, Term Expiration 12/12/2006
62. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

63. Bill No. 2006-63 – Adopts a new Chapter 10.44A of the Municipal Code, relating to solicitation. Proposed by: Bradford R. Jerbic, City Attorney
64. Bill No. 2006-64 – Adopts a new Chapter 11.68A of the Municipal Code, relating to the City's Pedestrian Mall. Proposed by: Bradford R. Jerbic, City Attorney

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

65. Bill No. 2006-59 – Establishes certain minimum community service requirements as part of the punishment for contributory delinquency or contributory neglect related to graffiti or property damage. Sponsored by: Mayor Oscar B. Goodman
66. Bill No. 2006-60 – Updates sign standards and related approval processes for the Downtown Casino and Downtown Entertainment Overlay Districts. Sponsored by: Mayor Oscar B. Goodman

67. Bill No. 2006-61 – Requires the applicant for a General Plan Amendment to conduct a neighborhood meeting. Sponsored by: Councilman Gary Reese
68. Bill No. 2006-62 – Updates Title 11 of the Municipal Code, relating to the regulation of traffic and parking. Sponsored by: Councilman Steven D. Ross

NEW BILLS - DISCUSSION

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

69. Bill No. 2006-65 – Updates the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Barbara Jo Ronemus, City Clerk

1:00 P.M. - AFTERNOON SESSION**BUSINESS ITEMS - AFTERNOON**

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

HEARINGS - DISCUSSION

71. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 2700 Brienza Way. PROPERTY OWNER: SCOTT GRIFFITHS - Ward 2 (Wolfson)
72. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 3705 San Joaquin Avenue. PROPERTY OWNERS: WALTER & SHIRLEY MERKEL - Ward 1 (Tarkanian)
73. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building (repairs/public nuisance) located at 4401 Cory Place. PROPERTY OWNERS: WILLIAM G. & SUSAN A. CASTEEL - Ward 1 (Tarkanian)

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

74. EOT-17431 - APPLICANT/OWNER: SAMER NAKHLE - Request for an Extension of Time of an approved Special Use Permit (SUP-4511) THAT ALLOWED A PRIVATE STREET adjacent to the southeast corner of Belcastro Street and Holmby Avenue (APN 163-03-501-032), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
75. EOT-17487 - APPLICANT: CITY OF LAS VEGAS - OWNER: BUREAU OF LAND MANAGEMENT - Request for an Extension of Time of an approved Site Development Plan Review (SDR-4823) THAT ALLOWED A CITY PARK on 13.0 acres adjacent to the west side of Cliff Shadows Parkway, approximately 660 feet south of Alexander Road (a portion of APN 137-12-101-008), C-V (Civic) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

76. SDR-16267 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEWLAND COMMUNITIES - OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT WITH 17 DEVELOPMENT PARCELS on 61.57 acres located at the northeast corner of Grand Central Parkway and Bonneville Avenue (APN 139-34-110-002 and 003), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
77. DIR-15183 - WATER FEATURE EXEMPTION - APPLICANT/OWNER: HIGH VALLEY 1, LLC. - Request TO ALLOW THE OPERATION OF AN 88 SQUARE FOOT WATER FEATURE at an existing office development on 1.95 acres at 2760 and 2764 Lake Sahara Drive (APN 163-08-601-002), Ward 2 (Wolfson). Staff recommends APPROVAL
78. SUP-16488 - PUBLIC HEARING - APPLICANT: MARCUS SGRIZI - OWNER: BOCA FASHION VILLAGE, LLC - Request for a Special Use Permit FOR A PROPOSED SUPPER CLUB at 608 Rampart Boulevard, Suite #4 (APN 138-32-312-005), PD (Planned Development) Zone, Ward 2 (Wolfson). Planning Commission (7-0 vote) and staff recommend APPROVAL
79. SUP-16515 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #210 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 55. Planning Commission (7-0 vote) and staff recommend APPROVAL
80. SUP-16518 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #220 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 54. The Planning Commission (7-0 vote) and staff recommend APPROVAL
81. SDR-16542 - PUBLIC HEARING - APPLICANT/OWNER: JAIVADAN AND HANSA NARAN - Request for a Site Development Plan Review FOR A PROPOSED 21,726 SQUARE FOOT PROFESSIONAL OFFICE BUILDING on 1.82 acres at 2496 West Charleston Boulevard (APNs 139-32-802-022 and 030), C-D (Designed Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
82. GPA-14304 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: M (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
83. ZON-14308 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
84. SDR-14306 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Site Development Plan Review FOR A PROPOSED 68-UNIT CONDOMINIUM DEVELOPMENT AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 6 (Ross). NOTE: THIS APPLICATION IS NOW 36 UNITS. Staff recommends DENIAL. The

Planning Commission (4-3 vote) recommends APPROVAL

85. ZON-13896 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
86. VAR-13900 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Variance TO ALLOW A FRONT YARD SETBACK OF 10 FEET WHERE 20 FEET IS REQUIRED, A CORNER SIDE YARD SETBACK OF 10 FEET WHERE 15 FEET IS REQUIRED, AND A REAR YARD SETBACK OF 11 INCHES WHERE 20 FEET IS REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
87. SUP-13902 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED HELIPAD AND A WAIVER TO ALLOW A HELIPAD AS AN ACCESSORY USE TO A FACILITY OTHER THAN A HOSPITAL, MEDICAL FACILITY, OR MEDICAL OFFICE on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) recommends DENIAL. Staff recommends APPROVAL
88. SUP-13903 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED 274-FOOT TALL BUILDING IN THE NORTH LAS VEGAS AIRPORT OVERLAY DISTRICT on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
89. SDR-13904 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Site Development Plan Review FOR A COMMERCIAL DEVELOPMENT CONSISTING OF A 3,000 SQUARE FOOT, A 1,500 SQUARE FOOT, AND A 4,500 SQUARE FOOT RETAIL PAD; A 20-STORY BUILDING CONSISTING OF 3,700 SQUARE FEET OF RESTAURANT SPACE, 10,000 SQUARE FEET OF RETAIL SPACE, 150,000 SQUARE FEET OF OFFICE SPACE, AND A 4,500 SQUARE FOOT CHILD CARE FACILITY; AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend APPROVAL
90. ZON-14344 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. VAR-15323 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 35 FEET WHERE A 63-FOOT SETBACK IS THE MINIMUM REQUIRED IN THE SIDE YARD on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
92. SDR-14353 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Site Development Plan Review FOR A PROPOSED 16-UNIT TOWNHOUSE COMPLEX AND WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence

- Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
93. ZON-15031 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-M (COMMERCIAL/INDUSTRIAL) on 0.80 acres approximately 300 feet north of Meade Avenue, 980 feet west of Rancho Drive (APN 162-08-201-005), Ward 1 (Tarkanian). The Planning Commission (4-2 vote) and staff recommend APPROVAL
94. SDR-15030 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF TWO EXISTING STORAGE BUILDINGS TO A LIGHT MANUFACTURING FACILITY on 0.80 acres approximately 300 feet north of Meade Avenue and 980 feet west of Rancho Drive (APN 162-08-201-005), R-1 (Single Family Residential) Zone [PROPOSED: C-M (Commercial/Industrial) Zone], Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
95. ZON-15371 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, ET AL - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
96. VAR-15373 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Variance TO ALLOW A 2 FOOT SIDE YARD SETBACK WHERE A RESIDENTIAL ADJACENCY SETBACK OF 79 FEET 6 INCHES IS REQUIRED, A 3 FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED, AND 5 FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019,021, 023, 024, 025). Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
97. SDR-15375 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Site Development Plan review and a waiver of Perimeter Landscape Buffer Requirements FOR A 40 UNIT APARTMENT COMPLEX on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential)], Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
98. VAR-16165 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: YONG H. JUNG - Request for a Variance TO ALLOW 7 PARKING SPACES WHERE 13 PARKING SPACES ARE THE MINIMUM REQUIRED on 0.19 acres at 505 South Decatur Boulevard (APN 139-31-310-133), P-R (Professional Office and Parking) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
99. SUP-13362 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: EMPIRE MEDIA - OWNER: HIGHLAND PARTNERSHIP LP - Appeal filed by the applicant on a denial by the Planning Commission of a request for a Special Use Permit FOR A 75 FOOT TALL, 20 FOOT X 24 FOOT OFF-PREMISE ADVERTISING SIGN (BILLBOARD) at 1112 South Martin L. King Boulevard (APN 162-04-501-005), C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL
100. SUP-14687 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SENIP CVS, L.L.C. DBA CVS PHARMACY 2990 - OWNER: CVS 2990 LAS VEGAS, L.L.C. - Request for a Special Use Permit FOR A RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE on 1.55 acres at 6391 West Lake Mead Boulevard (APN 138-23-720-005), C-1 (Limited Commercial), Ward 6 (Ross). NOTE: As of August 6, 2006 this item is located in Ward 5

- (Weekly). NOTE: To be heard in conjunction with Morning Session Item 57. The Planning Commission (7-0 vote) and staff recommend APPROVAL
101. SUP-15347 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SUN LOAN COMPANY - OWNER: PLAZA LOS ARCOS, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM OTHER FINANCIAL INSTITUTIONS, SPECIFIED at 7591 Washington Avenue, Suites 140 and 150 (APN 138-27-301-015), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). NOTE: The correct applicant is Jim Marchesi/Check City and the correct owner is Buffalo Washington III. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
102. SDR-15747 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 31,126 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 8.55 acres at the northwest corner of Rainbow Boulevard and Westcliff Drive (a portion of APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
103. RQR-13989 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: CITY PARKWAY IV A, INC. - Required Two-Year Review of an approved Special Use Permit (U-0238-91) WHICH ALLOWED A 50-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the south side of Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
104. GPA-15231 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request to Amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: O (OFFICE) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
105. ZON-15233 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
106. SDR-15235 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF A SINGLE-FAMILY RESIDENCE TO AN OFFICE on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone and R-E (Residence Estates) Zone [PROPOSED: P-R (Professional Office and Parking) Zone], Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
107. GPA-16502 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request to Amend a portion of the Centennial Hills Sector Plan FROM: GC (GENERAL COMMERCIAL) TO: SC (SERVICE COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
108. ZON-16504 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) UNDER RESOLUTION OF INTENT TO C-2 (GENERAL COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-1 (LIMITED COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive

- (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
109. SDR-16503 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: MERHI GHASSAN AND GALTAR, LLC - Request for a Site Development Plan Review FOR A PROPOSED 81,240 SQUARE FOOT COMMERCIAL DEVELOPMENT CONSISTING OF 10 PAD SITES WITH SINGLE-STORY BUILDINGS on 7.03 acres at 4600 North Rancho Drive (APN 138-02-102-005 through 009, and 011), R-E (Residence Estates) Zone under Resolution of Intent to C-2 (General Commercial) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
110. GPA-17129 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) TO: PF (PUBLIC FACILITIES) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
111. ZON-16632 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-V (CIVIC) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
112. SDR-15034 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Site Development Plan Review FOR A PROPOSED 5,750 SQUARE-FOOT ADDITION TO AN EXISTING 1,673 SQUARE-FOOT CHURCH AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), C-1 (Limited Commercial) Zone and C-2 (General Commercial) Zone [PROPOSED: C-V (Civic) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
113. MOD-12919 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Major Modification to the Las Vegas Medical District Plan TO AMEND THE LAND USE DESIGNATION FROM: MD-2 (MAJOR MEDICAL) TO: MD-1 (MEDICAL SUPPORT) on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
114. SUP-16246 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at 728 Desert Lane (APN 139-33-402-021), [PROPOSED: MD-1 (MEDICAL SUPPORT) Las Vegas Medical District Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
115. SDR-12922 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY MIXED-USE DEVELOPMENT CONSISTING OF 24 RESIDENTIAL CONDOMINIUM UNITS AND 13,465 SQUARE FEET OF MEDICAL OFFICE SPACE on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), PD (Planned Development) Zone [MD-2 (Major Medical) Las Vegas Medical District Special Land Use Designation] [PROPOSED: MD-1 (Medical Support) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). NOTE: This application has been amended from 24 Residential Condominium Units to 30 Residential Condominium Units and from 13,465 square feet of Medical Office space to 9,350 square feet of Medical Office space. The Planning Commission (7-0 vote) and staff recommend DENIAL
116. SUP-16483 - PUBLIC HEARING - APPLICANT: PAWN PLACE - OWNER: DECATUR REAL ESTATE HOLDINGS, LLC - This is an appeal of the denial by the Planning Commission of a

request for a Special Use Permit FOR A PAWN SHOP AND WAIVERS OF THE 200-FOOT DISTANCE SEPARATION REQUIREMENT FROM A RESIDENTIAL USE AND OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM SIX SIMILAR USES at 1940 North Decatur Boulevard (APN 139-19-301-005), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend DENIAL

117. RQR-17296 - PUBLIC HEARING - APPLICANT/OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - Required Six Month Review of an approved Site Development Plan Review [Z-0108-88(15)] THAT ALLOWED DELIVERY HOURS BETWEEN 7:00 A.M. AND 8:00 P.M. MONDAY THROUGH SATURDAY WITH NO SUNDAY DELIVERIES in conjunction with a 39,910 square foot retail development at 5850 West Craig Road (APN 138-01-219-004), C-1 (Limited Commercial) Zone, Ward 6 (Ross). Staff recommends APPROVAL

SET DATE

118. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENTIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

119. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL 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

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

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

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☒ Consent ☐ Discussion

SUBJECT:
RESOLUTIONS:

R-89-2006 Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

☐ No Impact ☐ Augmentation Required
☒ Budget Funds Available

Amount: \$62,576.19

Funding Source: Capital Projects Fund - Special Assessments

Dept./Division: Public Works/SID

PURPOSE/BACKGROUND:

This resolution defines the time and place for a public hearing on the Final Assessment Roll for the installation of streetlights. The project is located within the Sierra Oeste subdivision south of Lake Mead Boulevard between Jones Boulevard and Torrey Pines Drive.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-89-2006

Motion made by GARY REESE to Approve Items 13-26, 30, 31 and 33-48 as recommended

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

RESOLUTION NO. R-89-2006

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 – SIERRA OESTE NEIGHBORHOOD STREETLIGHTS; FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE FINAL ASSESSMENT ROLL FOR THE DISTRICT WILL BE HEARD; PROVIDING FOR THE MANNER OF GIVING NOTICE OF THE HEARING ON THE FINAL ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Public Hearing Notice

WHEREAS, the City Council of the City of Las Vegas in the County of Clark, State of Nevada, (hereinafter the "City Council" and the "City" respectively) pursuant to an ordinance heretofore adopted (hereinafter the "Creation Ordinance") created City of Las Vegas, Nevada, Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights (hereinafter the "District") and ordered the acquisition of certain public improvements within the District (hereinafter the "Project"); and

WHEREAS, the City Council, by resolution heretofore adopted, has authorized the proper officers of the City to execute a construction contract on behalf of the City in accordance with NRS 271.335, for the Project, all as provided by 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 in the Project; and

WHEREAS, NRS 271.360 provides that the City Council may determine the cost of the Project to be assessed after making the construction contract, or after determining the net cost to the City, but not necessarily after the completion of the Project; and

WHEREAS, in accordance with NRS 271.360, the City Council has determined and does hereby declare that the net cost to the City for the Project (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$62,576.19, of which \$0.00 is available from other sources and \$62,576.19 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 Project; and

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

WHEREAS, the City Council, together with the City Engineer, made out a final assessment roll for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed, and the amount of the proposed assessment to be levied thereon. The City Engineer has reported the final assessment roll to the City Council and the City Engineer has prepared and filed the final assessment roll with the City Clerk; and

WHEREAS, the City Council has determined, and does hereby determine, that all of the assessable property in the City which is specially benefited by the improvements to be acquired in the District and only that property, which is so specially benefited, is included on the final assessment roll; and

WHEREAS, the City Council has also determined, and does hereby determine, that the notice for a hearing on the final assessment roll, which is provided for herein, is reasonably calculated to inform each interested person of the proceedings concerning the District, which may directly and adversely affect his or her legally protected rights and interests.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS IN THE COUNTY OF CLARK, IN THE STATE OF NEVADA; THAT:

Section 1. All actions, proceedings, matters, and things heretofore taken, had, and done by the City and the Officers thereof (not inconsistent with the provisions of this Resolution) concerning the District, be, and the same hereby are, ratified, approved and confirmed.

Section 2. A portion of the total cost of the District, to the City, including all necessary incidentals, which either have been or will be incurred in connection with the District, shall be paid by the assessable property in the District as designated in the Creation Ordinance. The total cost of the District shall be apportioned and the amount to be assessed shall be as follows:

Total Cost	Estimated Amount of Special Assessments	Amount Available from Other Sources
\$ 62,576.19	\$ 62,576.19	\$ 0.00

Section 3. The final assessment roll for the District has been examined by the City Council, is tentatively approved, and is ordered filed in the office of the City Clerk.

Section 4. Wednesday, December 20, 2006 at 1:00 P.M., at the City of Las Vegas Council Chambers, 400 Stewart Avenue, Las Vegas, Nevada, be, and the same hereby is, fixed as the date, time and place when the City Council will hear and consider complaints, protests and objections to the final assessment roll, to the amount of each of the assessments, and to the regularity of the proceedings in making such assessments (whether made verbally or in writing) by the owners of the assessable property specially benefited by the Project in "City of Las Vegas, Nevada, Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights" and proposed to be assessed, or by any party or person interested, and by all parties or persons aggrieved by such assessments.

Section 5. The City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City and a newspaper of general circulation in the District. Such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication in said newspaper to be at least 15 days prior to the date of the protest hearing. 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 in such newspaper and the last publication in the same newspaper. Service by publication shall be verified by the affidavit of the publishers and filed with the City Clerk. In accordance with NRS 271.380 (2), the City Clerk or Deputy City Clerk shall also give notice by registered or certified mail by depositing a copy of such notice in the United States mail, postage prepaid, as first-class mail, at least 20 days prior to such hearing, to the last known owner or owners of each tract being assessed at his or their last known address or addresses. Proof of 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, provided however, that 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) appertaining thereto, have been paid in full, both principal and interest, or any claim is barred by an appropriate statute of limitations. The City Council of City of Las Vegas hereby determines that the manner of giving notice

herein provided by publication and by registered or certified mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levying of assessments, which may directly and adversely affect their legally protected interests. Such notice shall be provided in NRS 271.380 and shall be substantially in the following form:

(Start of Form)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 – SIERRA OESTE NEIGHBORHOOD STREETLIGHTS

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-3 for City of Las Vegas, Nevada, Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1505 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

South of Lake Mead Boulevard, along both sides of Lirio Way, Bellota Drive, Arpa Way, Ilanos Lane and Yerba Lane (51-foot right-of-way)

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a unit lot basis. Each property owner will be assessed for the cost of streetlights, where not already existing.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006 at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
 - (2) Any evidence he desires to present on these issues must be presented at the hearing;
- and

- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter in ten (10) 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, at a rate not exceeding 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.

BARBARA JO RONEMUS, City Clerk

(End of Form)

Section 6. The owner or owners of any lot, tract or parcel of land which is assessed in such final assessment roll, whether named or not in such roll, or any person interested, or any parties aggrieved, may, within three (3) days prior to the date set for the hearing, file with the office of the City Clerk his or her complaints, protests, or objections in writing to said assessment.

Section 7. Whenever any notice is mailed as herein provided, the fact that the person to whom it was addressed does not receive it shall not in any manner invalidate or affect the legality of the notice thereby given.

Section 8. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 10. If any section, paragraph, clause, or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect any remaining provisions of this Resolution.

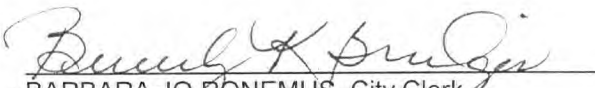
Section 11. The City Council has determined, and does hereby declare, that this Resolution shall be in effect immediately after its passage in accordance with law.

PASSED and APPROVED on November 15, 2006.



OSCAR B. GOODMAN, Mayor

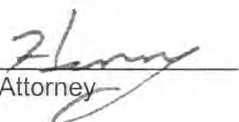
Attest:



BARBARA JO RONEMUS, City Clerk

By: Beverly K. Bridges
Chief Deputy City Clerk

Approved as to form:

2 NOV 06 W Z 

Date Deputy City Attorney

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

I, Barbara Jo Ronemus, the duly chosen and 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 a resolution adopted by the City Council of the City (hereinafter the "City Council") at a meeting held on November 15, 2006.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of City Council as follows:

Those Voting Aye:	Oscar B. Goodman Gary Reese Larry Brown Lawrence Weekly Steve Wolfson Lois Tarkanian Steven D. Ross
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Those Voting Nay:	NONE
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Those Absent:	NONE
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3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the City Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the City Council were given due and proper notice of the meeting. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meeting was given not later than 9:00 a.m. on the third working day before the meeting, including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting 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) Bulletin Board
City Hall Plaza (next door to Metro Records)
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

(b) By mailing a copy of the notice 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. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

5. Upon request, the City Council 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 City Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

6. A copy of such notice so given of the meeting of the City Council on November 15, 2006 is attached to this certificate as Exhibit "A". A copy of the affidavit of publication of the Notice of Public Hearing is attached hereto as Exhibit "B", and a copy of the minutes of the public hearing held on December 20, 2006, is attached hereto as Exhibit "C".

IN WITNESS WHEREOF, I have hereunto set my hand on this 20th day of December, 2006.

(SEAL)



~~BARBARA JO RONEMUS, City Clerk~~

By: Beverly K. Bridges
Chief Deputy City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)

City of Las Vegas

CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

**COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),
STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)**

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

November 15, 2006

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

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

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - REVEREND CYNDI DeLONG, RELIGIOUS SCIENCE
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THOMAS ELEMENTARY SCHOOL'S MAYOR AND CITY COUNCIL
7. RECOGNITION OF AMERICAN DIABETES MONTH
8. RECOGNITION OF SIBLINGS CANDYNCE BONEY AND STAN BRELAND, AAAA STATE TENNIS CHAMPIONS
9. RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY
10. PRESENTATION BY THE NEVADA SCHOOL OF THE ARTS

BUSINESS ITEMS - MORNING

11. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. Approval of the Final Minutes by reference of the regular City Council meeting of October 4, 2006

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

13. Approval of the Yucca Mountain Public Outreach Communication Plan - All Wards
14. Approval to accept an FY 2006 Congressionally Mandated Grant Award in the amount of \$74,072 for the design of a regional public safety complex - Ward 6 (Ross)

FIELD OPERATIONS - CONSENT

15. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located at 6200 Hargrove Avenue and 6230 Garwood Avenue, commonly known as Mirabelli Community Center and Mirabelli Senior Center, APNs 138-35-501-011 and 138-35-501-010 - Ward 1 (Tarkanian)
16. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1400 N. Rampart Boulevard, commonly known as Las Vegas Sportspark, APN 138-29-501-007 - Ward 4 (Brown)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 300 N. Casino Center Boulevard, commonly known as the Downtown Community Center, APN 139-34-712-125 - Ward 3 (Reese)
18. Approval of a Utilities Construction Interlocal Contract between the City of Las Vegas and Clark County for the construction of sewer and water lines on the Western Beltway between Summerlin Parkway and Craig Road, in accordance with La Madre Equestrian Trail Plans (\$110,686.73 - Southern Nevada Public Lands Management Act [SNPLMA]) - Ward 4 (Brown)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

20. Approval of Special Event License for Lucio Ristorante, Location: 1114 South Main Street, Dates: December 1, 2006 and January 5, 2007, Type: Special Event General, Event: First Friday, Responsible Person in Charge: Kirk Offerle - Ward 3 (Reese)
21. Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to planning and fire codes and Health Dept. regulations, From: Ranch Liquors., dba Ukelele Lounge, 620 North Las Vegas Boulevard, Patrick E. Mandel, Dir, Pres, Secy, Treas, 100%, To: Fancy Nuts, L.L.C., dba Martinis, 1205 South Fort Apache Road, William R. Phillips, Mgr, Mmbr, 100% - Ward 2 (Wolfson)
22. Approval of a new Non-restricted Gaming License upon confirmation of approval by the Nevada Gaming Commission, for Sierra Development Company, dba Binion's Horseshoe Race & Sports Book, Operated By Club Cal Neva, db at Binion's Gambling Hall and Hotel, 128 Fremont Street, Jeffery L. Siri, Pres, Secy, Treas, CEO - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

23. Approval of Agreement No. 06-15341-15, Architectural Design Services Agreement for Pre-Design of Regional Public Safety Building 1 - Department of Public Works - Award recommended to CARPENTER SELLERS ASSOCIATES (\$100,000 - General Fund) - Ward 6 (Ross)
24. Approval of Agreement No. 070078, Engineering Services Agreement for Arterial Conditions Assessment Study - Department of Public Works - Award recommended to: STANTEC CONSULTANTS, INC. (\$277,520 - Road and Flood Capital Projects Fund) - All Wards

25. Approval of Agreement No. 0716530, Engineering Design Services Agreement for Coran/Rancho/Vegas Sewer Rehabilitation Project - Department of Public Works - Award recommended to: BROWN AND CALDWELL (\$381,310 - Sanitation Enterprise Fund) - Ward 5 (Weekly)
26. Approval of Agreement No. 070134, Engineering Services Agreement for Surveying and Underground Utility Potholing for Various Projects – Department Public Works – Award recommended to AZTEC TECHNICAL SERVICES, LLC (\$100,000 – Public Works Capital Projects Fund) - All Wards

HUMAN RESOURCES - CONSENT

27. Approval to create one regular full time Customer Service Representative position for the Insurances Services Division of Human Resources (\$38,455 salary + \$15,382 Benefits - Internal Service Fund)
28. Approval to create one regular full-time Legal Technician I/II position in the Criminal Division of the City Attorney's office (\$46,300 salary + \$18,500 benefits - General Fund)
29. Approval to create one regular full-time Administrative Secretary position in the Criminal Division of the City Attorney's Office (\$52,400 salary + \$21,000 benefits - General Fund)

NEIGHBORHOOD SERVICES - CONSENT

30. Approval of an additional \$251,146 Community Development Block Grant (CDBG) Construction funds for the completion of the Shade Tree Expansion Project located at 1 West Owens Avenue - Ward 5 (Weekly)
31. Approval of Deferred Loan Agreements expending \$40,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 508 East Street, Rocky Castillo, owner - Ward 1 (Tarkanian)
32. Approval of a Lease Agreement between the city of Las Vegas and Family Promise for use of the building located at 320 South 9th Street to operate their non-profit organization which provides homeless families case management services - Ward 3 (Reese)

PLANNING & DEVELOPMENT - CONSENT

33. Approval of annexation report for the proposed annexation area generally located on the north and south side of Clark County Highway 215, between Shaumber Road and Fort Apache Road (ANX-12215) - Ward 6 (Ross)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian L. Ridenour, owner (west of Jones Boulevard, between Brooks Avenue and Peak Drive, APN 138-14-603-011) - County (near Ward 5 - Weekly)
35. Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner (southwest corner of Industrial Road and Wyoming Avenue) - Ward 3 (Reese)
36. Approval of an Encroachment Request from DRC Engineering on behalf of Lost at Sea Limited Partnership, owner (southeast corner of Jones Boulevard and Craig Road) - Ward 6 (Ross)
37. Approval of an Encroachment Request from Pardee Homes Nevada, owner (northeast corner of Tee Pee Lane and Bath Drive) - Ward 6 (Ross)
38. Approval of an Encroachment Request from Pulte Homes on behalf of PN II, Incorporated, owner (southwest corner of Jones Boulevard and Iron Mountain Road) - Ward 6 (Ross)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, LLC, on behalf of Real Estate Unlimited, LLC, owner (north of Lone Mountain Road, east of Miller Lane, APNs 125-33-804-006 and -007) - County (near Ward 4 - Brown)
40. Approval of ratification of the City's execution of the Amended Interlocal Cooperative Agreement which became effective September 8, 2006, between the Clark County Water Reclamation District and the Cities of Las Vegas, Henderson and North Las Vegas for establishment of the Clean Water Coalition - All Wards
41. Approval of Supplemental No. 3 to Interlocal Contract 293c between the City of Las Vegas and the

- Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Craig Road, US-95 to Buffalo Drive project (\$688,300 reduction) - Ward 4 (Brown)
42. Approval of Supplemental No. 4 to Interlocal Contract 319d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Ann Road, US-95 to Decatur Boulevard project (\$100,000 reduction) - Ward 6 (Ross)
43. Approval of Supplemental No. 4 to Interlocal Contract 320d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Tenaya Way, Sky Pointe Drive to Centennial Parkway project (\$624,000 reduction) - Ward 6 (Ross)
44. Approval of Supplemental No. 5 to Interlocal Contract 388e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Alexander/Hualapai, Cheyenne Avenue to Cimarron Road project (\$885,700 reduction) - County (near Ward 6 - Ross)
45. Approval of Supplemental No. 1 to Interlocal Contract 434a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease funding and extend the completion date for the Industrial Arterial, Sahara Avenue to Wyoming Avenue project (\$12,200,000 reduction) - Ward 1 (Tarkanian)

RESOLUTIONS - CONSENT

46. R-87-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1493 - Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road) (\$623,643.30 -Capital Projects Fund/Special Assessments) - Ward 4 (Brown)
47. R-88-2006 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
48. R-89-2006 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

49. Report from the City Manager on Emerging Issues
50. Report on the City of Las Vegas Diversity Initiative

CITY ATTORNEY - DISCUSSION

51. Discussion and possible action on Appeal of Work Card Denial: Tracey Lynn Gulli, 7550 Tuckaway, Las Vegas, Nevada 89139
52. Discussion and possible action on Appeal of Work Card Denial: Clayborn Romaine Ellis III, 8218 West Dolphin Bay Court, Las Vegas, Nevada 89128
53. Discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada Revised Statutes - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

54. Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Nightclub, 425 Fremont Street, Suite 220, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 80 - SUP-16518) - Ward 3 (Reese)
55. Discussion and possible action regarding a new Tavern License, subject to the provisions of the

- planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Pint, 425 Fremont Street, Suite 210, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 79 - SUP-16515) - Ward 3 (Reese)
56. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Café Cuban Breeze, Inc., dba Café Cuban Breeze, 342 South Decatur Boulevard, Noel Hernandez, Dir, Pres, Treas, Secy, 100% - Ward 1 (Tarkanian)
57. ABEYANCE ITEM - Discussion and possible action regarding a new Package License subject to the provisions of the planning codes and Health Dept. regulations, Senip CVS, LLC, dba CVS Pharmacy #2990, 6391 West Lake Mead Boulevard, Zenon P. Lankowsky, Pres and Thomas S. Moffatt, Secy (Note: Item to be heard in the afternoon session in conjunction with Item 100 - SUP-14687) - Ward 5 (Weekly)
58. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License subject to Health Dept. regulations, From: Longs Drug Stores California, Inc., dba Longs Drug Store 408 (Non-operational), 7470 West Lake Mead Boulevard, Ronald A. Plomgren, Dir, Sr VP, CEO, Orlo D. Jones, Dir, Sr VP, Secy and Bill M. Brandon, Dir, Sr VP, To: C.R.E.M. Corporation, Inc, dba Express Mart, 8251 West Charleston Boulevard, Cristobal Santos, Dir, Pres, Secy, Treas, 100% - Ward 2 (Wolfson)
59. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, G B Acquisition, Inc., dba Gordon Biersch Brewery Restaurant, 750 South Rampart Boulevard, Suite 16, H. Allen Corey, Pres, CEO and Michael J. Fourticq, Sr VP, Dir - Ward 2 (Wolfson)
60. Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Ark Fremont, Inc., dba The Saloon (Non-operational), 450 Fremont Street, Suite 100, Michael L. Weinstein, Dir, Pres, Robert Towers, Dir, EVP, Secy, Treas, Paul E. Gordon, Dir, Sr VP, To: Red Rock Bar, Inc., dba Red Rock Bar, 1729 East Charleston Boulevard, Suites A & B, Allen Hamika, Dir, Pres, 50% and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

61. PARK & RECREATION ADVISORY COMMISSION – Michael R. Aker, Term Expiration 12/12/2006
62. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

63. Bill No. 2006-63 – Adopts a new Chapter 10.44A of the Municipal Code, relating to solicitation. Proposed by: Bradford R. Jerbic, City Attorney
64. Bill No. 2006-64 – Adopts a new Chapter 11.68A of the Municipal Code, relating to the City's Pedestrian Mall. Proposed by: Bradford R. Jerbic, City Attorney

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

65. Bill No. 2006-59 – Establishes certain minimum community service requirements as part of the punishment for contributory delinquency or contributory neglect related to graffiti or property damage. Sponsored by: Mayor Oscar B. Goodman
66. Bill No. 2006-60 – Updates sign standards and related approval processes for the Downtown Casino and Downtown Entertainment Overlay Districts. Sponsored by: Mayor Oscar B. Goodman

- 67. Bill No. 2006-61 – Requires the applicant for a General Plan Amendment to conduct a neighborhood meeting. Sponsored by: Councilman Gary Reese
- 68. Bill No. 2006-62 – Updates Title 11 of the Municipal Code, relating to the regulation of traffic and parking. Sponsored by: Councilman Steven D. Ross

NEW BILLS - DISCUSSION

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

- 69. Bill No. 2006-65 – Updates the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Barbara Jo Ronemus, City Clerk

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

HEARINGS - DISCUSSION

- 71. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 2700 Brienza Way. PROPERTY OWNER: SCOTT GRIFFITHS - Ward 2 (Wolfson)
- 72. Public hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building and assess civil penalties located at 3705 San Joaquin Avenue. PROPERTY OWNERS: WALTER & SHIRLEY MERKEL - Ward 1 (Tarkanian)
- 73. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building (repairs/public nuisance) located at 4401 Cory Place. PROPERTY OWNERS: WILLIAM G. & SUSAN A. CASTEEL - Ward 1 (Tarkanian)

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

- 74. EOT-17431 - APPLICANT/OWNER: SAMER NAKHLE - Request for an Extension of Time of an approved Special Use Permit (SUP-4511) THAT ALLOWED A PRIVATE STREET adjacent to the southeast corner of Belcastro Street and Holmby Avenue (APN 163-03-501-032), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
- 75. EOT-17487 - APPLICANT: CITY OF LAS VEGAS - OWNER: BUREAU OF LAND MANAGEMENT - Request for an Extension of Time of an approved Site Development Plan Review (SDR-4823) THAT ALLOWED A CITY PARK on 13.0 acres adjacent to the west side of Cliff Shadows Parkway, approximately 660 feet south of Alexander Road (a portion of APN 137-12-101-008), C-V (Civic) Zone, Ward 4 (Brown). Staff recommends APPROVAL

76. SDR-16267 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEWLAND COMMUNITIES - OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT WITH 17 DEVELOPMENT PARCELS on 61.57 acres located at the northeast corner of Grand Central Parkway and Bonneville Avenue (APN 139-34-110-002 and 003), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
77. DIR-15183 - WATER FEATURE EXEMPTION - APPLICANT/OWNER: HIGH VALLEY 1, LLC. - Request TO ALLOW THE OPERATION OF AN 88 SQUARE FOOT WATER FEATURE at an existing office development on 1.95 acres at 2760 and 2764 Lake Sahara Drive (APN 163-08-601-002), Ward 2 (Wolfson). Staff recommends APPROVAL
78. SUP-16488 - PUBLIC HEARING - APPLICANT: MARCUS SGRIZI - OWNER: BOCA FASHION VILLAGE, LLC - Request for a Special Use Permit FOR A PROPOSED SUPPER CLUB at 608 Rampart Boulevard, Suite #4 (APN 138-32-312-005), PD (Planned Development) Zone, Ward 2 (Wolfson). Planning Commission (7-0 vote) and staff recommend APPROVAL
79. SUP-16515 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #210 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 55. Planning Commission (7-0 vote) and staff recommend APPROVAL
80. SUP-16518 - PUBLIC HEARING - APPLICANT: HENNESSEY'S TAVERN, INC. - OWNER: FREMONT STREET EXPERIENCE PARKING CORPORATION - Request for a Special Use Permit FOR A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER OF THE 1,500-FOOT SEPARATION DISTANCE REQUIREMENT FROM ANOTHER LIQUOR ESTABLISHMENT (TAVERN) at 425 Fremont Street, Suite #220 (APN 139-34-610-045), C-2 (General Commercial) Zone, Ward 3 (Reese). NOTE: To be heard in conjunction with Morning Session Item 54. The Planning Commission (7-0 vote) and staff recommend APPROVAL
81. SDR-16542 - PUBLIC HEARING - APPLICANT/OWNER: JAIVADAN AND HANSA NARAN - Request for a Site Development Plan Review FOR A PROPOSED 21,726 SQUARE FOOT PROFESSIONAL OFFICE BUILDING on 1.82 acres at 2496 West Charleston Boulevard (APNs 139-32-802-022 and 030), C-D (Designed Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
82. GPA-14304 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: M (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
83. ZON-14308 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
84. SDR-14306 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Site Development Plan Review FOR A PROPOSED 68-UNIT CONDOMINIUM DEVELOPMENT AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 3.52 acres at 5300 North Rainbow Boulevard (APN 125-35-201-006), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 6 (Ross). NOTE: THIS APPLICATION IS NOW 36 UNITS. Staff recommends DENIAL. The

Planning Commission (4-3 vote) recommends APPROVAL

85. ZON-13896 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
86. VAR-13900 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Variance TO ALLOW A FRONT YARD SETBACK OF 10 FEET WHERE 20 FEET IS REQUIRED, A CORNER SIDE YARD SETBACK OF 10 FEET WHERE 15 FEET IS REQUIRED, AND A REAR YARD SETBACK OF 11 INCHES WHERE 20 FEET IS REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
87. SUP-13902 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED HELIPAD AND A WAIVER TO ALLOW A HELIPAD AS AN ACCESSORY USE TO A FACILITY OTHER THAN A HOSPITAL, MEDICAL FACILITY, OR MEDICAL OFFICE on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) recommends DENIAL. Staff recommends APPROVAL
88. SUP-13903 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Special Use Permit FOR A PROPOSED 274-FOOT TALL BUILDING IN THE NORTH LAS VEGAS AIRPORT OVERLAY DISTRICT on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
89. SDR-13904 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DON AHERN - OWNER: DFA, LLC - Request for a Site Development Plan Review FOR A COMMERCIAL DEVELOPMENT CONSISTING OF A 3,000 SQUARE FOOT, A 1,500 SQUARE FOOT, AND A 4,500 SQUARE FOOT RETAIL PAD; A 20-STORY BUILDING CONSISTING OF 3,700 SQUARE FEET OF RESTAURANT SPACE, 10,000 SQUARE FEET OF RETAIL SPACE, 150,000 SQUARE FEET OF OFFICE SPACE, AND A 4,500 SQUARE FOOT CHILD CARE FACILITY; AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend APPROVAL
90. ZON-14344 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. VAR-15323 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 35 FEET WHERE A 63-FOOT SETBACK IS THE MINIMUM REQUIRED IN THE SIDE YARD on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
92. SDR-14353 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WALKFED, LLC. - Request for a Site Development Plan Review FOR A PROPOSED 16-UNIT TOWNHOUSE COMPLEX AND WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 1.51 acres at 837 Clarkway Drive (APN 139-28-301-002), R-E (Residence

- Estates) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
93. ZON-15031 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-M (COMMERCIAL/INDUSTRIAL) on 0.80 acres approximately 300 feet north of Meade Avenue, 980 feet west of Rancho Drive (APN 162-08-201-005), Ward 1 (Tarkanian). The Planning Commission (4-2 vote) and staff recommend APPROVAL
 94. SDR-15030 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF TWO EXISTING STORAGE BUILDINGS TO A LIGHT MANUFACTURING FACILITY on 0.80 acres approximately 300 feet north of Meade Avenue and 980 feet west of Rancho Drive (APN 162-08-201-005), R-1 (Single Family Residential) Zone [PROPOSED: C-M (Commercial/Industrial) Zone], Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
 95. ZON-15371 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, ET AL - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
 96. VAR-15373 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Variance TO ALLOW A 2 FOOT SIDE YARD SETBACK WHERE A RESIDENTIAL ADJACENCY SETBACK OF 79 FEET 6 INCHES IS REQUIRED, A 3 FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED, AND 5 FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024, 025). Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
 97. SDR-15375 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SCA DESIGN - OWNER: HILLBILLY ACRES, LLC, ET AL. - Request for a Site Development Plan review and a waiver of Perimeter Landscape Buffer Requirements FOR A 40 UNIT APARTMENT COMPLEX on 1.69 acres adjacent to the west side of Paniflow Street, approximately 100 feet south of Harris Avenue (APNs 139-25-410-019, 021, 023, 024 and 025), R-E (Residence Estates) Zone [PROPOSED: R-3 (Medium Density Residential)], Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
 98. VAR-16165 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: YONG H. JUNG - Request for a Variance TO ALLOW 7 PARKING SPACES WHERE 13 PARKING SPACES ARE THE MINIMUM REQUIRED on 0.19 acres at 505 South Decatur Boulevard (APN 139-31-310-133), P-R (Professional Office and Parking) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
 99. SUP-13362 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: EMPIRE MEDIA - OWNER: HIGHLAND PARTNERSHIP LP - Appeal filed by the applicant on a denial by the Planning Commission of a request for a Special Use Permit FOR A 75 FOOT TALL, 20 FOOT X 24 FOOT OFF-PREMISE ADVERTISING SIGN (BILLBOARD) at 1112 South Martin L. King Boulevard (APN 162-04-501-005), C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL
 100. SUP-14687 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SENIP CVS, L.L.C. DBA CVS PHARMACY 2990 - OWNER: CVS 2990 LAS VEGAS, L.L.C. - Request for a Special Use Permit FOR A RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE on 1.55 acres at 6391 West Lake Mead Boulevard (APN 138-23-720-005), C-1 (Limited Commercial), Ward 6 (Ross). NOTE: As of August 6, 2006 this item is located in Ward 5

- (Weekly). NOTE: To be heard in conjunction with Morning Session Item 57. The Planning Commission (7-0 vote) and staff recommend APPROVAL
101. SUP-15347 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SUN LOAN COMPANY - OWNER: PLAZA LOS ARCOS, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM OTHER FINANCIAL INSTITUTIONS, SPECIFIED at 7591 Washington Avenue, Suites 140 and 150 (APN 138-27-301-015), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). NOTE: The correct applicant is Jim Marchesi/Check City and the correct owner is Buffalo Washington III. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
102. SDR-15747 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 31,126 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 8.55 acres at the northwest corner of Rainbow Boulevard and Westcliff Drive (a portion of APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
103. RQR-13989 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: CITY PARKWAY IV A, INC. - Required Two-Year Review of an approved Special Use Permit (U-0238-91) WHICH ALLOWED A 50-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the south side of Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
104. GPA-15231 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request to Amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: O (OFFICE) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
105. ZON-15233 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
106. SDR-15235 - PUBLIC HEARING - APPLICANT/OWNER: CHARLES H. AND GAIL W. SHIELDS - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF A SINGLE-FAMILY RESIDENCE TO AN OFFICE on 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone and R-E (Residence Estates) Zone [PROPOSED: P-R (Professional Office and Parking) Zone], Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL
107. GPA-16502 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request to Amend a portion of the Centennial Hills Sector Plan FROM: GC (GENERAL COMMERCIAL) TO: SC (SERVICE COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive (APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
108. ZON-16504 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: GALTAR, LLC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) UNDER RESOLUTION OF INTENT TO C-2 (GENERAL COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-1 (LIMITED COMMERCIAL) on 4.14 acres at 4600 North Rancho Drive

(APN 138-02-102-007 and 009), Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL

109. SDR-16503 - PUBLIC HEARING - APPLICANT: SANDSTONE ARCHES, LLC - OWNER: MERHI GHASSAN AND GALTAR, LLC - Request for a Site Development Plan Review FOR A PROPOSED 81,240 SQUARE FOOT COMMERCIAL DEVELOPMENT CONSISTING OF 10 PAD SITES WITH SINGLE-STORY BUILDINGS on 7.03 acres at 4600 North Rancho Drive (APN 138-02-102-005 through 009, and 011), R-E (Residence Estates) Zone under Resolution of Intent to C-2 (General Commercial) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
110. GPA-17129 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) TO: PF (PUBLIC FACILITIES) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
111. ZON-16632 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) AND C-2 (GENERAL COMMERCIAL) TO: C-V (CIVIC) on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
112. SDR-15034 - PUBLIC HEARING - APPLICANT/OWNER: PRAYER CENTER REVIVAL CRUSADE MINISTRIES - Request for a Site Development Plan Review FOR A PROPOSED 5,750 SQUARE-FOOT ADDITION TO AN EXISTING 1,673 SQUARE-FOOT CHURCH AND A WAIVER OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.69 acres at 1316 and 1352 Miller Avenue and 1329 West Carey Avenue (APNs 139-21-510-007, 073 and 074), C-1 (Limited Commercial) Zone and C-2 (General Commercial) Zone [PROPOSED: C-V (Civic) Zone], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
113. MOD-12919 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Major Modification to the Las Vegas Medical District Plan TO AMEND THE LAND USE DESIGNATION FROM: MD-2 (MAJOR MEDICAL) TO: MD-1 (MEDICAL SUPPORT) on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
114. SUP-16246 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at 728 Desert Lane (APN 139-33-402-021), [PROPOSED: MD-1 (MEDICAL SUPPORT) Las Vegas Medical District Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
115. SDR-12922 - PUBLIC HEARING - APPLICANT: DORSAL DEVELOPMENT, LLC - OWNER: FULSTONE 1993 TRUST AND JEFF SELLINGER - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY MIXED-USE DEVELOPMENT CONSISTING OF 24 RESIDENTIAL CONDOMINIUM UNITS AND 13,465 SQUARE FEET OF MEDICAL OFFICE SPACE on 0.74 acres at 728 Desert Lane (APN 139-33-402-021), PD (Planned Development) Zone [MD-2 (Major Medical) Las Vegas Medical District Special Land Use Designation] [PROPOSED: MD-1 (Medical Support) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). NOTE: This application has been amended from 24 Residential Condominium Units to 30 Residential Condominium Units and from 13,465 square feet of Medical Office space to 9,350 square feet of Medical Office space. The Planning Commission (7-0 vote) and staff recommend DENIAL
116. SUP-16483 - PUBLIC HEARING - APPLICANT: PAWN PLACE - OWNER: DECATUR REAL ESTATE HOLDINGS, LLC - This is an appeal of the denial by the Planning Commission of a

request for a Special Use Permit FOR A PAWN SHOP AND WAIVERS OF THE 200-FOOT DISTANCE SEPARATION REQUIREMENT FROM A RESIDENTIAL USE AND OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM SIX SIMILAR USES at 1940 North Decatur Boulevard (APN 139-19-301-005), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend DENIAL

117. RQR-17296 - PUBLIC HEARING - APPLICANT/OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - Required Six Month Review of an approved Site Development Plan Review [Z-0108-88(15)] THAT ALLOWED DELIVERY HOURS BETWEEN 7:00 A.M. AND 8:00 P.M. MONDAY THROUGH SATURDAY WITH NO SUNDAY DELIVERIES in conjunction with a 39,910 square foot retail development at 5850 West Craig Road (APN 138-01-219-004), C-1 (Limited Commercial) Zone, Ward 6 (Ross). Staff recommends APPROVAL

SET DATE

118. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENTIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

119. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL 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

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

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

Exhibit "B"

(Attach Affidavit of Publication of Notice of Public Hearing)

AFFP DISTRICT COURT
Clark County, Nevada

RECEIVED
CITY CLERK

AFFIDAVIT OF PUBLICATION

2007 JAN 10 A 10:42

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK

2296311LV

1094438

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 3 edition(s) of said newspaper issued from 12/04/2006 to 12/18/2006, on the following days:

12/04/2006
12/11/2006
12/18/2006

Signed: _____

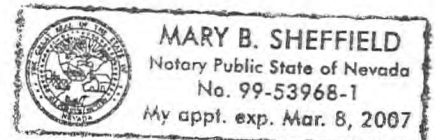
Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 26

day of December, 2006

Notary Public

Mary B. Sheffield



**NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE
WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING,
ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN
THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 – SIERRA
OESTE NEIGHBORHOOD STREETLIGHTS**

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-3 for City of Las Vegas, Nevada, Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1505 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

South of Lake Mead Boulevard, along both sides of Lirio Way, Bellota Drive,
Arpa Way, Ilanos Lane and Yerba Lane (51-foot right-of-way)

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a unit lot basis. Each property owner will be assessed for the cost of streetlights, where not already existing.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006 at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

1. He is entitled to be represented by counsel at the hearing;
2. Any evidence he desires to present on these issues must be presented at the hearing; and
3. Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter in ten (10) 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, at a rate not exceeding 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.

/s/ Beverly K. Bridges
BEVERLY K. BRIDGES, Chief Deputy City Clerk
PUB: Dec. 4, 11, 18, 2006 LV Review-Journal

Exhibit "C"

(Attach minutes of public hearing on December 20, 2006)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: DECEMBER 20, 2006

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☐ Consent ☒ Discussion

SUBJECT:

Public hearing on local improvement district for Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights (\$62,576.19 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: Public Works/SID

Amount: \$62,576.19

Funding Source: Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Public hearing on the Final Assessment Roll for the installation of streetlights. The project is located within the Sierra Oeste subdivision south of Lake Mead Boulevard between Jones Boulevard and Torrey Pines Drive.

RECOMMENDATION:

Public Hearing only; no action required.

BACKUP DOCUMENTATION:

Public hearing notice

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

CHARLES KAJKOWSKI, Director of Public Works, confirmed the project was complete. He further stated that the item is to consider finalizing the roll and it is in order.

MAYOR GOODMAN declared the Public Hearing closed.

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

AFFIDAVIT OF MAILING
NOTICE OF HEARING

Beverly K. Bridges does hereby swear, upon oath according to law:

1. I am and at all times hereinafter mentioned was the duly qualified and sworn Acting City Clerk of the City of Las Vegas, Nevada.

2. I mailed or caused to be mailed a notice entitled "NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 - SIERRA OESTE NEIGHBORHOOD STREETLIGHTS" by deposit in the United States mail, postage prepaid, as first-class mail, at the post office in the City of Las Vegas, Nevada, on November 30, 2006, being at least twenty (20) days prior to the hearing, on December 20, 2006 to the last known address of each last known owner of land within the District whose property will be assessed for the cost of the improvements, such addresses and owners being those appearing on the records of the County Assessor of Clark County, Nevada, and from such other sources as I, the City of Las Vegas and Public Works Department, deemed to be reliable.

3. A list of said owners and their addresses is hereto attached, marked Exhibit A and made a part hereof, all addresses therein being situate within the City of Las Vegas, Nevada, unless otherwise indicated, such names and addresses being the same as those shown on the "Tabulation of Parcels" or "Final Assessment Roll".

4. There is attached hereto, marked Exhibit B and made a part hereof, a full, true and correct copy of the notice as mailed as herein described.

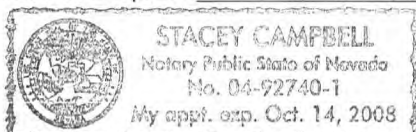
5. Copies of the affidavit of publication of said notice, verified by the affidavit of the publisher, and a copy of this affidavit are on file in the office of the City Clerk.

Further Affiant sayeth naught.


BEVERLY K. BRIDGES, CMC Acting City Clerk

SUBSCRIBED and SWORN to before me in the City of Las Vegas, Nevada, this MAY 22, 2007.

My commission expires 10-14-08.



(NOTARIAL STAMP)


Notary Public

EXHIBIT "A"

(Attach List of Property Owners with Their Addresses)

City of Las Vegas
** FINAL ASSESSMENT ROLL **
Special Improvement District No. 1505
Sierra Oeste Neighborhood Streetlights
Clark County

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FINAL ASSESSMENT ROLL 2006-3

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-23-710-001	DOC: 20040211:01108 DATE: 02/11/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 1 BLOCK 1	KALILI, L L C 8316 FULTON RANCH ST LAS VEGAS NV 89131-2039	210510.00	1010.00	763.12
138-23-710-002	DOC: 20060526:02782 DATE: 05/26/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 2 BLOCK 1	QUEZADA ODILON & CELINA 4552 E 53RD ST MAYWOOD CA 90270-2419	206180.00	1010.00	763.12
138-23-710-003	DOC: 20040211:01144 DATE: 02/11/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 3 BLOCK 1	KALILI, L L C 8316 FULTON RANCH ST LAS VEGAS NV 89131-2039	217590.00	1010.00	763.12
138-23-710-004	DOC: 20060301:01904 DATE: 03/01/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 4 BLOCK 1	STATES DIANNE M LIVING TRUST STATES DIANNE M TRS 621 ORDRICH PI LAS VEGAS NV 89145-4507	190500.00	1010.00	763.12

City of Las Vegas
** FINAL ASSESSMENT ROLL **
Special Improvement District No. 1505
Sierra Oeste Neighborhood Streetlights
Clark County

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FINAL ASSESSMENT ROLL 2006-3

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-23-710-005	DOC: 20051010:05222 DATE: 10/10/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 5 BLOCK 1	GONG RAY B & WANDA Y ETAL P O BOX 4082 ALHAMBRA CA 91803-7082	190500.00	1010.00	763.12
138-23-710-006	DOC: 19900625:00012 DATE: 06/25/90 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 6 BLOCK 1	MARTIN, FRED & LOUISE MARTIN OSCAR F & GWENDOLYN F 1916 LIRIO WAY #B LAS VEGAS NV 89108-2668	187430.00	1010.00	763.12
138-23-710-007	DOC: 20031202:02347 DATE: 12/02/03 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 7 BLOCK 1	APT, INSIDER L L C %M BELNICK 9600 CORAL WY LAS VEGAS NV 89117-3605	190500.00	1010.00	763.12
138-23-710-008	DOC: 19950731:01925 DATE: 07/31/95 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 8 BLOCK 1	WASHINGTON, BERTRAL T 3808 ERVA ST LAS VEGAS NV 89147-6881	190500.00	1010.00	763.12

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138-23-710-009	DOC: 20050224:05088 DATE: 02/24/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 9 BLOCK 1	ISON DAREL D OBEDOZA MARY ANNE 10089 WILLOW CREEK RD SAN DIEGO CA 92131-1603	190680.00	1010.00	763.12
138-23-710-010	DOC: 20050708:00833 DATE: 07/08/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 10 BLOCK 1	LOPEZ, FERNANDO SOSA GUADALUPE 1900 LIRIO WY LAS VEGAS NV 89108-2625	200790.00	1010.00	763.12
138-23-710-011	DOC: 20060421:05246 DATE: 04/21/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 11 BLOCK 1	ARBOLEDA FERNANDO & EMMA ETAL 30238 CEDAR OAK LN CASTAIC CA 91384-4764	190300.00	1010.00	763.12
138-23-710-012	DOC: 19910725:00195 DATE: 07/25/91 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 12 BLOCK 1	YEE, WILLIAM & FONG WEY %VENTURE REALTY GROUP 4343 N RANCHO #222 LAS VEGAS NV 89130-3422	184950.00	1010.00	763.12

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138-23-710-013	DOC: 20050623:02371 DATE: 06/23/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 13 BLOCK 1	HERRERA CARLOS A 2716 BENT SPUR DR ACTON CA 93510-2107	186730.00	1010.00	763.12
138-23-710-014	DOC: 20010626:00953 DATE: 06/26/01 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 14 BLOCK 1	GRAHAM FAMILY LIVING TRUST GRAHAM CLIFFORD BRUCE TRS 2407 GOSHEN AVE HENDERSON NV 89074-5410	189770.00	1010.00	763.12
138-23-710-015	DOC: 20010308:01485 DATE: 03/08/01 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 15 BLOCK 1	CANO, RAFAEL M 6233 BELLOTA DR LAS VEGAS NV 89108-6409	189770.00	1010.00	763.12
138-23-710-016	DOC: 20040917:03872 DATE: 09/17/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 16 BLOCK 1	PADUA AVELINA A 9268 CALLE DE VISTA OESTE SAN DIEGO CA 92129-3809	193560.00	1010.00	763.12

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138-23-710-017	DOC: 20040917:03875 DATE: 09/17/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 17 BLOCK 1	PADUA AVELINA A 9268 CALLE DE VISTA OESTE SAN DIEGO CA 92129-3809	193560.00	1010.00	763.12
138-23-710-018	DOC: 20040902:00451 DATE: 09/02/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 18 BLOCK 1	BERRY ERIC 1647 WILLOW PASS RD CONCORD CA 94520-2611	208760.00	1010.00	763.12
138-23-710-019	DOC: 19910730:00591 DATE: 07/30/91 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 19 BLOCK 1	MAGHAKIAN, EMIL & ADELINA 8801 E HONEYBEAR PL TUCSON AZ 85749-8204	193560.00	1010.00	763.12
138-23-710-020	DOC: 20020509:02047 DATE: 05/09/02 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 20 BLOCK 1	JAFFE BRUCE H TRUST JAFFE BRUCE H TRS 5761 ROYAL CASTLE LN LAS VEGAS NV 89130-1151	193560.00	1010.00	763.12

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138-23-710-021	DOC: 20030418:01825 DATE: 04/18/03 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 21 BLOCK 1	NGUYEN, HIEN S PHAN THUY T 6132 W LAKE MEAD BLVD LAS VEGAS NV 89108-2659	189770.00	1010.00	763.12
138-23-710-022	DOC: 20040326:02608 DATE: 03/26/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 22 BLOCK 1	SANDERS, GEORGE H 4217 BEGONIA CT LAS VEGAS NV 89108-5616	207590.00	1010.00	763.12
138-23-710-023	DOC: 20040513:01241 DATE: 05/13/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 23 BLOCK 1	BERRY, MACHELLE 360 GRAND AVE #69 QALNAD CA 94610-4840	190380.00	1010.00	763.12
138-23-710-024	DOC: 20020129:01238 DATE: 01/29/02 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 11 BLOCK 2	HUERTA, JORGE & BRYAN 2319 CARROLL ST NO LAS VEGAS NV 89030-7753	226480.00	1010.00	763.12

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138-23-710-025	DOC: 20041105:02281 DATE: 11/05/04 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 10 BLOCK 2	YONG MARY 920 W REMINGTON DR #5B SUNNYVALE CA 94087-2119	191590.00	1010.00	763.12
138-23-710-026	DOC: 20051118:06305 DATE: 11/18/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 9 BLOCK 2	ESTRADA RAMIRO G & CATALINA V 6216 BELLOTA DR LAS VEGAS NV 89108-6403	191590.00	1010.00	763.12
138-23-710-027	DOC: 20061024:00367 DATE: 10/24/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 8 BLOCK 2	VEGA GLORIA & ROBERT 125 INDEPENDENCE DR AMERICAN CANYON CA 94503-1267	194170.00	1010.00	763.12
138-23-710-028	DOC: 20021023:02870 DATE: 10/23/02 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 7 BLOCK 2	SAIZ, FRANK P O BOX 620723 LAS VEGAS NV 89162-0723	226480.00	1010.00	763.12

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138-23-710-029	DOC: 20060309:02514 DATE: 03/09/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 6 BLOCK 2	BARBERA FRANK TRUST 3308 ARIBA ST LAS VEGAS NV 89129-6174	190540.00	1010.00	763.12
138-23-710-030	DOC: 20060131:05426 DATE: 01/31/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 5 BLOCK 2	LIN WILLIAM W L 7045 EL PARQUE AVE LAS VEGAS NV 89117-2105	188630.00	1010.00	763.12
138-23-710-031	DOC: 20060309:01231 DATE: 03/09/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 4 BLOCK 2	LIN WILLIAM WL 7045 EL PARQUE AVE LAS VEGAS NV 89117-2105	188660.00	1010.00	763.12
138-23-710-032	DOC: 20060215:00152 DATE: 02/15/06 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 3 BLOCK 2	FISHER SIRINART 6251 BAKMAN AVE NO HOLLYWOOD CA 91606-4209	188690.00	1010.00	763.12

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138-23-710-033	DOC: 20050927:03382 DATE: 09/27/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 2 BLOCK 2	BELLOTA L L C %D SANZO 6377 CONCHO LN LAS VEGAS NV 89146-6636	188880.00	1010.00	763.12
138-23-710-034	DOC: 20050927:03381 DATE: 09/27/05 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 1 BLOCK 2	ILANOS L L C %D SANZO 6377 CONCHO LN LAS VEGAS NV 89146-6636	189490.00	1010.00	763.12
138-23-710-035	DOC: 20030109:01053 DATE: 01/09/03 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 2 BLOCK 3	JIMENEZ, JUANA 6244 ILANOS LN LAS VEGAS NV 89108-6400	188880.00	1010.00	763.12
138-23-710-036	DOC: 20010910:01707 DATE: 09/10/01 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 1 BLOCK 3	VARELA, RENE 6245 YERBA LN LAS VEGAS NV 89108-2678	188880.00	1010.00	763.12

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138-23-710-037	DOC: 20011022:01921 DATE: 10/22/01 PT SEC 23 20 60 SIERRA OESTE PLAT BOOK 31 PAGE 18 LOT 1 BLOCK 4	TALAVERA, JOSE 1401 MARGARET AVE LAS VEGAS NV 89101-2623	188880.00	1010.00	763.12
138-23-711-001	DOC: 20040227:04099 DATE: 02/27/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 2 BLOCK 4	CARRILLO, BERENICE 2326 CARROLL ST NO LAS VEGAS NV 89030-6274	223070.00	1010.00	763.12
138-23-711-002	DOC: 20050126:00845 DATE: 01/26/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 3 BLOCK 4	LOEZA, MARIA L 6236 YERBA LN LAS VEGAS NV 89108-2622	218660.00	1010.00	763.12
138-23-711-003	DOC: 20050527:04466 DATE: 05/27/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 4 BLOCK 4	RABINOVICH IGOR 3327 HIDDEN CREEK AVE THOUSAND OAKS CA 91360-1114	218660.00	1010.00	763.12

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138-23-711-004	DOC: 20040915:03957 DATE: 09/15/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 5 BLOCK 4	SAFAI FEREYDOON & MAHNAZ 12874 VISCAINO RD LOS ALTOS CA 94022-2522	223880.00	1010.00	763.12
138-23-711-005	DOC: 20050930:07059 DATE: 09/30/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 6 BLOCK 4	SAFAI FEREYDOON & MAHNAZ 12874 VISCAINO RD LOS ALTOS HILLS CA 94022-2522	213160.00	1010.00	763.12
138-23-711-006	DOC: 20010626:00955 DATE: 06/26/01 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 7 BLOCK 4	GRAHAM FAMILY LIVING TRUST GRAHAM CLIFFORD BRUCE TRS 2407 GOSHEN AVE HENDERSON NV 89074-5410	213160.00	1010.00	763.12
138-23-711-007	DOC: 20020716:01079 DATE: 07/16/02 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 8 BLOCK 4	FLORES, JUAN M & CARMEN 7218 EVENING HILLS AVE LAS VEGAS NV 89113-3013	213160.00	1010.00	763.12

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138-23-711-008	DOC: 20030529:02926 DATE: 05/29/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 9 BLOCK 4	ARREDONDO, JOE L & ALICE C 6605 OBANNON DR LAS VEGAS NV 89146-2945	228350.00	1010.00	763.12
138-23-711-009	DOC: 20041013:03239 DATE: 10/13/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 10 BLOCK 4	STEEL CELLES JR 7801 COMPOSER WY LAS VEGAS NV 89145-4177	228350.00	1010.00	763.12
138-23-711-010	DOC: 20060210:00571 DATE: 02/10/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 32 BLOCK 1	LUGO LIBRADO M 1933 ARPA WY LAS VEGAS NV 89108	213240.00	1010.00	763.12
138-23-711-011	DOC: 20051115:03264 DATE: 11/15/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 31 BLOCK 1	LOPEZ JOSE L & NOEMI P O BOX 562056 S LAKE TAHOE CA 96156-2056	234420.00	1010.00	763.13

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138-23-711-012	DOC: 19920416:00453 DATE: 04/16/92 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 30 BLOCK 1	KO ROMEO, P & BENITA U 1633 VIA PALERMO MONTEBELLO CA 90640-1837	244670.00	1010.00	763.13
138-23-711-013	DOC: 20051003:00559 DATE: 10/03/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 29 BLOCK 1	OTI FRANK & UCHENNA 5444 OVERDALE LOS ANGELES CA 90043-2024	213780.00	1010.00	763.13
138-23-711-014	DOC: 20031103:04637 DATE: 11/03/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 28 BLOCK 1	MARTINEZ, REYNALDO MARTINEZ REYNALDO & LORENA P O BOX 335981 NO LAS VEGAS NV 89033-5981	212870.00	1010.00	763.13
138-23-711-015	DOC: 20050725:05384 DATE: 07/25/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 27 BLOCK 1	HUYNH KELLY 9141 LARKSPUR WESTMINSTER CA 92683-7324	212870.00	1010.00	763.13

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138-23-711-016	DOC: 20031121:00415 DATE: 11/21/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 26 BLOCK 1	ORTEGA, AMADEO 5448 CONVILLE PL LAS VEGAS NV 89120-2146	212870.00	1010.00	763.13
138-23-711-017	DOC: 19990629:02626 DATE: 06/29/99 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 25 BLOCK 1	LABAUSAS, ANTONIO B & ERMA K 1550 GRENOBLE AVE WEST COVINA CA 91791-4040	212870.00	1010.00	763.13
138-23-711-018	DOC: 20020627:02730 DATE: 06/27/02 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 24 BLOCK 1	SOTO, HECTOR F 1901 ARPA WY #D LAS VEGAS NV 89108-2641	212870.00	1010.00	763.13
138-23-711-019	DOC: 19980202:01133 DATE: 02/02/98 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 12 BLOCK 2	GRAHAM, CLIFFORD 2407 GOSHEN AVE HENDERSON NV 89074-5410	191590.00	1010.00	763.13

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138-23-711-020	DOC: 20050506:04210 DATE: 05/06/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 13 BLOCK 2	SAFAI FEREYDOON & MAHNAZ 12874 VISCAINO RD LOS ALTOS HILLS CA 94022-2522	191590.00	1010.00	763.13
138-23-711-021	DOC: 20060207:00990 DATE: 02/07/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 14 BLOCK 2	ALDANA EUDIN R & MIRIAM L P O BOX 35615 LAS VEGAS NV 89133-5615	194620.00	1010.00	763.13
138-23-711-022	DOC: 20030411:02744 DATE: 04/11/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 15 BLOCK 2	CARRILLO, VIDAL 2211 CARROLL ST NO LAS VEGAS NV 89030-6289	194620.00	1010.00	763.13
138-23-711-023	DOC: 19970630:00242 DATE: 06/30/97 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 16 BLOCK 2	CARRILLO, RENE G 6225 ILANOS LN LAS VEGAS NV 89108-2694	194620.00	1010.00	763.13

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138-23-711-024	DOC: 20050601:04727 DATE: 06/01/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 17 BLOCK 2	MUY CONNIE 10620 S HIGHLANDS PKWY #110-388 LAS VEGAS NV 89141-4371	194620.00	1010.00	763.13
138-23-711-025	DOC: 20060130:02055 DATE: 01/30/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 18 BLOCK 2	MUY CONNIE 10620 SOUTHERN HIGHLAD PKWY #110-388 LAS VEGAS NV 89141-4371	226480.00	1010.00	763.13
138-23-711-026	DOC: 20050927:04027 DATE: 09/27/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 19 BLOCK 2	GIL MARIA GUADALUPE 8251 WINDSOR CREST LAS VEGAS NV 89123-2224	226480.00	1010.00	763.13
138-23-711-027	DOC: 20060104:05284 DATE: 01/04/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 20 BLOCK 2	MAPANAO PEDRO 13430 BLACK HILLS RD SAN DIEGO CA 92129-2605	226480.00	1010.00	763.13

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138-23-711-028	DOC: 20041015:04488 DATE: 10/15/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 3 BLOCK 3	CORRAL MARIA E & TOMAS D 5005 MEADOWS LILLY AVE LAS VEGAS NV 89108-4080	198730.00	1010.00	763.13
138-23-711-029	DOC: 20050930:01612 DATE: 09/30/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 4 BLOCK 3	WESTBROOK JAMES A JR & MELISSA 14367 BOURGEOIS WY SAN DIEGO CA 92129-4339	198730.00	1010.00	763.13
138-23-711-030	DOC: 20030610:04049 DATE: 06/10/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 5 BLOCK 3	ROSE, MEREDITH ASSOCIATES L L C 4012 S RAINBOW BLVD #K-610 LAS VEGAS NV 89103-2010	198730.00	1010.00	763.13
138-23-711-031	DOC: 20030421:01803 DATE: 04/21/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 6 BLOCK 3	NGUYEN, HIEN S PHAN THUY T 6132 W LAKE MEAD BLVD LAS VEGAS NV 89108-2659	195610.00	1010.00	763.13

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138-23-711-032	DOC: 20040224:03293 DATE: 02/24/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 7 BLOCK 3	GASPAR, JESUS SR 6224 ILANOS LN LAS VEGAS NV 89108-2693	190710.00	1010.00	763.13
138-23-711-033	DOC: 20031009:02322 DATE: 10/09/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 8 BLOCK 3	BARAJAS, ALEJANDRO & CANDY 9359 CAMULOS AVE MONTCLAIR CA 91763-1904	194810.00	1010.00	763.13
138-23-711-034	DOC: 20060316:03488 DATE: 03/16/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 9 BLOCK 3	ARCINIEGA-ANGUIANO DANIEL 6216 ILANOS LN LAS VEGAS NV 89108-2633	195610.00	1010.00	763.13
138-23-711-035	DOC: 20050420:00398 DATE: 04/20/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 10 BLOCK 3	RODRIGUEZ ARMANDO %OLD WEST REALTY INC %JUDY 4855 W DESERT INN RD LAS VEGAS NV 89102-9131	195610.00	1010.00	763.13

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PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-23-711-036	DOC: 20060710:03959 DATE: 07/10/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 11 BLOCK 3	ARCINIEGA-ANGUIANO DANIEL 6208 ILANOS LN LAS VEGAS NV 89108-2632	195790.00	1010.00	763.13
138-23-711-037	DOC: 20020301:01985 DATE: 03/01/02 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 12 BLOCK 3	RUSSELL, DAVID G 6209 YERBA LN LAS VEGAS NV 89108-2684	195790.00	1010.00	763.13
138-23-711-038	DOC: 20061031:02394 DATE: 10/31/06 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 13 BLOCK 3	BLAIS DENISE & VINCENT 6213 YERBA LN LAS VEGAS NV 89108-2686	195610.00	1010.00	763.13
138-23-711-039	DOC: 19990930:03141 DATE: 09/30/99 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 14 BLOCK 3	ASSURED MANAGEMENT SERVICES LTD 6217 YERBA LN LAS VEGAS NV 89108-2687	195610.00	1010.00	763.13

City of Las Vegas
** FINAL ASSESSMENT ROLL **
Special Improvement District No. 1505
Sierra Oeste Neighborhood Streetlights
Clark County

Page 21
11/15/2006

FINAL ASSESSMENT ROLL 2006-3

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-23-711-040	DOC: 20020327:01737 DATE: 03/27/02 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 15 BLOCK 3	BUENO-CANO, CARMELO BUENO RAUL 6221 YERBA LN #B LAS VEGAS NV 89108-2679	195610.00	1010.00	763.13
138-23-711-041	DOC: 20031224:01741 DATE: 12/24/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 16 BLOCK 3	SAAKYAN, EMMA 5564 CHICORY FALLS CT LAS VEGAS NV 89148-4656	195610.00	1010.00	763.13
138-23-711-042	DOC: 20031204:01793 DATE: 12/04/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 17 BLOCK 3	TRAN, PHUC T LE ANH HOE T 3162 ADAMS WOOD DR SAN JOSES CA 95148-2701	198470.00	1010.00	763.13
138-23-711-043	DOC: 20051227:03947 DATE: 12/27/05 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 18 BLOCK 3	CASILLAS, LUIS M & MARICELA C 6233 YERBA LN LAS VEGAS NV 89108-2683	198730.00	1010.00	763.13

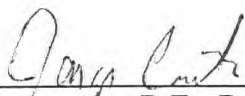
CERTIFICATE

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

To the City Council of the City of Las Vegas, Nevada:

I hereby certify and report that the foregoing is the Final Assessment Roll No. 2006-3 and assessments made by me pursuant to the Resolution adopted on the 15th day of November 2006, for the purpose of paying that part of the costs which you decided should be paid and borne by the special assessments for Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights, that in making such assessments, I have, as near as may be, and according to my best judgment, conformed in all things to the direction contained in your resolution herein before referred to.

Dated this 15th day of November 2006, at Las Vegas, Nevada.



Jorge Cervantes, P.E., P.T.O.E.
City Engineer

City of Las Vegas
** FINAL ASSESSMENT ROLL **
Special Improvement District No. 1505
Sierra Oeste Neighborhood Streetlights
Clark County

Page 22
11/15/2006

FINAL ASSESSMENT ROLL 2006-3

PARCEL NUMBER	DESCRIPTION	PRIMARY PROPERTY OWNER	MARKET VALUE	ESTIMATED MAX. BENEFIT	ASSESSMENT TOTAL
138-23-711-044	DOC: 20040608:04489 DATE: 06/08/04 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 19 BLOCK 3	HERNANDEZ, GUSTAVO 2216 BRADY AVE LAS VEGAS NV 89101-1419	198730.00	1010.00	763.13
138-23-711-045	DOC: 20030415:00763 DATE: 04/15/03 PT SEC 23 20 60 SIERRA OESTE #2 PLAT BOOK 31 PAGE 99 LOT 20 BLOCK 3	ORELLANA, WILFREDO 7300 ROAMER PL LAS VEGAS NV 89131-4506	198730.00	1010.00	763.13
				** REPORT TOTALS	\$ 62,576.19

EXHIBIT "B"

(Attach Notice of Hearing as Mailed)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1505 – SIERRA OESTE NEIGHBORHOOD STREETLIGHTS

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2006-3 for City of Las Vegas, Nevada, Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 15, 2006, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1505 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

South of Lake Mead Boulevard, along both sides of Lirio Way, Bellota Drive, Arpa Way, Ilanos Lane and Yerba Lane (51-foot right-of-way)

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracts of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a unit lot basis. Each property owner will be assessed for the cost of streetlights, where not already existing.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of these tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said 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. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 20, 2006 at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, December 15, 2006, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally. The City Council shall further have the power to adjourn such hearing from time to time, and by resolution shall have power, in its

discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

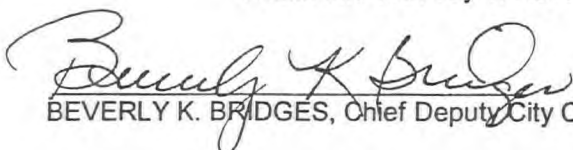
- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter in ten (10) 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 the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City shall provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such 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 time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties, at a rate not exceeding 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 Director of Finance and Business Services) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed, but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City for the assessments. A person desiring to apply for a hardship determination shall file an application no later than December 15, 2006, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing 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, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this 15th day of November, 2006.


BEVERLY K. BRIDGES, Chief Deputy City Clerk

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY MANAGER
DIRECTOR: DOUGLAS A. SELBY

☐ Consent ☒ Discussion

SUBJECT:
ADMINISTRATIVE:

Report from the City Manager on Emerging Issues

Fiscal Impact

☒ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:
Funding Source:
Dept./Division:

PURPOSE/BACKGROUND:

The City Manager (CM) Report will be a vehicle for the City Manager to update the Council on emerging issues that may have an impact on the City of Las Vegas. The CM Report will be a recurring item for every Council meeting. If there are no items for the particular meeting, the City Manager will recommend that the item be stricken.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

None

Minutes:

No motion required. A report was given.

CITY MANAGER SELBY reported that the Federal Aviation Administration (FAA) approved the "right-hand turn" and will become effective March 15, 2006. The City has strongly opposed this turn because of safety, which still remains an issue. Staff will be presenting an item for the Council's consideration at the next Council meeting which will allow the City to seek a legal remedy through the Ninth District Circuit Court of Appeals.

MAYOR GOODMAN expressed concern about the FAA approving the new flight pattern, noting that the noise nuisance and the affect on quality of life pale in comparison to the safety issues that remain unresolved. He expressed strong support of pursuing a lawsuit, explaining that the members of the Council, as elected officials, have the responsibility to move forward with litigation and to do everything possible for the safety of the constituents. He directed CITY MANAGER SELBY to explore the remaining issue of safety. COUNCILMAN REESE interjected and agreed that the City has a responsibility to ensure public safety, particularly after

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

having hired a consultant whose research validates that there are safety issues.

COUNCILMAN WOLFSON concurred with the comments of MAYOR GOODMAN and COUNCILMAN REESE. However, given that litigation carries a significant price, he asked CITY MANAGER SELBY to brief the individual Councilmembers so that they can receive all the information, including the litigating attorney's degree of success, prior to the next Council meeting.

COUNCILWOMAN TARKANIAN asked CITY MANAGER SELBY if the FAA addressed the City's safety issues in its report, including Nellis Air Force Base, North Las Vegas Airport and helicopter traffic. CITY MANAGER SELBY answered that he did not have the opportunity to review the entire FAA report; however, the City's independent consultant felt that the FAA did not address it properly in the Environmental Impact Statement. COUNCILWOMAN TARKANIAN requested a copy of the safety factors and asked if the City could enlarge its response. CITY MANAGER SELBY deferred to CITY ATTORNEY JERBIC, who opined that the City would be limited to the issues already raised on the public record; information could be added to issues already preserved. He assured COUNCILWOMAN TARKANIAN that he would pass her concern to the independent consultant.

CITY MANAGER SELBY continued his report on Emerging Issues: The cooler weather raises concerns about the homeless population. The City has worked closely with the Southern Nevada Homeless Coalition and the Committee on Homelessness to help the homeless. A homeless count will be conducted to prepare and match the available resources with the needs of the homeless community. Anybody interested in attending the count meetings or for more information can call 455-5188. Neighborhood and constituent meetings will be taking place in November. The City will also be involved in efforts to help the less fortunate during the upcoming Thanksgiving Day.

COUNCILWOMAN TARKANIAN complimented CITY MANAGER SELBY for his environmental efforts.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY MANAGER
DIRECTOR: DOUGLAS A. SELBY

☐ Consent ☒ Discussion

SUBJECT:
ADMINISTRATIVE:

Report on the City of Las Vegas Diversity Initiative

Fiscal Impact

☒ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

In support of the City mission to provide the highest quality municipal services to our visitors, residents and business community, the City Manager's office initiated a diversity initiative to enhance and expand our relationships with our increasing diverse population. A City Diversity Committee consisting of the City Manager and executives from each department was formed to oversee this effort. They recently attended a two-day workshop held by Guardian Quest who has been a primary provider of diversity and leadership training to MGM/Mirage, Nevada Power and Franklin Covey. Mr. Ondra Berry, co-owner of Guardian Quest, provided the training and will give a brief presentation to the Council about his diversity initiative philosophy and approach.

RECOMMENDATION:

Report only. No action required.

BACKUP DOCUMENTATION:

None

Minutes:

No motion required. A report was given.

CITY MANAGER SELBY reported that the United States is very diverse, with many languages spoken and religions practiced. The Las Vegas population is very diverse as well, and it is causing a population change that is reflected in the City's workforce. He stressed the importance of recognizing and understanding diversity, in order to be able to capitalize on it, to build a stronger workforce, to realize the goal of becoming a world-class city and to adapt to a changing world.

With the aforementioned thoughts in mind, the City's Diversity Initiative was voluntarily started to build upon many practices in place that are mandated by Federal or State law dealing with

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

employment, housing and contracting. The approach will be to engage the entire City workforce, from the executive team through the entire organization. With the creation of the Community Outreach Officer position, the City started some external and internal initiatives, including some initiatives more significantly geared toward greater, more focused programmatic and cultural changes in the City. Additionally, the City conducted a confidential employee survey to assess the perceptions of its workforce on issues of diversity. The results are being tabulated and will be forthcoming.

As part of embracing diversity, the City formed a Diversity Committee, which CITY MANAGER SELBY chairs, with representatives from every department. The members recently underwent a two-day diversity training course to become diversity champions, who were subsequently tasked with providing a message in the Diversity Newsletter.

CITY MANAGER SELBY thanked City staff members CLAUDETTE ENUS, Director of Human Resources, GEORGE DORSEY and RAMON TORRES for their leadership in the Diversity Program. He then introduced PUNAM MATHER, MGM/Mirage Senior Vice President for Corporate Diversity and Community Affairs, and ONDRA BERRY, Principal and Founder of Guardian Quest, who were invited to give a brief presentation to the Council on diversity.

MS. MATHER noted that she chairs the Regional Business Development Advisory Council (RBDAC), to which KATHY RAINEY, Manager of City Purchasing and Contracts, also belongs. The RBDAC was accredited by the Legislature with the objective of promoting greater leadership and diversity and greater success in diversity among all the governmental agencies. By her two-year tenure on the RBDAC with MS. RAINEY, she can say that the City is starting from a foundation of real success and competence and confidence when it comes to diversity. She then indicated that the critical elements to success are to define the mission imperative relative to diversity and to declare and dedicate the necessary resources to realize that mission. She also stressed the importance of creating an environment that engages all employees so that they can make a full contribution every day. While private business does not operate the same as governmental agencies, they do face similar challenges with diversity. MGM/Mirage found that it is important to stay ahead of the game and identify the future consumers.

MS. MATHER stressed that understanding diversity is a journey and it is imperative to have in place the infrastructure and the leadership to hold accountable, as well as to define gauges by which to measure success. But the biggest factor that set MGM/Mirage apart and contributed to its success is employee training through the Diversity Champion training program in order to transform the core of employees and engage them as soldiers.

MR. BERRY distributed mirrors to each member of the Council and said that it is important for every employee to believe that he/she is the first and best at what they do and to value them and engage them in the organization. Diversity is about looking at employees as human beings and transforming them to believe that they must become an extension of the organization and for all employees to work together as a team in order for it to grow and become the best.

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

MR. BERRY applauded CITY MANAGER SELBY for being ahead of schedule and planning for the future by taking the first steps to understand diversity. CITY MANAGER SELBY thanked the Council for its support of the steps he is taking on diversity.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Tracey Lynn Gulli, 7550 Tuckaway, Las Vegas, Nevada 89139

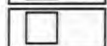
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

None

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

1. Appellant Letter of Appeal
2. City Clerk Notification Letter to Appellant
3. Support letter from proposed employer, Steve Yono, owner of Fremont Family Market and Deli

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

RECEIVED
CITY CLERK

2006 OCT 31 A 10:10

October 31, 2006

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

To Whom It May Concern:

I wish to appeal the Metropolitan Police Department's denial of my Work Card application to the Las Vegas City Council.

Sincerely,


Tracey Lynn Gull
7550 Tuckaway
Las Vegas, Nevada 89139



LAS VEGAS CITY COUNCIL

OSCAR B. GOODMAN
MAYOR

GARY REESE
MAYOR PRO TEM

LARRY BROWN
LAWRENCE WEEKLY
STEVE WOLFSON
LOIS TARKANIAN
STEVEN D. ROSS

DOUGLAS A. SELBY
CITY MANAGER

October 31, 2006

Tracey Lynn Gulli
7550 Tuckaway
Las Vegas, Nevada 89139

Re: **WORK CARD APPEAL**

Dear Ms. Gulli:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. This matter will be heard by the City Council at their regularly scheduled meeting of **November 15, 2006.**

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

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

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

Sincerely,

A handwritten signature in cursive script, reading "Carmel Viado".

Carmel Viado
Deputy City Clerk I for
Barbara Jo Ronemus, City Clerk

/pc

cc: City Attorney-Civil
Manager, Business Services Division
Las Vegas Metropolitan Police Department - SIB

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

VOICE 702.229.6011

TTY 702.386.9108

www.lasvegasnevada.gov

18112-001-06-05
CLV 7009



10/31/06

To whom it may concern.

It has been brought to my attention that you have denied Gracey Shull a work card due to her criminal past. Gracey has been employed here at Fremont Family Market + Deli since January 2004. I am aware of all her past criminal charges, including her 11 month prison sentence (July 04 - October 2005) including 3 g. larceny, 1 embezzlement charges. As stated before Gracey Shull has been employed at my business since January 2004 which was before her prison sentence and I am still more than willing to have her employed here. Please reconsider your decision and grant Gracey Shull a work card.

If you have any questions please feel free to call me.


Steve Yano owner

102 383-0780

111 N. Fremont. Las Vegas NV 89101.
Fremont Family Market + Deli...



Come See Our
Low Grocery Prices

FREMONT FAMILY MARKET & DELI
WORLD'S BEST SUBS
ONE FREE SODA WITH EACH SUB PURCHASE

Fax Your Order	611 E. Fremont St. Suite 20
We Deliver, \$10.00 Minimum	Tel (702) 383-0780
Call Us And We Will Fax A Menu	Fax (702) 383-0796

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Clayborn Romaine Ellis III,
8218 West Dolphin Bay Court, Las Vegas, Nevada 89128

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

None

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Submitted after final agenda - Support letter from Jason Olenak, owner of Munchies

Motion made by GARY REESE to Strike Items 27, 28 and 29 and to Hold in Abeyance Items 51 and 52 to 12/6/2006

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

RECEIVED
CITY CLERK

2006 NOV -2 P 1:52

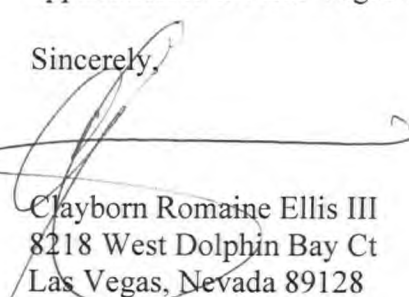
November 02, 2006

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

To Whom It May Concern:

I wish to appeal the Metropolitan Police Department's denial of my Work Card application to the Las Vegas City Council.

Sincerely,



Clayborn Romaine Ellis III
8218 West Dolphin Bay Ct
Las Vegas, Nevada 89128



November 2, 2006

LAS VEGAS CITY COUNCIL

OSCAR B. GOODMAN
MAYOR

GARY REESE
MAYOR PRO TEM

LARRY BROWN
LAWRENCE WEEKLY
STEVE WOLFSON
LOIS TARKANIAN
STEVEN D. ROSS

DOUGLAS A. SELBY
CITY MANAGER

Clayborn Romaine Ellis III
8218 West Dolphin Bay Ct
Las Vegas, Nevada 89128

Re: **WORK CARD APPEAL**

Dear Mr. Ellis:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. This matter will be heard by the City Council at their regularly scheduled meeting of **November 15, 2006.**

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

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

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Carmel Viado".

Carmel Viado
Deputy City Clerk I for
Barbara Jo Ronemus, City Clerk

/pc

cc: City Attorney-Civil
Manager, Business Services Division
Las Vegas Metropolitan Police Department - SIB

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

VOICE 702.229.6011

TTY 702.386.9108

www.lasvegasnevada.gov

Dear City Council:

11-12-06

I am the owner of a c-store called Munchies that is located at 6390 West Lake Mead, and I recently hired Clayborn Ellis. Clayborn was unable to obtain a work card even though he already had an expired one.

Clayborn made me aware that he had prior arrests and that he would appeal. I sent Clayborn to L.V.M.P.D. to get a scope done. I am now aware of the convictions from his past. It also stated that he was able to obtain a work card previously for a 7-11 and Terrible Herbst. I believe that Clayborn can be an asset to my company. I strongly believe that Clayborn should receive a work card to become an employee of my store. Thank you.

Sincerely,
Jason Olenak
Jason Olenak
Owner Munchies

RECEIVED
CITY CLERK

2006 NOV 13 A 10:48

Date 11/13/06 Item #52

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada Revised Statutes - Ward 3 (Reese)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Mulugeta Bour d/b/a Oakey Discount Market holds Beer/Wine/Cooler Off-Sale License No. L10-00246-4-001072, Convenience Store License No. C15-00321-4-107408, and Retail Tobacco License No. C05-02325-D-107408. The Complaint for Disciplinary Action submitted alleges that Mulugeta Bour has operated Oakey Discount Market since at least May 29, 2003, as a public nuisance, has engaged in the felony sale of narcotics paraphernalia at the business, is dishonest and corrupt, and has engaged in deceptive practices upon the public.

RECOMMENDATION:

That the City Council issue the Complaint for Disciplinary Action and set a date and time certain for hearing no later than 60 days from the date of approval of the complaint.

BACKUP DOCUMENTATION:

1. Submitted at meeting – Notice of City Council Meeting Affidavit of Service and Complaint for Disciplinary Action by City Attorney's Office
2. Verbatim Transcript

Motion made by GARY REESE to Approve to issue the Complaint for Disciplinary Action and set the hearing for 12/6/2006, not to be heard before 10:00 a.m.

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

Minutes:

A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

OSCAR GOODMAN, Mayor

WILLIAM HENRY, Sr. Litigation Counselor

REX BELL, Attorney for the applicant

GARY REESE, Councilman



CITY OF LAS VEGAS

Bradford R. Jerbic
City Attorney

OFFICE OF THE CITY ATTORNEY



400 Stewart Avenue, Ninth Floor
Las Vegas, NV 89101-2986
(702) 229-6629
Fax: (702) 386-1749
E-mail: whenry@lasvegasnevada.gov

October 31, 2006

HAND DELIVERED

Mulugeta Bour
d/b/a OAKEY DISCOUNT MARKET
1401 Via Savona Drive
Henderson, NV 89052

RE: Notice of City Council Meeting on November 15, 2006, at 9 a.m. to Consider Taking Administrative Action Against Your Beer/Wine/Cooler Off-Sale License No. L10-00246-4-001072, Convenience Store License No. C15-00321-4-107408, and Retail Tobacco License No. C05-02325-D-107408

Dear Mr. Bour:

Please be informed that on Wednesday, November 15, 2006, at 9 a.m., or as soon thereafter as the matter can be heard, the Las Vegas City Council, meeting in its Chambers at 400 Stewart Avenue, Las Vegas, Nevada, will consider whether or not to take administrative action against your Beer/Wine/Cooler Off-Sale License No. L10-00246-4-001072, Convenience Store License No. C15-00321-4-107408, and Retail Tobacco License No. C05-02325-D-107408. This will occur at a meeting open to the public and you are entitled to attend the proceedings.

Very truly yours,

OFFICE OF THE CITY ATTORNEY

A handwritten signature in dark ink, appearing to read "W. Henry", is written over the typed name.

WILLIAM P. HENRY
Senior Litigation Counsel

WPH:ck

Submitted at City Council

Date 11/15/2006 Item # 53

ORIGINAL

BEFORE THE CITY COUNCIL
OF THE CITY OF LAS VEGAS, NEVADA

IN THE MATTER OF:

DEPARTMENT OF FINANCE AND
BUSINESS SERVICES on behalf of the
CITY OF LAS VEGAS, NEVADA,

Petitioner,

vs.

MULUGETA BOUR d/b/a OAKEY
DISCOUNT MARKET,

Respondent.

AFFIDAVIT OF SERVICE

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

LEONARD D. WILSON, being first duly sworn, says: That at all times herein affiant was and is a citizen of the United States, over 18 years of age, and not a party to or interested in the proceeding in which this affidavit is made. That on November 1, 2006, affiant received a letter notice of a hearing considering administrative action to be held November 15, 2006, before the Las Vegas City Council in relation to Respondent's Beer/Wine/Cooler Off-Sale License No. L10-00246-4-001072, Convenience Store License No. C15-00321-4-107408, and Retail Tobacco License No. C05-02325-D-107408 addressed to Mulugeta Bour d/b/a OAKEY DISCOUNT MARKET, 1616 Las Vegas Boulevard South, Las Vegas, NV 89104, and served

....

....

....

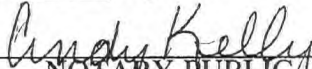
1 the same on Mulugeta Bour d/b/a OAKEY DISCOUNT MARKET, Respondent herein, at
2 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, November 1, 2006.

3 DATED this 14th day of November, 2006.

4
5 
LEONARD D. WILSON

6 SUBSCRIBED AND SWORN TO before
7 me this 14th day of November, 2006.



8 
9 NOTARY PUBLIC

1
2
3
4 BEFORE THE CITY COUNCIL
5 OF THE CITY OF LAS VEGAS, NEVADA
6

* * *

7 IN THE MATTER OF:

8 DEPARTMENT OF FINANCE AND
9 BUSINESS SERVICES on behalf of the
CITY OF LAS VEGAS, NEVADA,

10 Petitioner,

11 vs.

12 MULUGETA BOUR d/b/a OAKEY
13 DISCOUNT MARKET,

14 Respondent.

**COMPLAINT FOR
DISCIPLINARY ACTION**

15
16 The DEPARTMENT OF FINANCE AND BUSINESS SERVICES, on behalf of the
17 CITY OF LAS VEGAS, NEVADA (Department), Petitioner, brings this Complaint for
18 Disciplinary Action against MULUGETA BOUR d/b/a OAKEY DISCOUNT MARKET,
19 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, Respondent, and states:

20 Respondent MULUGETA BOUR d/b/a OAKEY DISCOUNT MARKET, holds
21 Beer/Wine/Cooler Off-Sale License No. L10-00246-4-001072, Convenience Store License No.
22 C15-00321-4-107408, and Retail Tobacco License No. C05-02325-D-107408.

23 **SUMMARY OF ALLEGATIONS**

24 Mulugeta Bour is the sole proprietor of Oakey Discount Market. Starting in March
25 2003, he was **granted a number of temporary Beer/Wine/Cooler Off-Sale licenses** by the
26 Las Vegas City Council. Finally, in June 2004, he was granted a permanent license. Between
27 May 2003 and April 2006 Mr. Bour was **cited and arrested** by the Las Vegas Metropolitan
28 Police Department for Failure to Possess a Health Card, Failure to Possess an Alcohol

Submitted at City Council

Date 11/15/2006 Item #53

1 Awareness Card, Failure to Maintain an Employee List, and **Sale of Narcotics**
2 **Paraphernalia, a felony.**

3 On April 27, 2006, Mr. Bour appeared before the Las Vegas Planning Commission
4 seeking a special use permit to sell beer and wine at Fourth Street Market, 113 North Fourth
5 Street, Las Vegas, Clark County, Nevada. **Mr. Bour told Commissioner Steinman** he had
6 never had problems with Metro at his other place of business, Oakey Discount Market. **He**
7 **lied.** In truth and fact, Mr. Bour had been arrested by the Las Vegas Metropolitan Police
8 Department April 13, 2006, at Oakey Discount Market for a felony, Sale of Narcotics
9 Paraphernalia to an undercover officer.

10 Mulugeta Bour violated the law in the operation of his business. Substantial
11 information exists to believe that he is dishonest and corrupt. He engaged in a deceptive
12 practice upon the public when he lied to a public body, the Las Vegas Planning Commission.

13 PROCEDURAL HISTORY

14 The Las Vegas City Council issued a temporary license for beer/wine/cooler off-sale to
15 Mulugeta Bour on March 5, 2003. The license provided for a six-month review of Oakey
16 Discount Market. On September 3, 2003, a six-month review was conducted before the City
17 Council. The Council was informed that warning notices had been written to Mr. Bour for
18 selling single containers of beer. Mr. Bour admitted that he had engaged in this conduct on
19 one occasion. He also admitted not posting an employee list, but told the City Council that he
20 had one. He also admitted to not having a valid health card in his possession when Metro
21 Special Investigations detectives asked to inspect it, but stated that he had left it in his wallet in
22 his car. He apologized. The City Council granted an extension to the temporary license.

23 The matter appeared on the March 3, 2004-agenda but was abeyed to March 17, 2004,
24 when a second extension to the temporary license was granted.

25 On June 16, 2004, the City Council granted a permanent license to sell beer and wine,
26 including single containers.

27

28

VIOLATIONS OF LAW

1
2 **On May 29, 2003**, officers of the Las Vegas Metropolitan Police Department
3 determined that Mulugeta Bour did not possess a health card, an alcohol awareness card, or an
4 employee list.

5 **On June 12, 2003**, officers of the Las Vegas Metropolitan Police Department
6 determined that Nuriden Shifa, an employee at Oakey Discount Market, did not possess a
7 work card. They also determined that Mr. Bour did not have a completed work card list with
8 employees' work card numbers. Finally, it was noted that he had not posted his business
9 license.

10 **On August 21, 2003**, officers of the Las Vegas Metropolitan Police Department
11 determined that Mr. Bour did not have an employee list.

12 **On April 13, 2006**, an officer of the Las Vegas Metropolitan Police Department acting
13 in an undercover capacity purchased narcotics' paraphernalia from Mulugeta Bour at Oakey
14 Discount Market. The officer purchased a "set up," specifically a three-inch galls tube
15 containing a plastic rose and a chor boy brillo pad placed in a brown paper bag. Thereafter,
16 Mr. Bour was arrested for **felony Sale of Narcotics Paraphernalia**. During the course of the
17 arrest he showed officers that he stored the chor boys in the bathroom, and the glass pipes
18 under the cash register. Two hundred and eighty-eight (228) glass pipes were found in a box
19 under the cash register, with an additional thirty (30) pipes in the cash register. Officers noted
20 a sign in the store which read "If you don't see what you want, ask for it."

21 The officer involved formed an opinion, based on his training and experience, and
22 from a consideration of all the circumstances, that **the "set ups" being sold by Mulugeta**
23 **Bour were narcotics paraphernalia intended to facilitate smoking crack cocaine**. One of
24 the circumstances considered by the officer was that Sergeant Wally of the Downtown Area
25 Command had **warned** Mulugeta Bour four months earlier that the sale of narcotics
26 paraphernalia was a crime.

27 **On April 27, 2006**, Mulugeta Bour appeared before the Las Vegas Planning
28 Commission on Agenda Item No. 25, an **application for special use permit to utilize Fourth**

1 **Street Market**, located at 113 North Fourth Street, Las Vegas, Clark County, Nevada, **for**
2 **the sale of beer and wine**. During the course of the hearing Mr. Bour entered into
3 conversation with Commissioner Steinman. **He told Commissioner Steinman** that he had
4 never had problems with Metro at his other place of business, Oakey Discount Market, located
5 at 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada. **This was a lie**. Mr.
6 Bour had been arrested two weeks earlier on April 13, 2006, by officers of the Las Vegas
7 Metropolitan Police Department. They arrested him for felony Sale of Narcotics
8 Paraphernalia, "set ups" intended to facilitate smoking crack cocaine.

9 THE LAW

10 LAS VEGAS MUNICIPAL CODE (LVMC) § 6.06.250(A) and (B)(6), (7), and (10)
11 provide:

12 A licensee may be subject to disciplinary action as set
13 forth in Sections 6.02.330 through 6.02.360.

14 A principal approved for suitability may be subject to
15 **disciplinary action** by the City Council for good cause, which
may include, but is not limited to:

16

17 **The principal has committed acts which would**
18 **constitute a crime** involving moral turpitude or involving any
Federal, State or local law or regulation relating to the same or a
similar business;

19 When substantial information exists which tends to show
20 that **the principal is dishonest** or corrupt;

21

22 The principal has engaged in **deceptive practices** upon the
23 public [Emphasis added.]

24 LVMC § 6.02.330(H) provides:

25 The licensee may be subject to disciplinary action by the
26 City Council for good cause, which may, without limitation,
include:

27

28 The actual business activity constitutes a public or private
nuisance, or has been or is being **conducted in an unlawful**,
illegal or impermissible **manner**. [Emphasis added.]

1 LVMC § 6.50.440 provides:

2 It is unlawful for any of the following to be employed in
3 the retail sales of alcoholic beverages for on or off premises
4 consumption without having in his or her possession a valid **work**
5 **card** for alcoholic beverages pursuant to LVMC Chapter 6.86:

6 (A) A manager;

7 (B) Any employee who pours or serves alcoholic
8 beverages for on premises consumption; or

9 (C) Any employee who accepts payment for the sale or
10 delivery of alcoholic beverages for off premises consumption.
11 [Emphasis added.]

12 LVMC § 6.50.570 provides:

13 The **completion card** or a copy thereof issued by the
14 instructor of an **alcohol awareness training** course or refresher
15 course to a person successfully completing the course must be
16 available during the work shift on the premises where the person,
17 as an employee, is serving, selling or distributing alcoholic
18 beverages for inspection by Metro, City or other governmental
19 personnel. [Emphasis added.]

20 LVMC § 6.02.350 provides:

21 A licensee under this Chapter shall be subject to
22 **disciplinary action not only for acts or omissions done by such**
23 **licensee** but also for **acts and omissions done by** the principals,
24 managers, agents, representatives, servants or **employees** of such
25 licensee. [Emphasis added.]

26 Nevada Revised Statute (NRS) 453.560 provides:

27 Unless a greater penalty is provided in NRS 212.160, a
28 person who delivers or sells, possesses with the intent to deliver
or sell, or manufactures with the intent to deliver or sell any
drug paraphernalia, knowing, or under circumstances where
one reasonably should know, that it will be used to plant,
propagate, cultivate, grow, harvest, manufacture, compound,
convert, produce, prepare, test, analyze, pack, repack, store,
contain, conceal, inject, ingest, inhale or otherwise introduce into
the human body a controlled substance in violation of this chapter
is guilty of a **category E felony** and shall be punished as
provided in NRS 193.130. [Emphasis added.]

29 NRS 453.554(11)(a) and (b) provides:

30 As used in NRS 453.554 to 453.566, inclusive, unless the
31 context otherwise requires, "**drug paraphernalia**" means all
32 equipment, products and materials of any kind which are used,
33 intended for use, or designed for use in planting, propagating,
34 cultivating, growing, harvesting, manufacturing, compounding,

1 converting, producing, preparing, testing, analyzing, packaging,
2 repackaging, storing, containing, concealing, injecting, ingesting,
3 inhaling or otherwise introducing into the human body a
4 controlled substance in violation of this chapter. The term
5 includes, but is not limited to:

6

7 **Objects used, intended for use, or designed for use in**
8 **ingesting, inhaling or otherwise introducing marijuana, cocaine,**
9 **hashish or hashish oil into the human body, such as:**

10 Metal, wooden, acrylic, **glass**, stone, plastic or ceramic
11 **pipes** with or without screens, permanent screens, hashish heads
12 or punctured metal bowls;

13 Water pipes [Emphasis added.]

14 EVIDENCE

15 LVMC § 6.88.090 provides:

16 (A) **The hearing need not be conducted according to**
17 **technical rules relating to evidence** and witnesses. Any relevant
18 evidence may be admitted.

19 (B) The respondent shall have the right to call and
20 examine witnesses on his own behalf, cross-examine opposing
21 witnesses, introduce exhibits and evidence relevant to the issues
22 of the case, and offer rebuttal evidence.

23 (C) The respondent may be called and examined by the
24 City.

25 (D) The Clerk shall have the power to issue subpoenas for
26 witnesses to appear to give testimony. [Emphasis added.]

27 PENALTY

28 LVMC § 6.02.360 provides:

Upon a showing of good cause and in the discretion of the
City Council, disciplinary action against a holder may take the
form of cancellation, **revocation**, refusal to renew, **suspension**,
imposition of conditions or restrictions or civil **fine** in an amount
not to exceed one thousand dollars for each day that the violation
which forms the subject matter of the complaint that recommends
such disciplinary action is demonstrated to have been in
existence, or any combination of such actions, as the particular
situation may require. The Council may also impose against the
licensee the actual costs incurred, and a reasonable amount for
attorney's fees, resulting from the imposition of disciplinary
action. The disciplinary actions available in this Section shall be

1 in addition to, and not exclusive of, any other civil or criminal
2 remedy which otherwise might be available. [Emphasis added.]

3 ALLEGATION

4 It is alleged that between May 29, 2003, and April 13, 2006, Mulugeta Bour d/b/a
5 Oakey Discount Market operated the business so that the actual business activity constituted a
6 public or private nuisance, and was conducted in an unlawful, illegal or impermissible manner.
7 It is further alleged that Mulugeta Bour committed acts which constitute crimes under state and
8 local law. Mulugeta Bour has demonstrated that he is dishonest and corrupt by lying to the
9 Las Vegas Planning Commission. Further, he engaged in a deceptive practice upon the public
10 when he lied to members that public body.

11 WHEREFORE, the Petitioner respectfully requests the City Council to:

12 A. Approve the Complaint for Disciplinary Action and order a disciplinary hearing
13 at which the Respondent shall appear and show cause why the licenses that are the subject of
14 this Complaint should not be suspended or revoked, or other disciplinary action taken; or

15 B. Grant such other and further relief as the Council deems appropriate.

16 DATED this 8th day of November, 2006.

17 RESPECTFULLY SUBMITTED:

18
19 By:



20 MARK R. VINCENT, Director
Finance and Business Services

21 BRADFORD R. JERBIC
22 City Attorney

23 By:



24 WILLIAM P. HENRY
25 Senior Litigation Counsel
26 Nevada Bar No. 101
400 Stewart Avenue, Ninth Floor
Las Vegas, NV 89101
Attorneys for CITY OF LAS VEGAS

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

**Discussion and possible action regarding complaint seeking disciplinary action against
Mulugeta Bour d/b/a Oakey Discount Market, 1616 Las Vegas Boulevard South, Las
Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code and Nevada
Revised Statutes - Ward 3 (Reese)**

Appearance List:

OSCAR GOODMAN, Mayor

WILLIAM HENRY, Sr. Litigation Counselor

REX BELL, Attorney for the applicant

GARY REESE, Councilman

10 minutes

Typed by: Ydoleena Yturralde

Proofed by: Angela Crolli

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

MAYOR GOODMAN

Item 53 is discussion and possible action regarding complaint seeking disciplinary action against Mulugeta Bour doing business as Oakey Discount Market at 1616 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of Las Vegas Municipal Code and Nevada Revised Statutes This is in Ward 3. Mr. Henry.

BILL HENRY

Good morning, Mayor, Councilwoman, Councilmen. I am here today with Rex Bell who represents Mr. Bour. If you would indulge me for a moment, before we get started. We gave Mr. Bour notice of today's hearing and I would like to lodge proof of service of that notice with the Clerk.

MAYOR GOODMAN

All right. It's so lodged.

BILL HENRY

The matter is agendaed today to ask you to consider the complaint for disciplinary action and I provided each one of you with a copy of it and determine whether or not you wish to, in the words of the ordinance, approve the complaint and set the matter for hearing within 60 days. The complaint relevantly alleges that he holds a number of licenses at Oakey Discount Market and these include a Beer/Wine/Cooler off-sale license. There are a number of allegations of violations of law having to do with health cards, alcohol awareness cards, maintenance of an employee list, but I think most significantly there's an allegation that he was arrested for sale of narcotics paraphernalia at his store and two weeks later, when he was seeking a Special Use Permit to facilitate selling liquor at another store that he operates, he was asked by a Planning Commissioner whether or not he'd ever had any trouble with Metro and he told the Planning Commissioner no. And so it's the position of the City, as alleged here, that his operation of the store is contrary to City and State law and for those reasons, we would ask you to approve the complaint and set the matter for hearing.

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

46 **MAYOR GOODMAN**

47 All right. Fine. Thank you, very much. Mr. Bell, I don't want you to take this opportunity to
48 argue your case. That will be for a later day, but be happy to hear from you.

49

50 **REX BELL**

51 Honorable, Mayor Goodman, and members of the Council, I'm here on behalf of Mr. Bour. But
52 before I do that, I would like to tell you how pleased I was. I walked in to hear that Fifth Street
53 Grammar school is going to be a place of the arts. Standing at Fifth Street Grammar School is
54 my sixth grade classroom, my seventh grade and my eighth grade classroom, the rest of it's gone.
55 And I was really pleased to hear that. I think it's great because I think it's an important part of the
56 history of Las Vegas.

57

58 **MAYOR GOODMAN**

59 Thank you.

60

61 **REX BELL**

62 Additionally, I'd like to apologize to Councilman Reese for failing to show up at an appointment
63 the other morning regarding this case. I thought I was smarter than my secretary and I went
64 down to Bonanza and Eastern and waited an hour and a half, went back to the office, couldn't
65 figure out what happened, and then I saw the correct address where I was supposed to go and,
66 that was my fault, Councilman. I'm sorry I wasn't there to speak to you.

67 The only additional thing I'd say about this is one of the serious allegations in this complaint
68 certainly is the fact of the sale of the narcotics paraphernalia. And Mr. Bour has been charged
69 with that and he has counsel for that. I'm not the counsel on the criminal case. It would seem, to
70 me only, that on that type of situation, you're innocent till proven guilty and that the Council
71 might take consideration to let that case come to fruition in whatever form it does. And I have no
72 idea because it could be that a Court will find him not guilty of that, should it go to trial. I don't
73 know that it's going to go to trial, but I'm just suggesting that. The other portion is before the
74 Council –

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

75 **MAYOR GOODMAN**

76 Unfortunately, I think statutorily and jurisdictionally once this is submitted to us for
77 consideration, 60-day time clock begins to run. Is that correct?

78

79 **BILL HENRY**

80 It runs upon approval. So –

81

82 **MAYOR GOODMAN**

83 All right. Then, I was wrong.

84

85 **REX BELL**

86 And the only other thing would be that if you are going to consider this, I don't know what 60
87 days puts us out. That put us in January?

88

89 **MAYOR GOODMAN**

90 Yes.

91

92 **REX BELL**

93 I would ask, that at least to be put into January if the Council feels they want to hear the
94 arguments on this case, in that I have some heavy commitments in December, mostly due to the
95 rodeo. So, that's all I could ask.

96

97 **MAYOR GOODMAN**

98 Mayor Pro Tem will probably go along with you as long as you get him extra rodeo tickets.

99

100 **COUNCILMAN REESE**

101 Your Honor, we have (inaudible) at this location as we speak. I can certainly respect Mr. Bell's
102 position but I would ask our counsel, do you feel it's enough time to have it at, in our second
103 meeting in December, when we hear this case.

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

104 **BILL HENRY**

105 I – can put the matter on before you either the first or the second meeting in December and I
106 would inform you that I will be out of the country the first meeting in January.

107
108 **COUNCILMAN REESE**
109 I would like to set this forward, Your Honor, if I could, until our second meeting in December.
110 That would be December 20.

111
112 **MAYOR GOODMAN**

113 Do you feel you'll be prepared by then?

114
115 **REX BELL**

116 Well, yeah, I – think I've got some problems being here. Prepared, yes. I'm prepared now, as
117 prepared as I could possibly get for it. I just have a problem being here in, during the December's
118 meeting. So, that's the only reason.

119
120 **MAYOR GOODMAN**
121 How about if we gave you a time certain?

122
123 **REX BELL**

124 Well, I mean, It's – gonna be your call. I'm gonna have to do the best I can do in this matter.

125
126 **MAYOR GOODMAN**

127 Are you better off in the morning or the afternoon?

128
129 **REX BELL**

130 Better off in the mornings.

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

131 **MAYOR GOODMAN**

132 All right. Well, we can give you a time certain if that's the direction of the Mayor Pro Tem.

133

134 **COUNCILMAN REESE**

135 I'm just, (Inaudible). Your Honor, we can (inaudible) on January the third.

136

137 **MAYOR GOODMAN**

138 Does, January third is more appropriate for you?

139

140 **REX BELL**

141 January, we just talked, January 20th would be the better date.

142

143 **COUNCILMAN REESE**

144 I – (Inaudible) would like this thing (inaudible)

145

146 **MAYOR GOODMAN**

147 How about January third? Does that make your life easier?

148

149 **REX BELL**

150 Oh, January third?

151

152 **COUNCILMAN REESE**

153 Your Honor –

154

155 **REX BELL**

156 Yes.

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

157 **COUNCILMAN REESE**

158 I got problems over there right now and I don't want this to, because I know there are other
159 businesses that are loosing business because of this, at this location and I feel it's important to
160 hear this as soon as possible. I – understand (inaudible) I certainly respect Mr. Bell. I really do.
161

162 **REX BELL**

163 I appreciate that.

164

165 **COUNCILMAN REESE**

166 I wanna get this heard as soon as possible. So, maybe we could have it December the sixth?
167

168 **MAYOR GOODMAN**

169 January third or December the sixth? What's your choice, January third or December six?
170

171 **REX BELL**

172 January third.

173

174 **COUNCILMAN REESE**

175 I – guess I'll have to (inaudible) right now. I just want to get the whole mess cleaned up as soon
176 as possible.

177

178 **REX BELL**

179 And – I understand that, Councilman Reese. And I can assure you that between now and that
180 time, not that that will change the view of yourself and/or the Councilmembers, I will do
181 everything in my power to try to alleviate what's –

182

183 **COUNCILMAN REESE**

184 It's important, just to refreshing our memories up here. We asked that they hire a security
185 company over there to monitor this and that the owner of the shopping center is charging the

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

186 other tenants 15, 16, 17 (inaudible) a month. I don't – think that's fair to the. The owner's not
187 here and I think it's an undue charge (inaudible) the business owners (inaudible) because one man
188 makes mistakes all the time. And I really feel strongly that this needs to be heard as soon as
189 possible. So, I feel like December sixth is fine.

190

191 **BILL HENRY**

192 This is a matter that has come before you several times on temporary licenses with your business
193 licensing manager telling you, you have problems before you finally issued a permanent license,
194 and then of course the problems went on.

195

196 **MAYOR GOODMAN**

197 Well, December 6th (inaudible). We can give you a time certain, let's say, ten o'clock December
198 the sixth. All right. That's a motion?

199

200 **COUNCILMAN REESE**

201 That's my motion.

202

203 **MAYOR GOODMAN**

204 All right.

205

206 **BILL HENRY**

207 Would you –

208

209 **MAYOR GOODMAN**

210 That's a motion. Let's vote on that, please. Post. (**Motion carried UNANIMOUSLY**)

211

212 **REX BELL**

213 Thank you, Your Honor.

**CITY COUNCIL MEETING OF
November 15, 2006**

VERBATIM TRANSCRIPT – ITEM 53

214 **BILL HENRY**

215 Your Honor, I'll lodge the original with the Clerk.

216

217 **MAYOR GOODMAN**

218 Very good. Thank you.

219

220 **(END OF DISCUSSION)**

221 /yy;ac

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Nightclub, 425 Fremont Street, Suite 220, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 80 - SUP-16518) - Ward 3 (Reese)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Tavern License.

RECOMMENDATION:

Recommend approval subject to conditions of the special use permit approved by the City Council.

BACKUP DOCUMENTATION:

Map

Motion made by GARY REESE to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

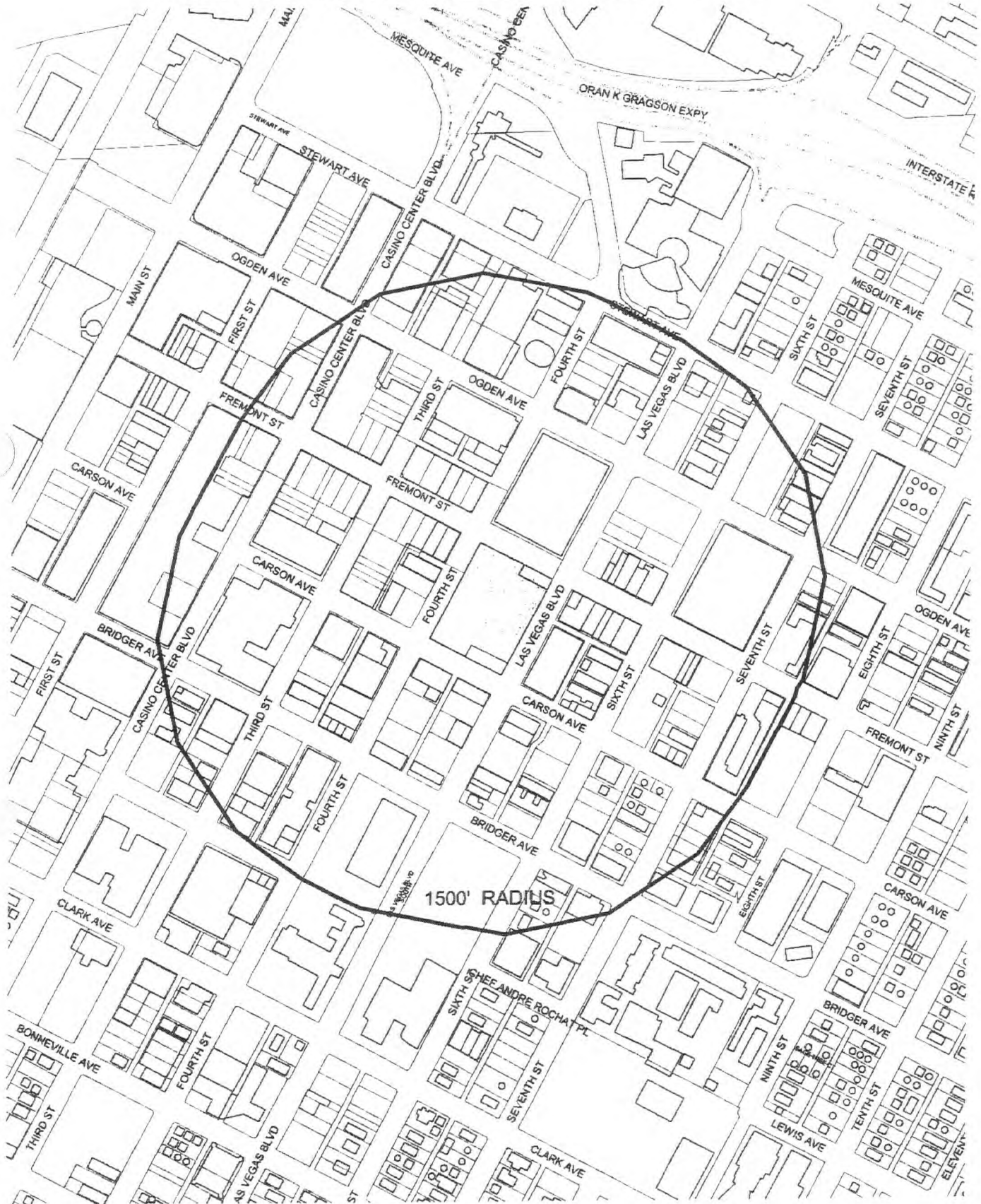
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:

PAUL HENNESSEY, 425 Fremont Street, was present.

See Item 79 for related discussion.

BRASS NIGHTCLUB



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a new Tavern License, subject to the provisions of the planning and fire codes and Health Dept. regulations, Hennessey's Las Vegas, Inc., dba The Brass Pint, 425 Fremont Street, Suite 210, Paul E. Hennessey, Dir, Pres, Secy, Treas, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 79 - SUP-16515) - Ward 3 (Reese)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Tavern License.

RECOMMENDATION:

Recommend approval subject to conditions of the special use permit approved by the City Council.

BACKUP DOCUMENTATION:

Map

Motion made by GARY REESE to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

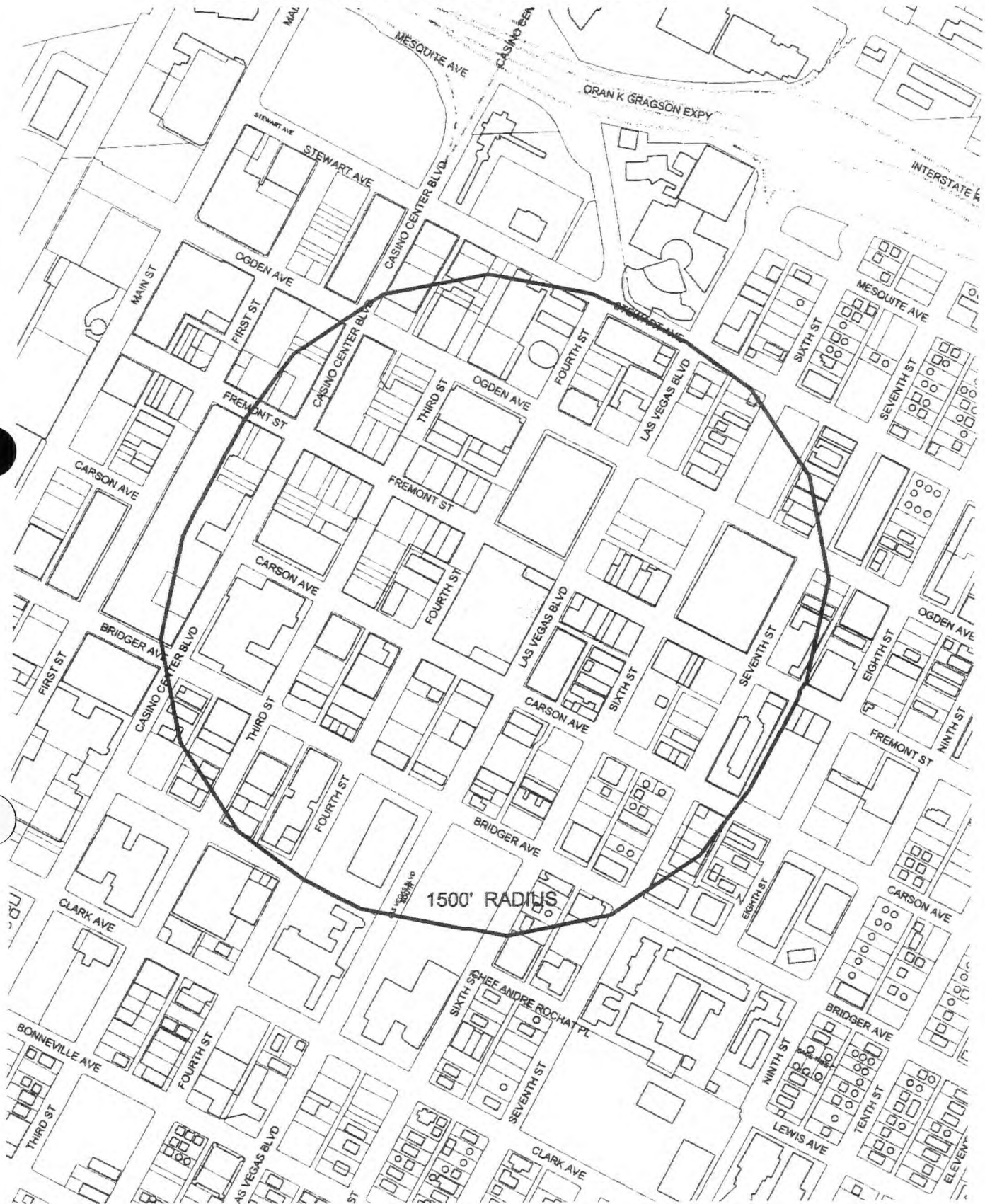
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:

PAUL HENNESSEY, 425 Fremont Street, was present.

See Item 79 for related discussion.

THE BRASS PINT



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Café Cuban Breeze, Inc., dba Café Cuban Breeze, 342 South Decatur Boulevard, Noel Hernandez, Dir, Pres, Treas, Secy, 100% - Ward 1 (Tarkanian)

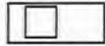
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license in the event the investigative report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by LOIS TARKANIAN to Approve the temporary license, subject to the provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process or extend the temporary in the event the police report is not completed with the six-month temporary period

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

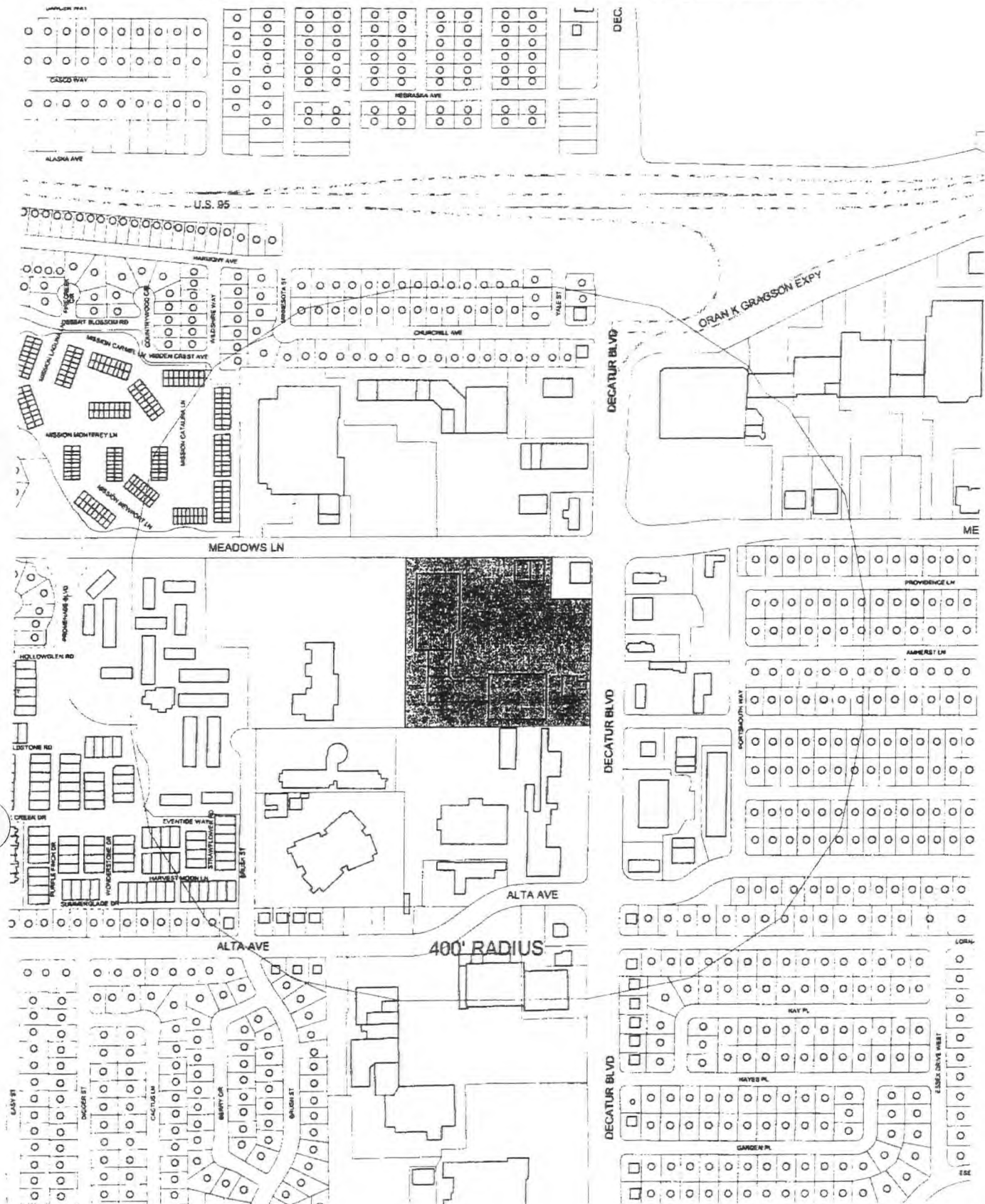
The applicant was not present.

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

JIM DiFIORE, Manager of Business Services, indicated that the applicant met the requirements to be considered for a temporary license. He suggested approval as recommended and assured the Mayor that the applicant was made aware about this matter.



CAFE CUBAN BREEZE



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding a new Package License subject to the provisions of the planning codes and Health Dept. regulations, Senip CVS, LLC, dba CVS Pharmacy #2990, 6391 West Lake Mead Boulevard, Zenon P. Lankowsky, Pres and Thomas S. Moffatt, Secy (Note: Item to be heard in the afternoon session in conjunction with Item 100 - SUP-14687) - Ward 5 (Weekly)

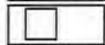
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Approval of a new Package License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license in the event the investigative report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by LAWRENCE WEEKLY to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

See Item 100 for related discussion.

400' RADIUS

CVS/PHARMACY #2990



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License subject to Health Dept. regulations, From: Longs Drug Stores California, Inc., dba Longs Drug Store 408 (Non-operational), 7470 West Lake Mead Boulevard, Ronald A. Plomgren, Dir, Sr VP, CEO, Orlo D. Jones, Dir, Sr VP, Secy and Bill M. Brandon, Dir, Sr VP, To: C.R.E.M. Corporation, Inc, dba Express Mart, 8251 West Charleston Boulevard, Cristobal Santos, Dir, Pres, Secy, Treas, 100% - Ward 2 (Wolfson)

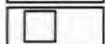
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Package License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license in the event the investigative report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by STEVE WOLFSON to Approve the temporary license, subject to a six-month review, the conditions imposed on the Special Use Permit and the provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process or extend the temporary in the event the police report is not completed within the six-month temporary period

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

Minutes:

The applicant was present.

JIM DiFIORE, Manager of Business Services, reported that the applicant met the requirements to be considered for approval of a temporary license. The accompanying Special Use Permit was considered and approved, subject to conditions, by the Council in October. He suggested approval of the temporary license, as recommended, subject to the conditions imposed on the Special Use Permit and a six-month review.



EXPRESS MART



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, G B Acquisition, Inc., dba Gordon Biersch Brewery Restaurant, 750 South Rampart Boulevard, Suite 16, H. Allen Corey, Pres, CEO and Michael J. Fourticq, Sr VP, Dir - Ward 2 (Wolfson)

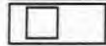
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of a new Supper Club License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license in the event the investigative report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by STEVE WOLFSON to Hold in Abeyance to 12/06/2006

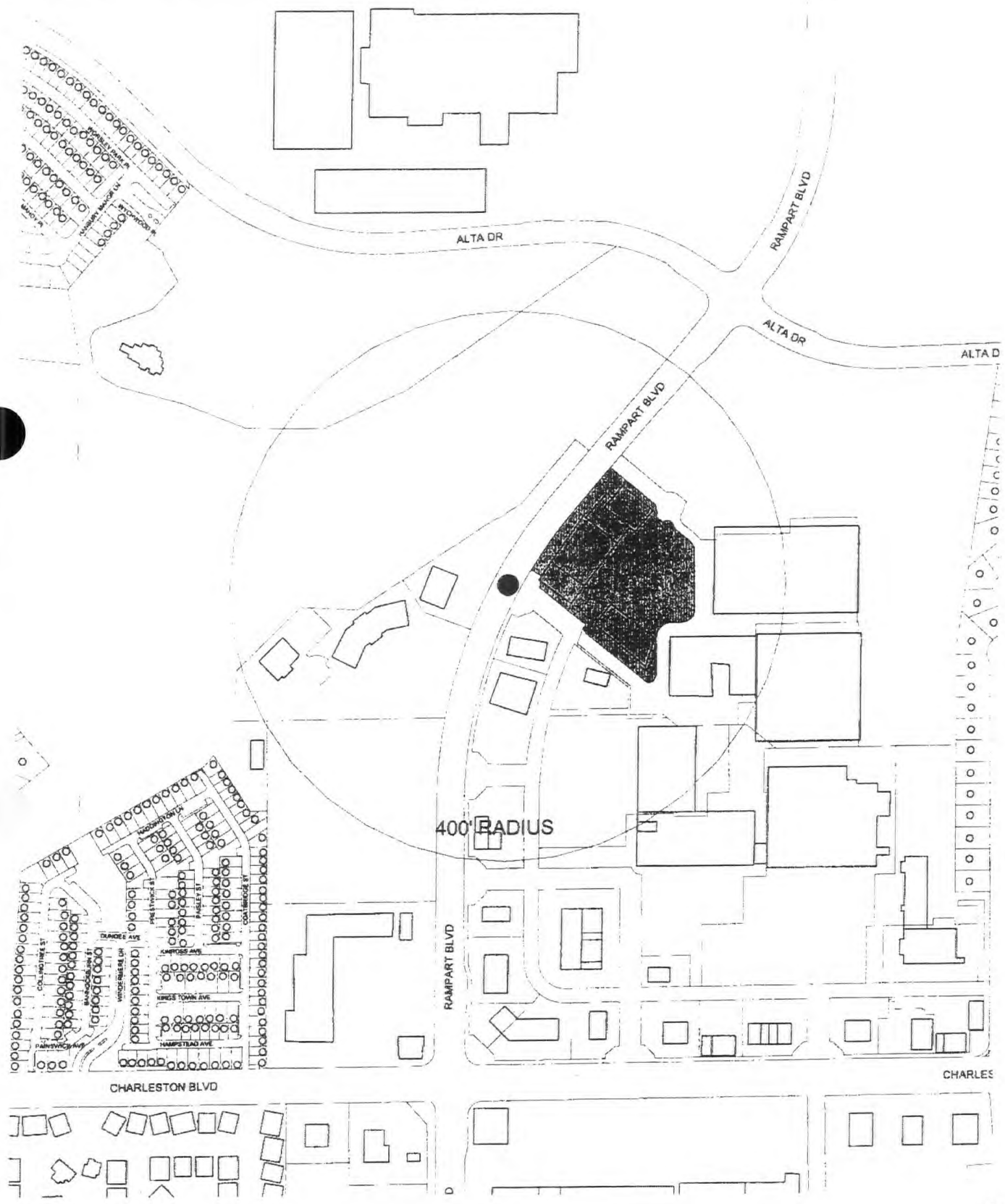
Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:

JIM DiFIORE, Manager of Business Services, indicated that the applicant's representative could not be present; therefore he requested this matter be held to 12/6/2006.

GORDON BIRSCH BREWERY REST



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Ark Fremont, Inc., dba The Saloon (Non-operational), 450 Fremont Street, Suite 100, Michael L. Weinstein, Dir, Pres, Robert Towers, Dir, EVP, Secy, Treas, Paul E. Gordon, Dir, Sr VP, To: Red Rock Bar, Inc., dba Red Rock Bar, 1729 East Charleston Boulevard, Suites A & B, Allen Hamika, Dir, Pres, 50% and Klodia I. Alkassyanon, Dir, Secy, Treas, 50% - Ward 3 (Reese)

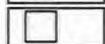
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license in the event the investigative report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by GARY REESE to Approve the temporary license, subject to a 60-day review from the permanent opening date and the provisions as recommended, with the director or Designee granted the authority to approve the permanent license after completion of appropriate process or extend the temporary in the event the police report is not completed within the six-month temporary period

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-OSCAR B. GOODMAN); (Did Not Vote-None); (Excused-None)

CITY COUNCIL MEETING OF: NOVEMBER 15, 2006

NOTE: MAYOR GOODMAN disclosed that he would be abstaining because he has a common ownership in a building on West Charleston with ATTORNEY JAY BROWN.

Minutes:

The applicants were present, accompanied by JAY BROWN, Attorney, 520 S. Fourth Street.

JIM DiFIORE, Manager of Business Services, reported that the previous tenant had a tavern license that was revoked June 2, 2006, due to nonpayment of alcoholic beverage license fees. According to zoning standards, if the use is discontinued for a six-month period, application must be made for the use through a special use permit. The applicants in this case have met the requirements for a temporary license. He suggested approval of a temporary license as recommended.

ATTORNEY BROWN asserted that the applicants understand and agree to the conditions.

MR. DiFIORE restated for MAYOR PRO TEM REESE that he was recommending approval of the temporary license, with a six-month review. He pointed out that the applicants intend to open for one day during construction to keep the use active, close down to resume remodeling, and then open permanently. MAYOR PRO TEM REESE confirmed with ATTORNEY BROWN the intentions of the applicants, as mentioned by MR. DiFIORE.

