



MINUTES

City of Las Vegas

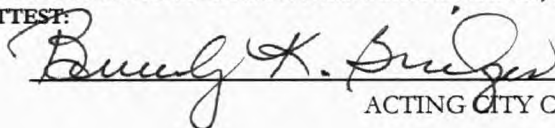
COUNCIL CHAMBERS • 400 STEWART AVENUE • 229-6011 (VOICE) • 386-9108 (TDD)

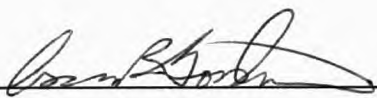
CITY COUNCIL
MEETING OF
JANUARY 17, 2007

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	☒	☐	☐

APPROVED BY REFERENCE: FEBRUARY 21, 2007

ATTEST:


ACTING CITY CLERK


MAYOR



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.

January 17, 2007

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 – CHAPLAIN STEVE SANSON, VETERANS AND POLITICS INTERNATIONAL
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THE SENIOR OF THE QUARTER
7. RECOGNITION OF NATIONAL MENTORING MONTH
8. RECOGNITION OF LE CORDON BLEU COLLEGE OF CULINARY ARTS FOR COMMUNITY SERVICE

BUSINESS ITEMS - MORNING

9. 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
10. Approval of the Final Minutes by reference of the regular City Council meeting of December 6, 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 - CONSENT

11. Approval of a Letter of Intent between City Parkway V, Inc., and the Nevada System of Higher Education for the development of academic and medical uses at the northeastern corner of Bonneville Avenue and Grand Central Parkway in Union Park (a portion of APN 139-34-110-003) - Ward 5 (Weekly)

ADMINISTRATIVE SERVICES - CONSENT

12. Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department for the transfer of U.S. Department of Homeland Security grant funds to support the Metro Volunteer Program (\$15,000 – Multipurpose Special Revenue Fund) - All Wards

FIELD OPERATIONS - CONSENT

13. 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 8851 Vegas Drive commonly known as Bruce Trent Park, APNs 138-29-501-007 and 138-29-601-003 - Ward 4 (Brown)
14. 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 889 North Pecos Drive commonly known as Carlos L. Martinez and Darrio J. Hall Family Pool, Freedom Park, APN 139-25-701-002 - Ward 3 (Reese)
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 site for electrical systems needs located at 2901 Harris Avenue and 805 North Mojave Road commonly known as Early Childhood Development Center and Fire Station 8, APNs 139-25-303-015 and 139-25-303-014 - Ward 3 (Reese)
16. Approval of a Purchase and Sale Agreement whereby the Economic Opportunity Board of Clark County sells to the City of Las Vegas real property located at 951 E Street (\$835,000 plus closing costs - Affordable Housing/Acquisition Real Property) - Ward 5 (Weekly)
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 3951 East Bonanza Road commonly known as Mike Morgan Park, APN 140-31-102-002 - Ward 3 (Reese)
18. Approval of Easement and Rights-of-Way from the City of Las Vegas to Las Vegas Valley Water District to allow Las Vegas Valley Water District access to the site for maintenance and construction of water pipelines and appurtenances located at 3104 East Bonanza Road commonly known as East City Service Center, APN 139-25-802-006 - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and investments
20. Approval of renewal of City's required letter of credit in the amount of \$10,508,000 for workers compensation claims (\$52,204.33 - Employee Benefits Internal Service Fund)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

21. Approval of a Special Event Alcoholic Beverage License for Emerald Home Furnishings, Location: 475 South Grand Central Parkway, Suite 1350, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Kristina Kathman - Ward 5 (Weekly)
22. Approval of a Special Event Alcoholic Beverage License for The Howard Elliott Collection, Location: 495 South Grand Central Parkway, Suite 332, Dates: January 29, 2007 - February 2, 2007, Type: Special Event Beer/Wine/Cooler, Event: World Market Center Trade Show, Responsible Person in Charge: Alexis Baize - Ward 5 (Weekly)
23. Approval of a Special Event Alcoholic Beverage License for Roxana Pineda, Location: East Las Vegas Community Center, 250 North Eastern Avenue, Date: January 20, 2007, Type: Special Event Beer/Wine/Cooler, Event: Sweet 15th Birthday, Responsible Person in Charge: Julio Giron - Ward 3 (Reese)
24. Approval of a Special Event Alcoholic Beverage License for World Market Center LLC, Location: 495 South Grand Central Parkway, Floors 1 through 10, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Gerry Sawyer and Laurie Dorrough - Ward 5 (Weekly)
25. Approval of a Special Event Alcoholic Beverage License for World Market Center LLC, Location: 475 South Grand Central Parkway, Floors 1 through 16, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Gerry Sawyer and Laurie Dorrough - Ward 5 (Weekly)
26. Approval of a new Beer/Wine/Cooler On-sale License, Pei Wei Asian Diner, Inc., dba Pei Wei Asian Diner, 7175 West Lake Mead Boulevard, Suite 115, Russell G. Owens, Dir, Pres, Sec, Treas, CFO and Richard L. Federico, Dir, CEO - Ward 1 (Tarkanian)
27. Approval of Change of Name and Change of Type of Ownership for a Massage Establishment License, From: Sydney Houseal, dba Cipriani Day Spa, To: La Bella Day Spa & Salon, Inc., dba La Bella Day Spa & Salon, Inc., 7045 West Ann Road, # 130, Sydney Bales, Dir, Pres, Treas, Secy, 100% - Ward 6 (Ross)
28. Approval of a Special Event Alcoholic Beverage License for Eastern Accents, Location: World Market Center, 475 South Grand Central Parkway, Suite 370, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Cathy Bayliss - Ward 5 (Weekly)
29. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots, United Coin Machine Co., db at Andy Capz Pub, 1631 North Decatur Boulevard - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

30. Approval of revision of Purchase Order No. 228957 for the Development, Administration and Scoring of Hiring Exams for Fire Captain and Fire Battalion Chief - Departments of Human Resources and Fire and Rescue - Award recommended to: HARGIS & ASSOCIATES (\$51,125.56 - General Fund)
31. Approval of Modification No. 1 to Contract No. 050645, Engineering Design Services for the Las Vegas Wash Trail, Phase II (Owens Avenue to Stewart Avenue) - Department of Public Works - Award recommended to: BERRYMAN & HENIGAR (\$113,560 - Road and Flood Capital Projects Fund) - Ward 3 (Reese)

NEIGHBORHOOD SERVICES - CONSENT

32. Approval to amend and restate the Community Development Block Grant (CDBG) Rehabilitation Agreement between the city of Las Vegas and Economic Opportunity Board of Clark County (EOB) for the purpose of naming Lutheran Social Services as successor in interest and transferring title to the property located at 415 W. Adams and 618 W. Washington, Las Vegas, Nevada to Lutheran Social Services – Ward 5 (Weekly)
33. Approval of a Subordination Agreement placing Allied Irish Banks in first position as the Senior Deed of Trust and the city of Las Vegas in second position on the property located at 921 S. Main Street to support establishment of a \$24 million line of credit for the construction of Opportunity Village new campus at Patrick Lane and Jones Boulevard – Ward 1 (Tarkanian)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Dwyer Engineering on behalf of Raymond L. Moore and Junie Moore, owners (southwest corner of Red Coach Avenue and Grand Canyon Drive, APNs 138-06-202-002 and -015) - County (near Ward 6 - Ross)
35. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Art Consulting Engineers on behalf of Daniel Arnold, owner (southwest corner of Craig Road and Valadez Street, APN 138-04-701-004) - County (near Ward 4 - Brown)
36. Approval of an Encroachment Request from The Rogich Communications Group on behalf of the Las Vegas Valley Water District, owner (Valley View Boulevard between Charleston Boulevard and US-95) - Ward 1 (Tarkanian)
37. Approval of Supplemental No. 2 to Interlocal Contract 421b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for Washington Avenue, Durango Drive to Buffalo Drive - Ward 2 (Wolfson)
38. Approval of Supplemental No. 3 to Interlocal Contract 389c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Jones Boulevard, Beltway to Elkhorn Road project - Ward 6 (Ross)
39. Approval of Supplemental No. 5 to Interlocal Contract 401e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Durango Drive, Westcliff Drive to Vegas Drive project - Ward 2 (Wolfson)
40. Approval of Supplemental No. 4 to Interlocal Contract 387d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Tenaya Way, Beltway to Elkhorn Road project - Ward 6 (Ross)
41. Approval of Second Supplemental Interlocal Contract LAS10X05 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFC) to extend the date of completion for the Ann Road Detention Basin Facilities (CAM 10 Detention Basin) - Ward 6 (Ross)
42. Approval of Third Supplemental Interlocal Contract LAS22A03 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFC) to extend the date of completion for the Decatur/Elkhorn/Rainbow System - Ward 6 (Ross)
43. Approval of Fifth Supplemental Interlocal Contract LAS10T02 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFC) to extend the date of completion for the Gowan North System - Phase III - Ward 4 (Brown)

RESOLUTIONS - CONSENT

44. R-8-2007 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1506 - Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (\$1,850,000 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

45. Report from the City Manager on Emerging Issues
46. Report and possible action related to the Las Vegas Strategic Plan Priorities concerning "Aggressively attract and retain diverse businesses" and "Provide an open government which allows access, participation and respectful communication" - All Wards
47. Discussion and possible action on the 2007 Federal Legislative Agenda

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

48. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning codes, Bor Vada, LP, dba On The Border, 5630 Centennial Center Boulevard, GenBusiness Corporation, General Partner, 5%, John D. Gantes, Principal, Yanni Capital Business Partnership, LP, Limited Partner, 95%, John D. and Linda R. Gantes, Community Property Trust, Principal - Ward 6 (Ross)
49. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License, From: Golden Wok Restaurant, Inc., dba Golden Wok Restaurant (Non-operational), 504 South Decatur Boulevard, Koon K. Chang, Pres, Yuk C. Chan, Secy and Kwok W. Cheng, Treas, To: Culture Club of Las Vegas, LLC., dba Polly Esther's, 2000 South Las Vegas Boulevard, Andrew W. Adelman, 33.3%, Robert M. Watman, 33.3% and Bamny, LLC., Timothy T. Ouellette, 33.3% - Ward 3 (Reese)
50. ABEYANCE ITEM - Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License, David R. Silvaggio, 9330 West Sahara Avenue, #250 - Ward 2 (Wolfson)
51. Discussion and possible action regarding a Three Month Review of a Tavern License, Nevada Receivership, LLC, dba Crazy Horse Too, 2476 Industrial Road, Michael J. Signorelli, Managing Mmbr, 100% - Ward 3 (Reese)
52. Discussion and possible action Temporary Approval of a new Tavern-limited License subject to Health Dept. regulations, Metro Relic, LLC, dba Kismet, 105 South Las Vegas Boulevard, Marianne Kain-Moran, Managing Mmbr and Jane Pike, Mmbr - Ward 5 (Weekly)
53. Discussion and possible action regarding Temporary Approval of a new Liquor Caterer License subject to the provisions of the planning and fire codes and Health Dept. regulations, Maria & Roman Enterprises, dba Sirena's Garden, 5243 West Charleston Boulevard, Suites 2 & 3, Maria Rodriguez, Dir, Secy, Pres, Treas, 50% jointly with spouse and Roman Rodriguez, Dir, Secy, 50% jointly with spouse - Ward 1 (Tarkanian)
54. Discussion and possible action regarding a Six Month Review of Change of Ownership and Change of Business Name for a Tavern License, Concorde Gaming, LLC, dba Concorde Gaming, LLC, 235 South Main Street, Michael R. Treanor, Managing Mmbr, 100% - Ward 3 (Reese)
55. Discussion and possible action regarding a Six Month Review of a Temporary Approval of Change of Ownership and Business Name for a Tavern License subject to the provisions of the fire and planning codes, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Concorde Gaming, LLC, dba Concorde Gaming, LLC, 19 Lewis Avenue, Michael R. Treanor, Jr., Managing Mbr, 100% - Ward 3 (Reese)

56. Discussion and possible action regarding Temporary Approval of Change of Ownership and Change of Name for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Rudolfco, LLC, dba Rudolfco, LLC, 19 Lewis Avenue, Stephen Malter, Managing Mmbr, 100% - Ward 3 (Reese)
57. Discussion and possible action regarding Temporary Approval of a new Gift Basket Limited License subject to the provisions of the planning and fire codes, Le Basket Rouge, dba Le Basket Rouge, 9440 West Sahara Avenue, Kelly L. DiCanio, Dir, Pres, 50% jointly with spouse and Leonardo M. DiCanio, Treas, Secy, 50% jointly with spouse - Ward 2 (Wolfson)
58. Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Yue Dai, dba A Jade Garden, 6706 West Cheyenne Avenue, Yue Dai, 100% - Ward 4 (Brown)
59. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the fire codes, Aposseadesse II, LLC, dba Massage Envy, 7140 North Durango Drive, Suites 130 & 140, Franchesta Marbury-Hammonds, Mgr, Mmbr, 60% and Jay Coates, Mgr, Mmbr, 40% - Ward 6 (Ross)
60. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Tri-Source Inc., dba Solis Salon, 2227 South Rainbow Boulevard, Melody A. Liddle, 100% - Ward 1 (Tarkanian)
61. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License, From: Wuff, LLC, dba Andy Capz Pub, John R. Huff, Mgr, Mmbr, 57% and Todd P. Wellman, Mgr, Mmbr, 43%, To: Miklis Corp, dba Andy Capz Pub, 1631 North Decatur Boulevard, Michael L. Biegacz, Dir, Pres, 50% jointly with spouse and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% jointly with spouse - Ward 5 (Weekly)

RESOLUTIONS - DISCUSSION

62. R-9-2007 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the Redevelopment Agency and At Home Simplicity, LLC, d/b/a Uptown Motel, located at 813 East Ogden Avenue (APN 139-34-612-048), to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 5 (Weekly) [NOTE: This item is related to RDA Items 4 (RA-3-2007) and 5]
63. R-10-2007 - Discussion and possible action of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$245,052 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
64. R-11-2007 - Discussion and possible action 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. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$245,052 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

65. Bill No. 2006-70 – Amends the legal description and map describing and depicting the boundaries of the Pedestrian Mall to reflect certain street vacation actions. Proposed by: Bradford R. Jerbic, City Attorney
66. Bill No. 2006-71 – Adopts provisions regarding the use of public streets for motorized racing events. Sponsored by: Councilman Gary Reese and Councilman Lawrence Weekly

67. Bill No. 2006-72 – Adopts the 2005 Edition of the National Electrical Code, together with amendments and supplementary material. Proposed by: Paul K. Wilkins, Director of Building and Safety
68. Bill No. 2006-73 – Adopts the 2006 Edition of the Southern Nevada Pool Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
69. Bill No. 2006-74 – Adopts the 2006 Edition of the Uniform Mechanical Code, together with amendments thereto, as the City's Mechanical Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
70. Bill No. 2006-75 – Adopts the 2006 Edition of the Uniform Plumbing Code, together with amendments thereto, as the City's Plumbing Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
71. Bill No. 2006-76 – Adopts the 2006 Edition of the International Energy Conservation Code, along with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety
72. Bill No. 2006-77 – Adopts the 2006 Editions of the International Building Code and the International Residential Code, together with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety
73. Bill No. 2006-78 – Updates the City's Administrative Code, relating to the administration of the various building and technical codes. Proposed by: Paul K. Wilkins, Director of Building and Safety
74. Bill No. 2006-79 – Allows small wind energy systems as a conditional use in the R-A, R-E and R-D Zoning Districts. Sponsored by: Councilman Steven D. Ross
75. Bill No. 2006-80 - Ordinance Creating Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Sponsored by: Step Requirement
76. Bill No. 2006-81 - Grants to Nevada Power Company, a Nevada Corporation, a non-exclusive franchise to install, operate and maintain an electrical distribution system to provide electrical service to consumers within the City subject to and in accordance with the terms and conditions of the Franchise Agreement between the City and Nevada Power Company. Proposed by: Mark R. Vincent, Director of Finance and Business Services [NOTE: This item will be trailed to be heard immediately following the public hearing (Item 84) in the afternoon session]

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.

77. Bill No. 2007-1 - Levies Assessment for Special Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road). Sponsored by: Step Requirement
78. Bill No. 2007-2 - Levies Assessment for Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights. Sponsored by: Step Requirement
79. Bill No. 2007-3 – Annexation No. ANX-12215 – Property location: On the north and south sides of I-215 (Clark County Highway 215), between Shaumber Road and Fort Apache Road; Petitioned by Southwest Desert Equities, LLC, et al.; Acreage: Approximately 259 acres; Zoned: R-E and P-F (County zoning), U (R), U (RNP), U (L), U (P-F) and C-V (City equivalents). Sponsored by: Councilman Steven D. Ross
80. Bill No. 2007-4 – Clarifies and standardizes the provisions that govern the expiration and termination of zoning-related applications and approvals. Proposed by: M. Margo Wheeler, Director of Planning and Development

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

81. 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

82. Hearing to consider the appeal regarding the Notice and Declaration of Chronic Nuisance located at 1919 Fremont Street.
PROPERTY OWNER: JOSE E. & AZALEA PERAL - Ward 3 (Reese)
83. Public hearing on local improvement district for Special Improvement District No. 1506 - Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (\$1,970,000 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
84. Public hearing to determine the advisability of granting an electrical distribution service franchise to Nevada Power Company, pursuant to the purpose, character, term, time and conditions of the proposed franchise agreement - All Wards

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

85. EOT-18434 - APPLICANT: TANEY ENGINEERING - OWNER: ROBERT EHRLICH - Request for an Extension of Time of an approved Rezoning (ZON-4554) FROM R-E (RESIDENCE ESTATES) TO R-PD9 (RESIDENTIAL PLANNED DEVELOPMENT - 9 UNITS PER ACRE) on 15.89 acres adjacent to the south side of Owens Avenue, approximately 630 feet west of Lamb Boulevard (APN 140-30-503-001 and 002), Ward 3 (Reese). Staff recommends APPROVAL
86. EOT-18350 - APPLICANT/OWNER: ARIZONA INVESTORS, LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-5723) THAT ALLOWED A TAVERN at 7045 North Durango Drive (APN 125-20-114-007), T-C (Town Center) Zone, Ward 6 (Ross). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

87. DIR-18634 - APPLICANT: TRIPLE FIVE NEVADA DEVELOPMENT - OWNER: BOCA FASHION VILLAGE - Request TO ALLOW THE OPERATION OF FOUR WATER FEATURES WHICH TOTAL 1,354.9 SQUARE FEET at an existing retail development on 6.04 acres at 680 South Rampart Boulevard (APN 138-32-312-005 and 008), Ward 2 (Wolfson). Staff recommends APPROVAL
88. VAR-17998 - PUBLIC HEARING - APPLICANT: LASCAL CORPORATION - OWNER: MARIA FERRA - Request for a Variance TO ALLOW 15 PARKING SPACES WHERE 23 SPACES ARE REQUIRED FOR A PROPOSED RESTAURANT WITH DRIVE-THROUGH on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL

89. SDR-17999 - PUBLIC HEARING - APPLICANT: LASCAL CORPORATION - OWNER: MARIA FERRA - Request for a Site Development Plan Review FOR A PROPOSED 2,227 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH AND A WAIVER TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG INTERIOR LOT LINES WHERE 8 FEET IS REQUIRED AND A 5-FOOT LANDSCAPE BUFFER WHERE 15 FEET IS REQUIRED ALONG PUBLIC RIGHT-OF-WAY on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL
90. SUP-18001 - PUBLIC HEARING – APPLICANT/OWNER: LESLIE DIANE - Request for a Special Use Permit FOR A PROPOSED PACKAGE LIQUOR ESTABLISHMENT at 625 South Las Vegas Boulevard (APN 139-34-410-182), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-1 vote) and staff recommend APPROVAL
91. SUP-18032 - PUBLIC HEARING - APPLICANT/OWNER: VIOLET SAHAKYAN - Request for a Special Use Permit FOR A PROPOSED CHILD CARE CENTER at 5150 North Jones Boulevard (APN 125-36-301-001), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (5-0 vote) and staff recommend APPROVAL
92. GPA-16511 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request to Amend a portion of the Southwest Sector Plan of the Master Plan FROM: ML (MEDIUM-LOW DENSITY RESIDENTIAL) TO: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
93. ZON-16519 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) UNDER RESOLUTION OF INTENT TO R-PD8 (RESIDENTIAL PLANNED DEVELOPMENT - 8 UNITS PER ACRE) TO: R-PD12 (RESIDENTIAL PLANNED DEVELOPMENT - 12 UNITS PER ACRE) on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
94. VAR-16525 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Variance TO ALLOW 35,642 SQUARE FEET OF OPEN SPACE WHERE 53,370 SQUARE FEET IS THE MINIMUM REQUIRED on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), R-1 (Single Family Residential) Zone under Resolution of Intent to R-PD8 (Residential Planned Development - 8 Units Per Acre) Zone [PROPOSED: R-PD12 (Residential Planned Development – 12 Units Per Acre) Zone], Ward 5 (Weekly). NOTE: THIS APPLICATION IS BEING AMENDED FROM 35,642 SQUARE FEET OF OPEN SPACE WHERE 53,370 SQUARE FEET IS THE MINIMUM REQUIRED TO 33,226 SQUARE FEET OF OPEN SPACE WHERE 55,321 SQUARE FEET IS THE MINIMUM REQUIRED. The Planning Commission (7-0 vote) and staff recommend DENIAL
95. SDR-16522 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Site Development Plan Review FOR A PROPOSED 77-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), R-1 (Single Family Residential) Zone under Resolution of Intent to R-PD8 (Residential Planned Development - 8 Units Per Acre) Zone [PROPOSED: R-PD12 (Residential Planned Development - 12 Units Per Acre) Zone], Ward 5 (Weekly). NOTE: THIS APPLICATION IS BEING AMENDED TO INCLUDE PROPOSED THREE-STORY DEVELOPMENT. The Planning Commission (7-0 vote) and staff recommend DENIAL
96. 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
97. 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

98. 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
99. 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
100. 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
101. ZON-17740 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Rezoning FROM: R-4 (HIGH DENSITY RESIDENTIAL) TO: R-5 (APARTMENT) on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
102. VAR-17741 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW 150 PARKING SPACES WHERE 425 SPACES ARE REQUIRED IN CONJUNCTION WITH A PROPOSED APARTMENT DEVELOPMENT on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
103. VAR-17742 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW A PROPOSED APARTMENT BUILDING TO BE EIGHT FEET FROM THE NORTH PROPERTY LINE WHERE THE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A SETBACK OF 198 FEET AND TO ALLOW TRASH ENCLOSURES TO BE 10 FEET FROM RESIDENTIALLY ZONED PROPERTY WHERE 50 FEET IS THE MINIMUM SETBACK REQUIRED on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
104. VAR-17743 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW A PROPOSED APARTMENT BUILDING TO BE ZERO FEET FROM THE WEST PROPERTY LINE WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED, ZERO FEET FROM THE EAST PROPERTY LINE WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED, ZERO FEET FROM THE SOUTH PROPERTY LINE WHERE FIVE FEET IS THE MINIMUM SETBACK REQUIRED AND TO ALLOW A BUILDING HEIGHT OF 66 FEET WHERE 55 FEET IS THE MAXIMUM HEIGHT ALLOWED on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL

- 105.VAC-17744 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Petition to Vacate a portion of an existing alley generally located north of Bridger Avenue, 140 feet east of Tenth Street, Ward 5, (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 106.SDR-17745 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Site Development Plan Review for a PROPOSED 300 UNIT, 66 FOOT HIGH, SIX STORY APARTMENT BUILDING AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFERING STANDARDS FOR ZERO FEET OF LANDSCAPING WHERE TEN FEET IS REQUIRED ALONG THE SOUTHERN, EASTERN, AND WESTERN PERIMETER AND TO ALLOW FIVE FEET OF LANDSCAPING WHERE SIX FEET IS REQUIRED ALONG A PORTION OF THE NORTHERN PERIMETER on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 107.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
- 108.VAR-16505 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ALVY COOK - Appeal filed by the applicant from the denial by the Planning Commission of a request for a Variance TO ALLOW A FIVE-FOOT REAR YARD SETBACK WHERE 15 FEET IS THE MINIMUM SETBACK REQUIRED FOR A PROPOSED ROOM ADDITION at 1117 Strong Drive (APN 162-05-511-005), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 109.VAR-14734 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - This is an Appeal filed by the applicant from the denial by the Planning Commission of a request for a Variance TO ALLOW PROPOSED SIX FOOT HIGH BLOCK WALLS IN THE FRONT YARD WHERE FOUR FEET IS THE MAXIMUM HEIGHT ALLOWED on 0.63 acres located on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U [(Undeveloped) Zone, R (Rural) General Plan Designation], Ward 2 (Wolfson). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 110.VAR-16769 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - Request for a Variance TO ALLOW A PROPOSED SINGLE FAMILY DWELLING TO BE FIVE FEET FROM THE SIDE PROPERTY LINE WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED on 0.63 acres located on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U [(Undeveloped) Zone, R (Rural) General Plan Designation], Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 111.SUP-15027 - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - Request for a Special Use Permit FOR A PROPOSED 80-FOOT HIGH AMATEUR RADIO ANTENNA TOWER on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U (Undeveloped) Zone [R (Rural) General Plan Designation], Ward 2 (Wolfson). The Planning Commission (5-0 vote) and staff recommend DENIAL
- 112.SUP-17551 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: FAMOUS UNCLE AL'S HOT DOGS - OWNER: VIRGIN TERRITORY, LLC - Request for a Special Use Permit FOR A PROPOSED BEER/WINE/COOLER ON-SALE ESTABLISHMENT IN CONJUNCTION WITH A PROPOSED RESTAURANT at 6020 West Craig Road (APN 138-02-611-006), R-E (Residence Estates) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Ross). NOTE: THE CORRECT ADDRESS IS 6010 WEST CRAIG ROAD, SUITE #110. The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.SUP-17729 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MARK JAGET - OWNERS: RICHARD WEISBANT FAMILY TRUST AND 3RD GASS PARTNERS, LLC - Request for a Special Use Permit TO ALLOW A MIXED-USE DEVELOPMENT adjacent to the northeast corner of Gass Avenue and 3rd Street (APNs 139-34-410-112 & 139-34-410-113), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-3 vote) recommends DENIAL. Staff recommends APPROVAL

- 114.SDR-17731 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MARK JAGET - OWNERS: RICHARD WEISBANT FAMILY TRUST AND 3RD GASS PARTNERS, LLC - Request for a Site Development Plan Review FOR A FIVE STORY MIXED-USE DEVELOPMENT WITH 30 APARTMENTS AND 2,200 SQUARE FEET OF RETAIL AND A WAIVER OF THE DOWNTOWN CENTENNIAL PLAN BUILDING STEPBACK REQUIREMENT on 0.31 acres adjacent to the northeast corner of Gass Avenue and 3rd Street (APNs 139-34-410-112 & 139-34-410-113), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-3 vote) recommends DENIAL. Staff recommends APPROVAL
- 115.SDR-17717 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEWART/NELLIS PARTNERS, LLC - Request for a Site Development Plan Review FOR AN 84,245 SQUARE FOOT SHOPPING CENTER on 7.81 acres on property adjacent to the northwest corner of Nellis Boulevard and Stewart Avenue, (APN 140-32-601-005), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 116.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
- 117.ROC-18341 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WAGNER HOMES, INC. - Request for a Review of Condition Number 11 of an approved Site Development Plan Review (SDR-2418) TO REMOVE THE CONDITION THAT REQUIRED ANY PROPERTY LINE WALL SHALL BE A DECORATIVE BLOCK WALL, WITH AT LEAST 20 PERCENT CONTRASTING MATERIALS. WALL HEIGHTS SHALL BE MEASURED FROM THE SIDE OF THE FENCE WITH THE LEAST VERTICAL EXPOSURE ABOVE THE FINISHED GRADE, UNLESS OTHERWISE STIPULATED. ALL PERIMETER WALLS, INCLUDING A COMBINATION OF RETAINING AND SCREEN WALLS, SHALL NOT EXCEED EIGHT FEET IN HEIGHT, MEASURED FROM THE BASE OF THE RETAINING WALL, WITHOUT THE APPROPRIATE STEPBACKS for an approved residential subdivision on 10.80 acres adjacent to the southeast corner of Alexander Road and Fort Apache Road (APN 138-08-116-020 and 021) R-PD5 (Residential Planned Development - 5 Units Per Acre) Zone, Ward 4 (Brown). Staff recommends DENIAL
- 118.ZON-16179 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL) TO: C-1 (LIMITED COMMERCIAL) on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 119.VAR-16181 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 56.25 FEET WHERE 77.25 FEET IS THE MINIMUM REQUIRED AND TO ALLOW A TRASH ENCLOSURE TO BE PLACED 6 FEET FROM RESIDENTIAL PROPERTY WHERE 50 FEET IS THE MINIMUM REQUIRED on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (MEDIUM DENSITY RESIDENTIAL) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE AND TO REDUCE THE FRONT YARD SETBACK TO 15 FEET WHERE A MINIMUM SETBACK OF 20 FEET AND TO REDUCE THE REAR SETBACK 15 FEET WHERE A MINIMUM SETBACK OF 20 FEET IS REQUIRED. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 120.VAR-17191 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Variance TO ALLOW A MINIMUM LOT WIDTH OF 87 FEET WHERE 100 FEET IS THE MINIMUM WIDTH REQUIRED on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (Medium Density Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL

- 121.SDR-16180 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Site Development Plan Review FOR A 3,000 SQUARE FOOT COMMERCIAL BUILDING AND A WAIVER OF THE PERIMETER LANDSCAPE REQUIREMENTS on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (Medium Density Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 122.ZON-17242 - PUBLIC HEARING – APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 123.VAR-17244 - PUBLIC HEARING - APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Variance TO ALLOW A RESIDENTIAL PLANNED DEVELOPMENT ON 2.86 ACRES WHERE FIVE ACRES IS THE MINIMUM REQUIRED on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre) Zone], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 124.SDR-17247 - PUBLIC HEARING - APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Site Development Plan Review FOR A PROPOSED FIVE-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT AND A WAIVER OF THE STREETScape REQUIREMENTS on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre) Zone], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 125.RQR-18663 - PUBLIC HEARING - APPLICANT/OWNER: LAS VEGAS ASSOCIATES, DBA WILSHIRE - Required Five Year Review of an approved Variance (V-0031-00) THAT ALLOWED THIRTY SEVEN (37) PARKING SPACES WHERE SIXTY FIVE (65) ARE THE MINIMUM PARKING SPACES REQUIRED FOR A PROPOSED BANQUET FACILITY at 5243 West Charleston Boulevard, Suites 2 and 3 (APN 163-01-501-007), C-1 (Limited Commercial), Ward 1 (Tarkanian). Staff recommends APPROVAL
- 126.VAR-17127 - PUBLIC HEARING - APPLICANT/OWNER: PICERNE PROVIDENCE II, LLC - Request for a Variance TO ALLOW 926 PARKING SPACES WHERE 937 PARKING SPACES IS THE MINIMUM NUMBER OF PARKING SPACES REQUIRED on 18.98 acres at 6851 North Hualapai Way (APN 126-24-610-004), PD (Planned Development) Zone and U (Undeveloped) Zone [PCD (Planned Community Development) Land Use Designation under Resolution of Intent to PD (Planned Development) Zone] [Medium Density Residential Cliff's Edge Special Land Use Designation], Ward 6 (Ross). NOTE: THIS APPLICATION IS BEING AMENDED FROM 926 PARKING SPACES TO 918 PARKING SPACES. Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 127.SDR-17128 - PUBLIC HEARING - APPLICANT/OWNER: PICERNE PROVIDENCE II, LLC - Request for a Site Development Plan Review FOR A PROPOSED 124-UNIT ADDITION TO AN APPROVED APARTMENT COMPLEX on 18.98 acres at 6851 North Hualapai Way (APN 126-24-610-004), PD (Planned Development) Zone and U (Undeveloped) Zone [PCD (Planned Community Development) Land Use Designation under Resolution of Intent to PD (Planned Development) Zone] [Medium Density Residential Cliff's Edge Special Land Use Designation], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 128.VAR-17871 - PUBLIC HEARING - APPLICANT: DEJA VU'S LITTLE DARLINGS - OWNER: ARTHUR G. AND JEAN M. GRANT - Request for a Variance TO ALLOW A PROPOSED 80-FOOT DOUBLE FACE 2,470 SQUARE-FOOT FREESTANDING SIGN WHERE 720 SQUARE FEET IS THE MAXIMUM ALLOWED on 2.46 acres at 1508 Western Avenue (APN 162-04-602-010), M (Industrial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 129.SDR-17312 - PUBLIC HEARING - APPLICANT: DÉJÀ VU'S LITTLE DARLINGS - OWNER: ARTHUR G. AND JEAN M. GRANT - Request for a Site Development Plan Review FOR A PROPOSED 80-FOOT HIGH FREESTANDING SIGN on 2.46 acres at 1508 Western Avenue (APN 162-04-602-010), M (Industrial) Zone, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL

- 130.SUP-17739 - PUBLIC HEARING - APPLICANT: JL PARADISE, LLC - OWNER: MANIJEH DANESHFOROOZ - Request for a Special Use Permit FOR A PROPOSED MASSAGE ESTABLISHMENT AND WAIVERS TO ALLOW A DISTANCE SEPARATION OF 180 FEET FROM AN EXISTING MASSAGE ESTABLISHMENT WHERE 1,000 FEET IS THE MINIMUM REQUIRED AND TO ALLOW NO SEPARATION FROM A RESIDENTIAL USE WHERE 400 FEET IS THE MINIMUM SEPARATION REQUIRED at 2205 South Paradise Road (APN 162-03-413-017), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-0-1 vote) recommends APPROVAL
- 131.SUP-18037 - PUBLIC HEARING – APPLICANT: CAROLLO’S TROPICAL MOTORS, INC. - OWNER: EP DECATUR, LP - Request for a Special Use Permit FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT at 2025 South Decatur Boulevard (APNs 163-01-708-001 and 002), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (4-1 vote) recommends DENIAL. Staff recommends APPROVAL
- 132.SDR-18034 - PUBLIC HEARING – APPLICANT: CAROLLO’S TROPICAL MOTORS, INC. - OWNER: EP DECATUR, LP - Request for a Site Development Plan Review FOR THE ADDITION OF A PROPOSED 1,680 SQUARE-FOOT OFFICE BUILDING TO AN EXISTING MOTOR VEHICLE SALES (NEW) ESTABLISHMENT AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS TO ALLOW A ZERO FOOT LANDSCAPE BUFFER WHERE 15 FOOT AND EIGHT FOOT LANDSCAPE BUFFERS ARE REQUIRED on 3.74 acres at 2025 South Decatur Boulevard (APNs 163-01-708-001 and 002), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (4-1 vote) and staff recommend DENIAL
- 133.VAC-18045 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUITANIA CORPORATION - Petition to Vacate a 24-foot section of a public right-of-way radius corner generally located at the northeast corner of Main Street and Bonanza Road, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 134.SDR-18025 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUITANIA CORPORATION - Request for a Major Modification to an approved Site Development Plan Review (SDR-8649) FOR A PROPOSED ADDITION OF A 2,600 SQUARE-FOOT RESTAURANT AND AN ADDITION OF 40 FEET IN HEIGHT OF AN APPROVED MIXED-USE DEVELOPMENT AND TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 57 FEET WHERE 375 FEET IS THE MINIMUM REQUIRED on 2.87 acres at the northeast corner of Main Street and Bonanza Road (APNs 139-27-810-001, 002, 003, 004 and 139-27-707-008, 046 through 051), R-2 (Medium-Low Density Residential) Zone and C-M (Commercial/Industrial) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 135.ROC-18046 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUATANIA CORP. - Request for a Review of Condition Number 3 of an approved Rezoning (Z-0046-02) TO ALLOW A RADIUS OF 30 FEET WHERE 54 FEET WAS REQUIRED ON THE NORTHWEST CORNER OF BONANZA ROAD AND MAIN STREET (APNs 139-27-810-001, 002, 003, 004 and 139-27-707-008 and 139-27-712-046 through 051, C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends APPROVAL
- 136.ROC-18953 - PUBLIC HEARING - APPLICANT: CITY OF LAS VEGAS - OWNER: SVS PROPERTIES, LTD, LLC - Request for a Review of Condition to delete Condition Number 4 of an approved Site Development Plan Review (SDR-17211) which stated that AN ADDITIONAL TWO LOADING SPACES SHALL BE ADDED TO THE SITE IN ACCORDANCE WITH TITLE 19.10 STANDARDS on 1.46 acres at 700 East Charleston Boulevard (APN 162-03-501-003), P-R (Professional Office and Parking) Zone, Ward 3 (Reese). Staff recommends APPROVAL

SET DATE

- 137.Set date on any appeals filed or required public hearings from the City Planning Commission Meetings, Centennial Hills Architectural Review Committee and Dangerous Building or Nuisance/Litter Abatements

CITIZENS PARTICIPATION

138. 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
SIGNATURE

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

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Paula Clark
SIGNATURE

10 day of January, 2007

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

 PAULA CLARK
Notary Public State of Nevada
No. 00-60678-1
My appt. exp. Jan. 11, 2009

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

SUBJECT:

CALL TO ORDER

Minutes:

MAYOR GOODMAN called the meeting to order at 9:05 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), CITY CLERK BARBARA JO RONEMUS and CHIEF DEPUTY CITY CLERK BEVERLY K. BRIDGES

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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: JANUARY 17, 2007

SUBJECT:

INVOCATION – CHAPLAIN STEVE SANSON, VETERANS AND POLITICS
INTERNATIONAL

Minutes:

CHAPLAIN STEVE SANSON, Veterans in Politics International, gave the invocation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

SUBJECT:
PLEDGE OF ALLEGIANCE

Minutes:
MAYOR GOODMAN led the audience in the Pledge.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF THE EMPLOYEE OF THE MONTH

BACKUP DOCUMENTATION:

Submitted after meeting – copy of Employee of the Month January 2007 certificate

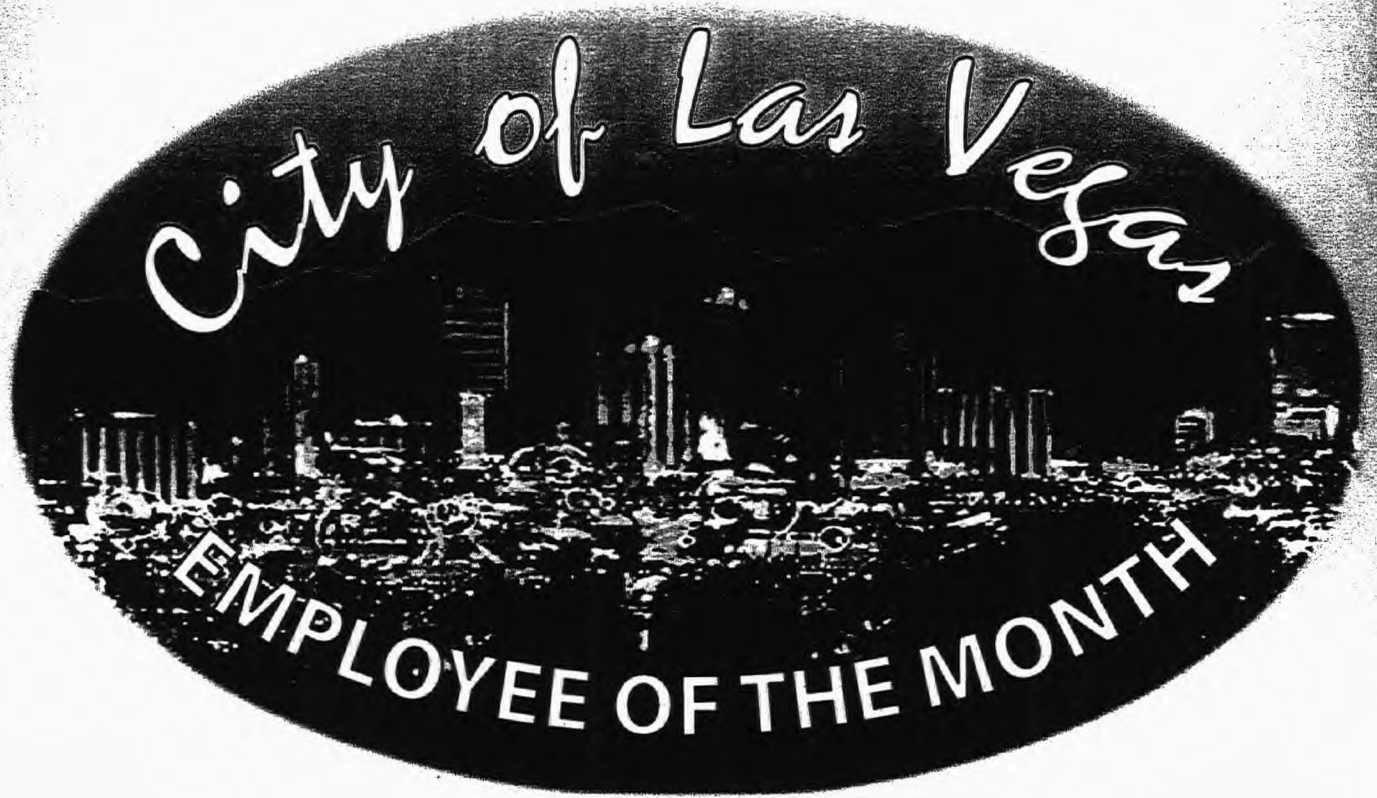
Minutes:

No motion required. A presentation was made.

MAYOR GOODMAN called forward MARGO WHEELER, Director of Planning and Development, and recognized GREG KAPOVICH, Planner, as Employee of the Month for January 2007 for recommending a new system for providing appointments for those who submit development plans, as well as the utilization of an express window. This appointment system is greatly increasing productivity. He also has a wonderful, helpful attitude towards other staff members.

MS. WHEELER said it is a pleasure to have a new employee make such a big impact.

MR. KAPOVICH, who was joined by his parents and girlfriend, accepted the Employee of the Month plaque and said he was greatly honored. He thanked MS. WHEELER for hiring him, as well as his parents and girlfriend for standing by him.



Greg Kapovich

January 2007

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 P. Hall".

DEPUTY CITY MANAGER

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF THE SENIOR OF THE QUARTER

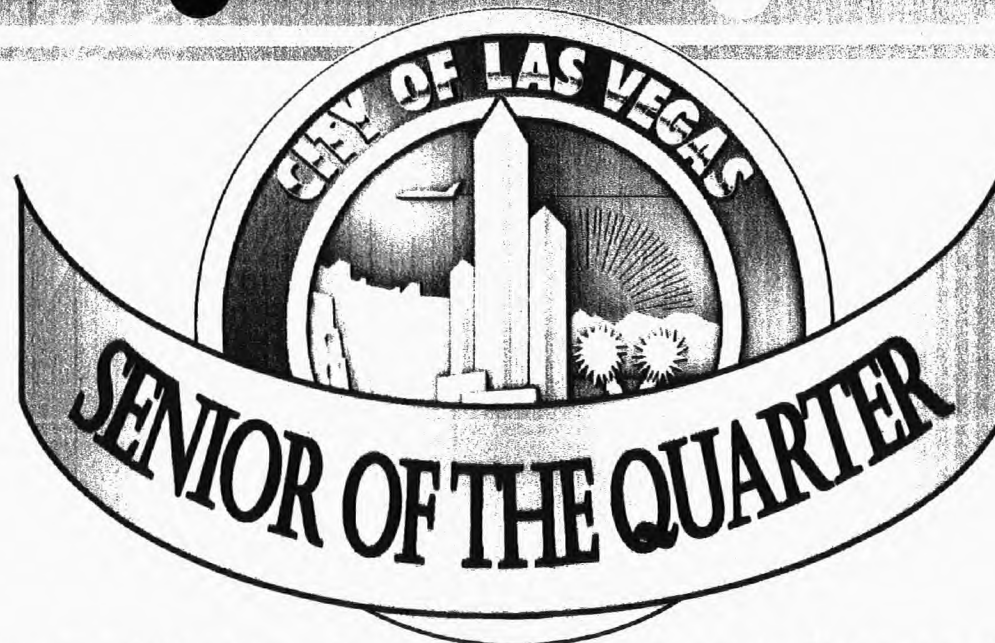
BACKUP DOCUMENTATION:

Submitted after meeting – copy of Senior of the Quarter certificate for Alice E. Morris

Minutes:

No motion required. A presentation was made.

MAYOR GOODMAN called forward BOB GOLDSTEIN, Chair of the Senior Citizens Advisory Board, who announced that the Senior of the Quarter is ALICE E. MORRIS. She was nominated by the Archie Grant residents for making a difference in the community by devoting her time to care for seniors that cannot care for themselves. Unfortunately, MS. MORRIS could not be present, because she is in the hospital. Therefore, DOLORES AGRULIA came forward and accepted the plaque.



The Mayor and City Council in recognition of your outstanding community service
hereby present this award to

Alice E. Morris

This the 17th day of January two thousand and seven
with their sincere thanks and appreciation.

Mayor Oscar B. Goodman

Mayor Pro Tem Gary Reese

Councilman Lawrence Weekly

Councilwoman Lois Tarkanian

Councilman Larry Brown

Councilman Steve Wolfson

Councilman Steven D. Ross

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF NATIONAL MENTORING MONTH

BACKUP DOCUMENTATION:

Submitted after meeting – copy of Proclamation for National Mentoring Month and copies of Certificates of Recognition presented to the Latin Chamber of Commerce, the "I Have a Dream" Foundation and 100 Black Men Las Vegas Nevada Chapter

Minutes:

No motion required. A presentation was made.

COUNCILMAN BROWN and WEEKLY recognized National Mentoring Month.

COUNCILMAN BROWN stated that the theme for January 2007 is "Pass It On, Mentor a Child." The Mentor Program from Harvard University, in collaboration with the Corporation for National and Community Service, has held this annual tradition for many years, with the goal of honoring those in communities throughout the country that give their time and talents to those young people that desperately need guidance and wisdom. He cited some statistics about the positive impacts of mentoring youth.

Representatives from the following organizations were called forward: Big Brothers/Big Sisters of Southern Nevada, Nevada Youth Alliance, Fitzgerald's Casino/Hotel, Southern Nevada Community Gang Task Force, Latin Chamber of Commerce for the H.E.A.R.T. Mentoring Program, "I Have a Dream" Foundation and 100 Black Men Las Vegas Nevada Chapter.

ERIN CORNELIUS, Big Brothers/Big Sisters, received the Proclamation proclaiming January 2007 National Mentoring Month. She stated that Big Brothers/Big Sisters has existed for over 100 years. RICK McGOW, Chair of the Big Brothers/Big Sisters Board, noted that a lot of people value their possessions, but most valuable is what people give to others, especially when they give of their time.

COUNCILMAN WEEKLY then presented a Certificate of Recognition to: SYLVIA VASQUEZ of the Latin Chamber of Commerce for the H.E.A.R.T. Mentoring Program, ELIZABETH HARPER of the "I Have a Dream" Foundation and KEN WILLIAMS of the 100 Black Men Las Vegas Nevada Chapter. The representatives of these organizations expressed their appreciation for the many kind and giving people of Las Vegas that give so much of their time.

JERRY SIMON, Southern Nevada Community Gang Task Force, gave special recognition to DAVID OSMOND of the Nevada Youth Alliance for being one of the busiest mentors in all of Nevada, covering areas from Reno to Southern Nevada. He is a mentor that has found a way to spark a mentoring interest in other people.

Proclamation

WHEREAS; *During National Mentoring Month, we honor the caring individuals across our cities and county who are committed to helping the next generation of Americans reach their full potential; and*

WHEREAS; *Mentors help teach important skills that are necessary for a healthy, successful life, help shape the character of our young people, and instill compassion and responsibility in our children to help motivate them to do their best in school by providing leadership and guidance that inspires these young people to set high goals and helps them achieve a bright future; and*

WHEREAS; *The Council is committed to helping the next generation realize the promise of our Community through Big Brothers Big Sisters of Southern Nevada, Nevada Youth Alliance and their many formidable partners, and in so doing are providing opportunities for mentors to connect with children in schools, after-school programs, and community groups; and*

WHEREAS; *The annual Mentoring Above & Beyond initiative raises awareness about the challenges facing our youth and encourages adults to connect with youth in three key areas: family, school, and community while supporting community partnerships that develop opportunities for mentoring and positive youth development; and*

THEREFORE; *The Mayor and Las Vegas City Council call upon the people of the Las Vegas to recognize the importance of mentoring, to look for opportunities to serve as mentors in their communities, and to observe this month with appropriate activities and programs; we do hereby proudly proclaim*

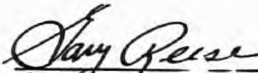
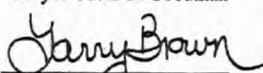
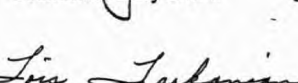
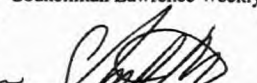
January 2007

National Mentoring 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

City of Las Vegas
in Recognition of

Certificate of Recognition

Presented To

***Latin Chamber of Commerce
H.E.A.R.T. Mentoring Program***

In recognition of

National Mentorship Month
JANUARY 2007

We commend your commitment
& dedication to our community.

ON BEHALF OF:

***Mayor Oscar B. Goodman
Gary Reese, Mayor Pro-Tem, Councilman Larry Brown,
Councilman Lawrence Weekley, Councilman Steve Wolfson,
Councilwoman Lois Tarkanian & Councilman Steven D. Ross***



City of Las Vegas
in Recognition of

Certificate of Recognition

Presented To

"I Have a Dream" Foundation

In recognition of

National Mentorship Month

JANUARY 2007

We commend your commitment
& dedication to our community.

ON BEHALF OF:

Mayor Oscar B. Goodman

*Gary Reese, Mayor Pro-Tem, Councilman Larry Brown,
Councilman Lawrence Weekly, Councilman Steve Wolfson,
Councilwoman Lois Tarkanian & Councilman Steven D. Ross*



City of Las Vegas

in Recognition of

Certificate of Recognition

Presented To

100 Black Men Las Vegas Nevada Chapter

In recognition of

National Mentorship Month

JANUARY 2007

We commend your commitment
& dedication to our community.

ON BEHALF OF:

Mayor Oscar B. Goodman

***Gary Reese, Mayor Pro-Tem, Councilman Larry Brown,
Councilman Lawrence Weekh, Councilman Steve Wolfson,
Councilwoman Lois Tarkanian & Councilman Steven D. Ross***



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: OFFICE OF COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

SUBJECT:

RECOGNITION OF LE CORDON BLEU COLLEGE OF CULINARY ARTS FOR
COMMUNITY SERVICE

BACKUP DOCUMENTATION:

Submitted after meeting – copy of Proclamation declaring Le Cordon Bleu College of Culinary Arts Day

Minutes:

No motion required. A presentation was made.

Pictures of the event were shown but not submitted.

COUNCILMAN WOLFSON recognized Le Cordon Bleu College of Culinary Arts for its efforts in serving Thanksgiving lunch on November 21, 2006, to underprivileged students from Martinez Elementary School. The students from the culinary school prepared a wonderful lunch and served it at the Cafe Bleu, which is open to the public.

KENNETH SHORE, Administrator of the Le Cordon Bleu College of Culinary Arts, came forward and thanked the Council for the recognition. He said he is proud to be a partner in the community. The college was also able to bake and send 4,000 cookies to the troops in Iraq. He accepted the Proclamation declaring January 17, 2007, as Le Cordon Bleu College of Culinary Arts Day.

MAYOR GOODMAN recognized CITY CLERK BARBARA JO RONEMUS, who will be retiring on February 2, 2007, after 27 years with the City of Las Vegas. This will be MS. RONEMUS' final City Council meeting. MS. RONEMUS started her career with the State of Nevada; thereafter, she started with the City of Las Vegas as a secretary for the Deputy City Manager. She was appointed as City Clerk in 1997. MS. RONEMUS has revolutionized the way the City does business by making it easy with automation. She has been the force behind the Records Center. MAYOR GOODMAN wished MS. RONEMUS well, thanked her for making his life at City Hall easier and that she will be greatly missed.

COUNCILMAN WEEKLY presented roses to MS. RONEMUS from the City Council. COUNCILMAN REESE indicated he has worked with MS. RONEMUS for 16 years. LORETTA ARRINGTON and MS. RONEMUS ran the City Council Office by themselves for many years. COUNCILMAN REESE'S emotions demonstrated how he feels about MS. RONEMUS.

COUNCILMAN BROWN indicated he met MS. RONEMUS in 1985 while he was employed by the City of Las Vegas. She gives her heart and soul, not only to the City as a professional, but to

CITY COUNCIL MEETING OF: JANUARY 17, 2007

people as colleagues, co-workers, Councilmembers, community and most importantly, her family. She will be greatly missed.

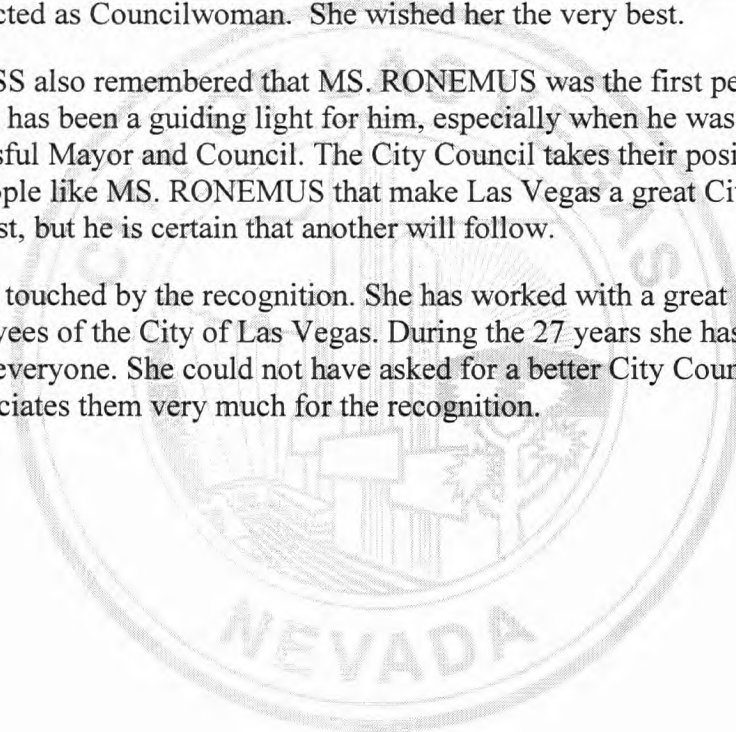
COUNCILMAN WEEKLY congratulated MS. RONEMUS for her public service to the City and to the State of Nevada. He thanked her for being a warm friend and helpful to him. He admires her for putting her family as her number one priority.

COUNCILMAN WOLFSON congratulated MS. RONEMUS and echoed his colleagues' sentiments. He was reminded on election night when MS. RONEMUS telephoned him after the polls closed to appraise him of the election returns. She was the first person to address him as Councilman.

COUNCILWOMAN TARKANIAN indicated that MS. RONEMUS was a calming influence for her when she was elected as Councilwoman. She wished her the very best.

COUNCILMAN ROSS also remembered that MS. RONEMUS was the first person who called him Councilman. She has been a guiding light for him, especially when he was concerned about joining such a successful Mayor and Council. The City Council takes their positions very seriously, but it is people like MS. RONEMUS that make Las Vegas a great City to live in. A great asset is being lost, but he is certain that another will follow.

MS. RONEMUS was touched by the recognition. She has worked with a great City Council, great staff and employees of the City of Las Vegas. During the 27 years she has met many great people and will miss everyone. She could not have asked for a better City Council to finish her career with and appreciates them very much for the recognition.



City of Las Vegas Proclamation

By virtue of the authority given to us by the
Laws of the State of Nevada,
and by the
Charter of the City of Las Vegas,

We, the Mayor and City Council, of the City of Las Vegas, in
appreciation of your partnership with our community, and in honor of
your generosity during the holidays, do hereby proclaim

January 17, 2007

as

LE CORDON BLEU COLLEGE OF CULINARY ARTS DAY

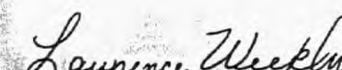
in the City of Las Vegas.

We ask all citizens to recognize the administration, faculty and students
for their contributions to the residents of the City of Las Vegas,
and especially their efforts and kindness toward the
students of Martinez Elementary School.


Mayor Oscar B. Goodman

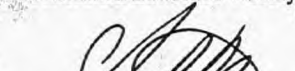

Mayor Pro Tem Gary Reese


Councilman Larry Brown


Councilman Lawrence Weekly


Councilman Steve Wolfson


Councilwoman Lois Tarkanian


Councilman Steven D. Ross



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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 Hold in Abeyance Items 48 and 49 to 2/7/2007

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: JANUARY 17, 2007

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 December 6, 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: JANUARY 17, 2007

DEPARTMENT: ADMINISTRATIVE

DIRECTOR: DOUGLAS A. SELBY

☒ **Consent** ☐ **Discussion**

SUBJECT:

ADMINISTRATIVE:

Approval of a Letter of Intent between City Parkway V, Inc., and the Nevada System of Higher Education for the development of academic and medical uses at the northeastern corner of Bonneville Avenue and Grand Central Parkway in Union Park (a portion of APN 139-34-110-003) - Ward 5 (Weekly)

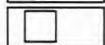
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

The Nevada System of Higher Education (System) is seeking capital funding from the State legislature for the development of academic and medical uses in Union Park. The System would occupy a minimum of 45,000 square feet of office space, of which 15,000 square feet would be the allocation of existing lease space. This non-binding Letter of Intent outlines the general terms under which the System would acquire and develop Parcel A2. City Parkway V, Inc., and the System would strive to enter into a Disposition and Development Agreement before committing to specific disposition and development terms, including financing, timeline, and building requirements.

RECOMMENDATION:

Approval and ratification of Letter of Intent.

BACKUP DOCUMENTATION:

1. Letter of Intent between City Parkway V, Inc., and the Nevada System of Higher Education
2. Public Purpose/Impact Analysis
3. Site Map

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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:

COUNCILWOMAN TARKANIAN requested Item 33 be pulled for discussion, and
COUNCILMAN WEEKLY requested Items 16 and 32 be pulled.

CITY PARKWAY V, INC.

An Affiliate of the City of Las Vegas

January 17, 2007

Mr. James E. Rogers
Chancellor
Nevada System of Higher Education
5550 West Flamingo Road, Suite C-1
Las Vegas, NV 89103

Re: Letter of Intent for development of Parcel A2 and for Option to Develop Parcel K

Dear Mr. Rogers:

On behalf of City Parkway V, Inc. and the City of Las Vegas ("City Parties"), and in consultation with Newland Communities, LLC, the following is an outline of terms under which the City Parties would reserve during the due diligence period described below a 2.2-acre site denoted as Parcel A2 in Union Park for the development of academic and medical uses by the Nevada System of Higher Education ("NSHE").

The City Parties and NSHE agree that this is a nonbinding letter and that all terms herein shall only be binding upon execution of a mutually acceptable Disposition and Development Agreement by NSHE and the City Parties. The City Parties and NSHE further agree and acknowledge that the City Parkway V, Inc. will be granting, and recording against Parcel A2, a non-exclusive access easement to Keep Memory Alive as required for construction of the Lou Ruvo Brain Institute.

City Parties agree that during the due diligence period that they shall not negotiate directly or indirectly, with any person or entity any matters regarding development, sale, lease or other dispositions of Parcel A2 or any portion thereof, except for the easement described above. Such exclusive shall apply to Parcel A2 only and shall not apply to any other portion of Union Park including any other use of Union Park.

NSHE and City Parties agree and acknowledge (i) that this letter creates no obligation on either party to enter into the Disposition and Development Agreement or any other agreement related to the Parcel A2 or Union Park, (ii) the decision to enter into a Disposition and Development Agreement will be at each party's respective sole and absolute discretion and (iii) the approval of the Council of the City will be required for City Parties to enter into a Disposition and Development Agreement or other agreement relating to Parcel A2 or Union Park. NSHE agrees and acknowledges that this letter creates no rights, title or interest in NSHE whatsoever, legal, equitable or otherwise, in Parcel A2 or in Union Park. This agreement does not constitute an agreement for disposition of property or the exercise of control over property by NSHE. Execution of this letter by the City Parties and NSHE is merely an agreement to enter into a period of exclusive, good faith negotiations according to the terms hereof, reserving final discretion

and approval by governing boards of City Parties and the Board of Regents of NSHE as to any and all proceedings and decisions in connection therewith.

Activities of NSHE and City Parties during a Due Diligence Period:

1. Due diligence period will commence on January 30, 2007 and will expire on September 30, 2007.
2. NSHE shall endeavor to obtain a capital commitment for the construction of a minimum of 45,000 square feet of office space in a minimum first phase building of 150,000 square feet on Parcel A2 ("the Capital Commitment").
3. NSHE and City Parties shall endeavor to enter into a Disposition and Development Agreement by June 1, 2007.
4. NSHE may terminate this Letter of Intent, at any time and for any reason, prior to the expiration of the Due Diligence Period.
5. City Parkway V, Inc. may terminate this Letter of Intent upon expiration of the Due Diligence Period if NSHE does not execute a mutually agreeable Disposition and Development Agreement. The Disposition and Development Agreement will govern, among other matters, the conveyance of Parcel A2 and the design and construction of the project on Parcel A2. The Disposition and Development Agreement will be subject to approval of the City Council, and the Board of Regents of NSHE.
6. NSHE is responsible for its own planning costs.
7. NSHE is responsible for its own due diligence costs.
8. NSHE will execute the City Parties' standard access agreement to conduct or perform any on-site due diligence, which includes but is not limited to land surveys, soil borings, soil testing, or any other tests which require NSHE or employees, assigns, or contractors of NSHE to occupy Parcel A2 or any portion of Parcel A2.
9. NSHE is responsible for conducting its own Risk Assessment to determine any environmental risks relative to its proposed use of Parcel A2 prior to expiration of Due Diligence period. NSHE also must obtain separate written agreement with the City Parties to conduct such Risk Assessment on the City Parties' standard access agreement.

10. NSHE will design its space to meet Union Park Design Standards, as currently in effect and as may be amended from time to time.
11. The City Parties will confirm that the land donation meets the Nevada Public Purpose Doctrine as declared in NRS 37.010(2).

Conditions Precedent to Conveyance of Parcel A2:

1. Completion of the obligations required in Due Diligence Period, including reaching mutual agreement on the form of a Disposition and Development Agreement and the terms therein.
2. Notwithstanding the obligation of NSHE to satisfy all Conditions Precedent as to be mutually agreed in the form of a Disposition and Development Agreement and terms therein, the conveyance of Parcel A2 shall be a donation (purchase price of \$10.00).

Responsibility for Environmental Remediation:

1. The City will fund the costs of soil remediation or groundwater remediation, not to exceed \$12 per gross square foot of the Parcel A2, subsequent to commencement of construction and prior to NSHE's attainment of a Certificate of Occupancy for the building program. Except for City Parties' environmental remediation contribution described above, City Parties shall have no obligation in connection with the condition of Parcel A2 or its development. Except as noted above, NSHE would be acquiring Parcel A2 in its "as-is" condition based solely on NSHE's own investigations.
2. The Union Pacific Railroad (UPRR) has certain obligations that are specified in the Grant Bargain and Sale Deed of the Purchase and Sale Agreement between UPRR and Ply Stadium Partners, Inc., which remediation obligations inure to the successive owners of Parcel A2.
3. Upon execution of a mutually acceptable Disposition and Development Agreement, the City Parties will offer to include NSHE as an additional insured on a policy of environmental insurance for Union Park to the extent such coverage is available on commercially reasonable terms.
4. As shall be further described in a mutually acceptable Disposition and Development Agreement, City Parties' responsibilities for the cost of any soil remediation or groundwater remediation shall terminate upon the attainment by NSHE of a Certificate of Occupancy for the building program.

Option to Acquire Parcel K 1.73 Acres

As would be specified in the form of a Disposition and Development Agreement, the City Parties would extend to NSHE an option to acquire Parcel K generally as follows:

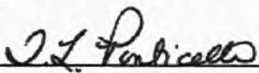
1. The commencement date of an option to acquire Parcel K would be the earlier of (a) completion on Parcel A2 of the first phase of construction which is greater than or equal to 45,000 gross square feet in a 150,000 square foot building which includes required on-site parking for such building program, including 350 parking spaces for Keep Memory Alive; or (b) commencement on Parcel A2 of a building program which is greater than or equal to 300,000 gross square feet and which includes required on-site parking for such building program. In all events, the option would expire within two (2) years after the conveyance of Parcel A2.
2. Prior to the commencement date of the Option, the City Parties shall have the right to accept offers from third party, private developers for the development of Parcel K in which case the Option would terminate.
3. The City Parties will consider accelerating the commencement date of the option if NSHE demonstrates a capital funding commitment, sufficient to the satisfaction of the City Parties for the full use of Parcel A2 (minimum of 300,000 square feet plus required parking) and Parcel K (minimum of 175,000 square feet plus required parking) prior to such commencement date.

ACKNOWLEDGED AND AGREED TO:

Douglas A. Selby, President Date
City Parkway V, Inc.

James E. Rogers, Chancellor Date
Nevada System of Higher Education

Approved as to Form:

 1/4/07

Teresita L. Ponticello Date
Deputy City Attorney

Public Purpose/Impact Analysis

Title of Project: Letter of Intent with Nevada System of Higher Education

Project Description: City Parkway V, Inc. ("CPV"), an affiliate of the City of Las Vegas, proposes to enter into a non-binding Letter of Intent with the Nevada System of Higher Education (NSHE) for the development of academic and medical uses on Parcel A2 in Union Park. This Letter of Intent reserves Parcel A2 for the development of a minimum 45,000 square feet of office space within a projected 300,000 gross square feet of building space. Parcel A2 is approximately 2.20 gross acres, and is valued at approximately \$7,580,000. The Letter of Intent proposes that the land be donated to NSHE, provided that NSHE develops, or contributes the cost for developing 45,000 square feet in a 300,000 building program which may be built in phases. NSHE is approaching the Nevada State Legislature for a capital commitment which will support the development cost for 30,000 square feet of space. The remaining 15,000 square feet is the allocation of 15,000 square feet of existing space leased by NSHE. Final development terms will need to be negotiated in a mutually acceptable Disposition and Development Agreement.

Sponsor/Developer: Nevada System of Higher Education

Assistance Provided by: City Parkway V, Inc. and the City of Las Vegas

Number of Direct Jobs Created: To be determined at later date

Number of Indirect Jobs Created: To be determined at later date

Number of Direct Jobs Retained: To be determined at later date

Pertinent Statutes Used for Public Purpose:

NRS 396.420; NRS 277.053; NRS 268.063(3)(a)

How Does the Project Benefit the Public:

The Nevada System of Higher Education (NSHE) is a state entity formed pursuant to NRS 396. Reserving development rights on Parcel A2 will allow NSHE to expand its academic and medical programs, which will compliment the Lou Ruvo Brain Institute and its programs.

Quantitative Economic Benefits:

To be determined at the time of reaching terms on a Disposition and Development Agreement.

Private Investment:

To be determined at the time of reaching terms on a Disposition and Development Agreement.

Public Investment*:

State contribution to be determined upon conclusion of 2007 Nevada Legislative Session. City Parties projected contribution is estimated at \$2,287,860. The final public investment shall be determined at the time of reaching terms on a Disposition and Development Agreement.

Total direct Economic Impact:

To be determined at the time of reaching terms on a Disposition and Development Agreement.

Total Indirect Economic Impact:

To be determined at the time of reaching terms on a Disposition and Development Agreement.

Economic Impact Study Performed: Yes ☐ No ☒

Return on Investment Analysis Performed: Yes ☐ No ☒

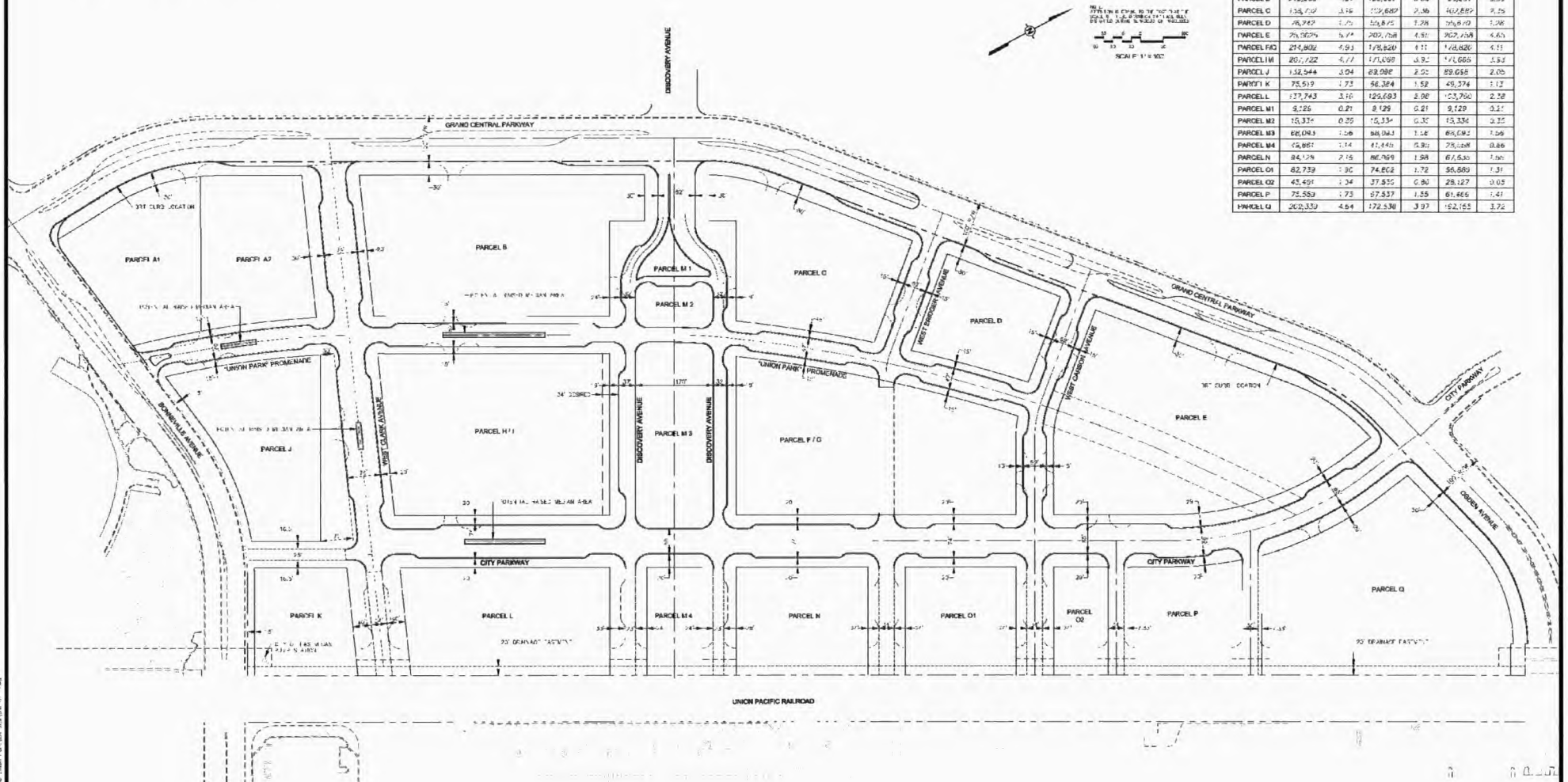
The Public Investment from City Parkway V, Inc. is projected to be \$1,137,000. This is calculated as follows. The appraisal value of Parcel A2 as of October 5, 2006 (Baseline Consulting Services MAI Appraisal) is \$7,580,000. (This value is the appraised market-value of a "pad-ready" development parcel with wet and dry utilities and infrastructure in place to serve on-site development.) NSHE is projected to develop or pay the costs of developing 15% of the building program (45,000 square feet of total 300,000 square feet) on Parcel A2. Therefore, if City Parkway were to convey the land as a donation to NSHE, the net benefit conferred to NSHE would approximately be 15% of the value of the land, which is \$1,137,000. This amount is a projection only, and is subject to change when the terms of a Disposition and Development Agreement are fully negotiated. This is not an obligation of City Parkway V, Inc., whether express or implied, and should not be construed as such.

The Public Investment from the City of Las Vegas is projected to be \$1,150,860, which is \$12 per gross square foot of land and is applied towards the cost of soil and groundwater remediation for the development of the project. This amount is a projection only, and is subject to change when the terms of a Disposition and Development Agreement are fully negotiated. This is not an obligation of the City of Las Vegas, whether express or implied, and should not be construed as such.

A complete Economic Impact Study and a Return on Investment Analysis will be provided at the time NSHE and the City Parties reach agreement on the terms and form of a Disposition and Development Agreement.

6.000 10.000 15.000 20.000 25.000 30.000 35.000 40.000 45.000 50.000 55.000 60.000 65.000 70.000 75.000 80.000 85.000 90.000 95.000 100.000 105.000 110.000 115.000 120.000 125.000 130.000 135.000 140.000 145.000 150.000 155.000 160.000 165.000 170.000 175.000 180.000 185.000 190.000 195.000 200.000 205.000 210.000 215.000 220.000 225.000 230.000 235.000 240.000 245.000 250.000 255.000 260.000 265.000 270.000 275.000 280.000 285.000 290.000 295.000 300.000 305.000 310.000 315.000 320.000 325.000 330.000 335.000 340.000 345.000 350.000 355.000 360.000 365.000 370.000 375.000 380.000 385.000 390.000 395.000 400.000 405.000 410.000 415.000 420.000 425.000 430.000 435.000 440.000 445.000 450.000 455.000 460.000 465.000 470.000 475.000 480.000 485.000 490.000 495.000 500.000 505.000 510.000 515.000 520.000 525.000 530.000 535.000 540.000 545.000 550.000 555.000 560.000 565.000 570.000 575.000 580.000 585.000 590.000 595.000 600.000 605.000 610.000 615.000 620.000 625.000 630.000 635.000 640.000 645.000 650.000 655.000 660.000 665.000 670.000 675.000 680.000 685.000 690.000 695.000 700.000 705.000 710.000 715.000 720.000 725.000 730.000 735.000 740.000 745.000 750.000 755.000 760.000 765.000 770.000 775.000 780.000 785.000 790.000 795.000 800.000 805.000 810.000 815.000 820.000 825.000 830.000 835.000 840.000 845.000 850.000 855.000 860.000 865.000 870.000 875.000 880.000 885.000 890.000 895.000 900.000 905.000 910.000 915.000 920.000 925.000 930.000 935.000 940.000 945.000 950.000 955.000 960.000 965.000 970.000 975.000 980.000 985.000 990.000 995.000 1000.000 1005.000 1010.000 1015.000 1020.000 1025.000 1030.000 1035.000 1040.000 1045.000 1050.000 1055.000 1060.000 1065.000 1070.000 1075.000 1080.000 1085.000 1090.000 1095.000 1100.000 1105.000 1110.000 1115.000 1120.000 1125.000 1130.000 1135.000 1140.000 1145.000 1150.000 1155.000 1160.000 1165.000 1170.000 1175.000 1180.000 1185.000 1190.000 1195.000 1200.000 1205.000 1210.000 1215.000 1220.000 1225.000 1230.000 1235.000 1240.000 1245.000 1250.000 1255.000 1260.000 1265.000 1270.000 1275.000 1280.000 1285.000 1290.000 1295.000 1300.000 1305.000 1310.000 1315.000 1320.000 1325.000 1330.000 1335.000 1340.000 1345.000 1350.000 1355.000 1360.000 1365.000 1370.000 1375.000 1380.000 1385.000 1390.000 1395.000 1400.000 1405.000 1410.000 1415.000 1420.000 1425.000 1430.000 1435.000 1440.000 1445.000 1450.000 1455.000 1460.000 1465.000 1470.000 1475.000 1480.000 1485.000 1490.000 1495.000 1500.000 1505.000 1510.000 1515.000 1520.000 1525.000 1530.000 1535.000 1540.000 1545.000 1550.000 1555.000 1560.000 1565.000 1570.000 1575.000 1580.000 1585.000 1590.000 1595.000 1600.000 1605.000 1610.000 1615.000 1620.000 1625.000 1630.000 1635.000 1640.000 1645.000 1650.000 1655.000 1660.000 1665.000 1670.000 1675.000 1680.000 1685.000 1690.000 1695.000 1700.000 1705.000 1710.000 1715.000 1720.000 1725.000 1730.000 1735.000 1740.000 1745.000 1750.000 1755.000 1760.000 1765.000 1770.000 1775.000 1780.000 1785.000 1790.000 1795.000 1800.000 1805.000 1810.000 1815.000 1820.000 1825.000 1830.000 1835.000 1840.000 1845.000 1850.000 1855.000 1860.000 1865.000 1870.000 1875.000 1880.000 1885.000 1890.000 1895.000 1900.000 1905.000 1910.000 1915.000 1920.000 1925.000 1930.000 1935.000 1940.000 1945.000 1950.000 1955.000 1960.000 1965.000 1970.000 1975.000 1980.000 1985.000 1990.000 1995.000 2000.000 2005.000 2010.000 2015.000 2020.000 2025.000 2030.000 2035.000 2040.000 2045.000 2050.000 2055.000 2060.000 2065.000 2070.000 2075.000 2080.000 2085.000 2090.000 2095.000 2100.000 2105.000 2110.000 2115.000 2120.000 2125.000 2130.000 2135.000 2140.000 2145.000 2150.000 2155.000 2160.000 2165.000 2170.000 2175.000 2180.000 2185.000 2190.000 2195.000 2200.000 2205.000 2210.000 2215.000 2220.000 2225.000 2230.000 2235.000 2240.000 2245.000 2250.000 2255.000 2260.000 2265.000 2270.000 2275.000 2280.000 2285.000 2290.000 2295.000 2300.000 2305.000 2310.000 2315.000 2320.000 2325.000 2330.000 2335.000 2340.000 2345.000 2350.000 2355.000 2360.000 2365.000 2370.000 2375.000 2380.000 2385.000 2390.000 2395.000 24

	PUC-MSF (ROW)		USAF F (NET)		BLU FAN F (NET)	
	BC F	ACRE	80 FT	ACRE	80 FT	ACRE
PARCEL A1	52,538	2.12	77,570	1.78	77,576	1.78
PARCEL A2	95,945	2.22	75,503	1.73	75,506	1.73
PARCEL B	276,892	4.87	189,951	3.84	190,951	3.89
PARCEL C	134,710	3.16	123,689	2.90	140,889	3.29
PARCEL D	27,765	1.05	52,875	1.28	76,879	1.98
PARCEL E	76,795	3.05	120,708	2.88	120,708	2.88
PARCEL FQ	26,802	0.94	73,680	1.71	146,081	3.45
PARCEL M	857,122	4.57	171,907	3.82	171,650	3.83
PARCEL L	132,544	3.04	69,082	2.52	69,685	2.05
PARCEL K	75,519	1.73	56,364	1.58	49,374	1.12
PARCEL J	177,743	3.16	125,693	2.60	153,750	2.98
PARCEL M1	8,126	0.21	8,129	0.21	9,129	0.21
PARCEL M2	10,331	0.25	10,333	0.25	13,334	0.25
PARCEL M3	62,083	1.58	84,943	1.58	65,942	1.56
PARCEL M4	15,681	1.14	11,145	0.82	75,288	0.88
PARCEL M5	84,738	1.72	86,730	1.80	61,731	1.30
PARCEL O1	82,739	3.82	74,623	1.72	56,880	1.31
PARCEL O2	45,491	1.34	37,855	0.80	28,127	0.55
PARCEL P	75,583	1.73	57,537	1.51	66,165	1.41
PARCEL Q	260,339	4.54	172,338	3.97	162,455	3.72



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: ADMINISTRATIVE SERVICES

DIRECTOR: CHRISTOPHER KNIGHT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department for the transfer of U.S. Department of Homeland Security grant funds to support the Metro Volunteer Program (\$15,000 – Multipurpose Special Revenue Fund) - All Wards

Fiscal Impact

☐

No Impact

☐

Augmentation Required.

☒

Budget Funds Available

Amount: 15,000

Funding Source: Multipurpose Special Revenue Fund

Dept./Division: City Managers Office

PURPOSE/BACKGROUND:

This Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department will facilitate the transfer of \$15,000.00 in reimbursement funds from the city to Metro to support the Metro Volunteer Program (MVP). These funds are from the FFY2006 U.S. Department of Homeland Security Citizen Corps Program grant.

RECOMMENDATION:

Administrative Services recommends approval

BACKUP DOCUMENTATION:

LVMPD Interlocal Agreement

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

LARRY BROWN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS, LOIS

TARKANIAN, LAWRENCE WEEKLY, OSCAR B. GOODMAN; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

**INTERLOCAL AGREEMENT
BETWEEN
CITY OF LAS VEGAS AND LAS VEGAS METROPOLITAN POLICE DEPARTMENT**

WHEREAS, the **CITY OF LAS VEGAS** (hereinafter "City"), has entered into a grant agreement with Clark County for participation in the **FFY-06 CITIZEN CORPS PROGRAM** (hereinafter "Program"). This Program originates from the U.S. Department of Homeland Security and the funding is passed through the Nevada Division of Emergency Management (hereinafter "NDEM"); and,

WHEREAS, the **LAS VEGAS METROPOLITAN POLICE DEPARTMENT** (hereinafter "Subrecipient"), a unit of local government, is a committed participant in the Program and funds totaling **\$15,000.00** are designated within the City grant to support the Subrecipient's Metro Volunteer Program (MVP); and,

WHEREAS, the objective of this Agreement is to facilitate the pass-through of the designated funds from City to the Subrecipient. Such funds are defined in Exhibit "A" "Schedule of Metro Volunteer Program Funds"; and,

WHEREAS, NRS 277.180 permits one or more public agencies to contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the contract is authorized to perform by law.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE COMMITMENTS CONTAINED HEREIN, IT IS MUTUALLY AGREED AS FOLLOWS:

1. Both parties understand and agree that federal funding provided through the FFY-06 CITIZEN CORPS PROGRAM is provided via NDEM on a reimbursement basis and such reimbursement is contingent upon Subrecipient's adherence to all applicable federal and state grant program guidelines and project scope of work. The Subrecipient is responsible for advanced expenditures and agrees to use the designated Program funds to support the Metro Volunteer Program as identified in Exhibit "A" "Schedule of Metro Volunteer Program Funds", attached hereto and incorporated herein as if fully set forth.
2. All assets acquired by the Subrecipient with the transferred funds are the permanent property of Subrecipient. The Subrecipient shall assume all fiscal responsibility for the continuing maintenance costs, repair costs, replacement costs and applicable user fees of all assets; and, Subrecipient shall assume audit accountability of all assets and transferred funds.
3. Subrecipient will provide City with documentation supporting all periodic reporting and audit requests, including those items identified in Exhibit "B" "City of Las Vegas Program Assurances."
4. Regardless of any termination of this Agreement, Subrecipient shall comply with all state and federal laws and regulations associated with the receipt of funds through the Program.
6. It is specifically understood and agreed by both parties that any changes to the use of funds and/or scope of work funded by the Program must be requested, in advance, by the City and such changes are approved or denied by NDEM.

7. This Agreement shall take effect on the date of execution and shall continue in force and effect until terminated as delineated below:
 - a. The terms of this Agreement shall be completed by **January 30, 2008**. An extension request must be requested no less than 30 days prior to this deadline. Approval or denial is contingent upon extension of the grant performance period determined by NDEM.
 - b. By either party, for any reason with written notice of at least 60 days.
8. In the event the City is able to increase the funding set forth in Exhibit "A", at its sole discretion City will increase the aforesaid funding, and Subrecipient agrees that if such augmentation of the funding occurs, such new amounts shall be governed by all terms and conditions of this Interlocal Agreement as if such amounts were originally included in Exhibit "A".
9. Subrecipient may not assign this Agreement in whole or in part, nor any right, duty or obligation provided herein, without the express written consent of the City. The rights and liabilities set forth herein shall inure to the benefit and bind successors and assigns of the parties to this Agreement, but shall not inure to the benefit of any third party or person.
10. To the extent permitted by law, including but not limited to the provisions of NRS Chapter 41, Subrecipient agrees to defend, indemnify, protect, save and hold harmless the City and its agents, directors, officers, employees, and its successors and assigns from and against any and all liabilities, obligations, losses, damages, penalties, fines, claims, actions, suits, costs and expenses and disbursements (including legal fees and expenses) of any kind and nature imposed in, asserted against, incurred or suffered by such indemnified party or its agents, directors, officers or employees or its successors or assigns by reason of damage, loss, or injury (including death) of any kind or nature whatsoever to persons or property caused by or in any way relating to or arising out of any of the provisions of this Agreement.
11. The parties have each carefully reviewed this Agreement and have agreed to each term of this Agreement. No ambiguity shall be presumed to be construed against either party.
12. This Agreement embodies the entire agreement of the parties concerning the subject matter herein described, and no other understanding whether verbal, written or otherwise exists between the parties. This Agreement may be amended solely by means of written amendment signed by both parties.
13. Termination of participation or cancellation of this Agreement pursuant to the provisions set forth above and any other communications required during administration of this Agreement shall be issued in the following manner:

TO SUBRECIPIENT:

Las Vegas Metropolitan Police Department
Metro Volunteer Program (MVP) Coordinator
400 Stewart Street
Las Vegas, NV 89101-2986

TO CITY:

Las Vegas Office of Emergency Management
Fire & Rescue Headquarters
500 N. Casino Center Blvd.
Las Vegas, Nevada 89101-2986

IN WITNESS WHEREOF, the parties have approved this Agreement on this 17TH
day of January, 2006, and their authorized officers have affixed their
names hereto.

CITY OF LAS VEGAS

By: [Signature]
Oscar B. Goodman, Mayor

Date 1/17/07

APPROVED AS TO FORM:

[Signature] 11/28/06
Tom Green, Deputy City Attorney

Date _____

ATTEST:

[Signature]
Barbara Jo Ronemus, City Clerk

Date 2/2/07

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

By: [Signature]
Bill Young, Sheriff

Date 12-21-06

APPROVED AS TO FORM:

[Signature]
Mitchell Cohen, Deputy District Attorney

Date 12/1/06

ATTEST:

[Signature]
Annamarie Robinson, Secretary
Fiscal Affairs Committee

Date 12-21-06

EXHIBIT "A"

SCHEDULE OF METRO VOLUNTEER PROGRAM FUNDS

Las Vegas Metropolitan Police Department

DESCRIPTION	TOTAL
Staff expenses – Background investigator(s)	\$ 15,000.00
TOTAL	\$15,000.00

#

EXHIBIT "B"

CITY OF LAS VEGAS PROGRAM ASSURANCES

1. Subrecipients shall comply with the audit requirements of the Single Audit Act of 1984 and OMB Circular A-133, to include the required submission of a Subrecipient independent audit, as prescribed in sections 310 and 315 and section 320, paragraph f.
2. Subrecipients that are institutions of higher education, hospitals or other non-profit organizations shall comply with the audit requirements of OMB Circular A-110, Attachment F.

Required documentation for the performance of audits and quarterly reports, including project narrative and financial reports, must be provided to the City of Las Vegas within 15 calendar days of request. Grant closeout is contingent upon NDEM audit and resolution of any discrepancies.

3. The City retains the right to terminate this Agreement for cause at any time before completion of the program when it has determined that the Subrecipient has failed to comply with the conditions of this Agreement.
4. Subrecipients are instructed to send all aforementioned program reports and financial correspondence to:

Patty Braganza, Financial Analyst
City of Las Vegas Finance Department, 6th Floor
400 Stewart Street, Las Vegas
Nevada, 89101-2986.

#

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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 8851 Vegas Drive commonly known as Bruce Trent Park, APNs 138-29-501-007 and 138-29-601-003 - Ward 4 (Brown)

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. Right-of-Entry: 138-29-501-003

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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
138-29-601-003

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 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# 0969-06 WO# 73501 (LVVWD Rampart Booster Pumping Station)
Reference Document: 960531:01354

The Grantor(s) retain(s) the right to fence, plant, pave, 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 20010118 AS DOCUMENT NO. 00926 IN THE OFFICIAL RECORDS OF CLARK COUNTY, NEVADA.

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

APN: 138-29-501-007
138-29-601-003

CITY OF LAS VEGAS

BY: OSCAR B. GOODMAN
TITLE: MAYOR

APPROVED AS TO FORM

ATTEST:

Thomas R. Green 12/20/06
DEPUTY CITY ATTORNEY
Thomas R. Green

BARBARA JO RONEBUS
CITY CLERK

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:

RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER OF LAND SERVICES

RW# 0969-06 WO# 73501 (LVVWD Rampart Booster Pumping Station)

EXHIBIT A

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:

Centerline No. 1:

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

COMMENCING at the Northwest corner of said Northeast Quarter (NE1/4) of said Section 29, thence along the west line thereof South 01°54'03" East a distance of 1190.50 feet to a point;

thence leaving said west line North 88°05'57" East a distance of 50.00 feet to a point in the east line of Rampart Boulevard as established in Deed of Dedication recorded in Book 20000706 as Document No. 00576 in the Official Records of Clark County, Nevada, said point being the POINT OF BEGINNING;

thence leaving said east line of Rampart Boulevard North 77°07'24" East a distance of 47.59 feet to a point;

thence South 81°37'26" East a distance of 41.13 feet to a point;

thence South 89°44'23" East a distance of 95.60 feet to a point;

thence North 72°05'40" East a distance of 100.20 feet to a point hereinafter called Point "A", said point being the POINT OF ENDING.

The sideline boundaries of said strip are to be lengthened or shortened so as to begin in the east line of Rampart Boulevard, meet at all angel points and end in the boundaries of Centerline No. 2.

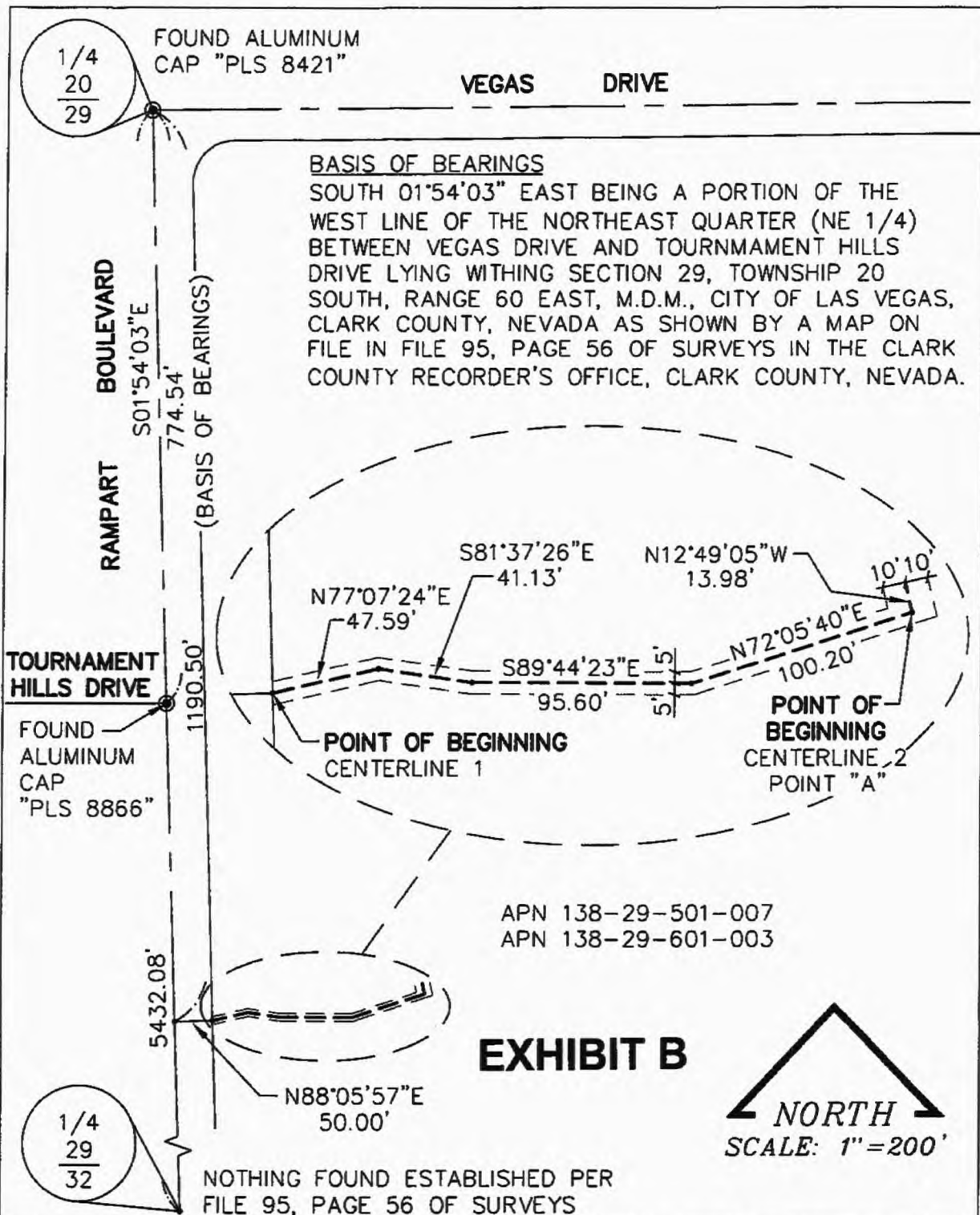
Centerline No. 2:

A strip of land 20.00 feet in width lying 10.00 feet on each side of the following described centerline.

BEGINNING at the above described Point "A", thence North 12°49'05" West a distance of 13.98 feet to the POINT OF ENDING.

The sideline boundaries of said strip are to be lengthened or shortened so as to end in the boundaries of Centerline No. 1.

RW# 0969-06 WO# 73501 (LVVWD Rampart Booster Pumping Station)



 NEVADA POWER.	NEVADA POWER COMPANY P.O. BOX 98910 LV, NV 89151, 6226 WEST SAHARA AV., (702) 367-5000		
TITLE: LVVWD RAMPART BOOSTER PUMPING STATION	DESCRIPTION: EXHIBIT MAP TO ACCOMPANY LEGAL DESCRIPTION	SEC:29 T:20 S R:60 E SURVEYOR: GE/BB/AA DRAWN BY: RH CHECKED BY: AC	DATE: 10-9-06 PROJECT ID: 73501

138-29-501-003

20010118
00926**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 Numbers: 73501

APN: 138-29-501-003 ROE: 355-98AW

Job Name: LVVWD RAMPART BOOSTER PUMPING STATION

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 15th day of Oct., 19 98.

COPY**CITY OF LAS VEGAS**

K. John McNeill, Deputy Director 10/15/98
BY: Richard D. Goecke TITLE: Director, Public Works

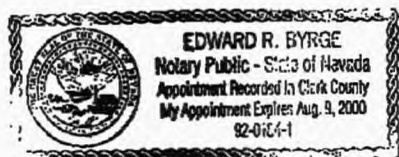
BY:

TITLE:

**STATE OF NEVADA
COUNTY OF CLARK**

On this 15th day of Oct, 19 98, before me,
personally appeared K. John McNeill
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.

Edward R. Byrge
Notary Public



8-9-00

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

BROE

CLARK COUNTY, NEVADA
JUDITH A. VANDEVER, RECORDER
RECORDED AT REQUEST OF:

NEVADA POWER COMPANY

01-18-2001 13:45 GWC 1

BOOK: 20010118 INST: 00926

FEE: 7.00 RPTT: .00

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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 889 North Pecos Road commonly known as Carlos L. Martinez and Darrio J. Hall Family Pool, Freedom Park, APN 139-25-701-002 - 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. Right-of-Entry

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

APN: 139-25-701-002

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 Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 25, Township 20 South, Range 61 East, M.D.B.&M., more particularly described as follows:

SEE ATTACHED EXHIBITS "A" (2 PAGES) AND "B" (1 PAGE).

RW# 0970-06rbt WO# 177358 (Freedom Park Pool)
Reference Document: 211:171912

The Grantor(s) retain(s) the right to fence, plant, pave, 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 20050614 AS DOCUMENT NO. 00711 IN
THE OFFICIAL RECORDS OF CLARK COUNTY, NEVADA.**

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

APN: 139-25-701-002

RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER OF LAND SERVICES AT NEVADA POWER COMPANY

CITY OF LAS VEGAS

BY: OSCAR B. GOODMAN
TITLE: MAYOR

APPROVED AS TO FORM

Thomas R. Green 12/20/06
DEPUTY CITY ATTORNEY
Thomas R. Green

ATTEST:

BARBARA JO RONEMUS
CITY CLERK

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# 0970-06rbt WO# 177358 (Freedom Park Pool)

EXHIBIT A

That portion of the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 25, Township 20 South, Range 61 East, M.D.B.&M., more particularly described as follows:

PARCEL ONE:

COMMENCING at the Northeast corner of said Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) of Section 25, said point being the intersection of the centerlines of Washington Avenue and Pecos Road, thence along the north line thereof North 89°06'38" West a distance of 169.25 feet; thence leaving said north line South 00°53'22" West a distance of 50.00 feet to a point on the south line of Washington Avenue, said point being the POINT OF BEGINNING;

thence along the boundary lines of said Washington Avenue and Pecos Road the following five courses and distances:

- 1. South 89°06'38" East a distance of 66.79 feet to a point on a tangent curve concave southwesterly having a radius of 55.00 feet;**
- 2. thence southeasterly along said curve through a central angle of 88°35'56" an arc distance of 85.05 feet to a point on a tangent compound curve concave westerly having a radius of 20.00 feet;**
- 3. thence southerly along said curve through a central angle of 09°27'44" an arc distance of 3.30 feet to a point;**
- 4. thence tangent to said curve South 08°57'01" West a distance of 56.69 feet to a point on a tangent curve concave easterly having a radius of 30.00 feet;**
- 5. thence southerly along said curve through a central angle of 09°27'44" an arc distance of 4.95 feet to a point;**

thence leaving said westerly line of Pecos Road South 89°29'17 West a distance of 5.00 feet to a point hereinafter called Point "A";

thence continuing South 89°29'17 West a distance of 5.00 feet to a point;

thence North 00°30'43" West a distance of 60.19 feet to a point;

thence North 05°26'42" West a distance of 26.57 feet to a point;

thence North 35°07'26" West a distance of 23.06 feet to a point;

thence North 86°00'52" west a distance of 9.69 feet to a point;

thence North 89°06'38" West a distance of 75.71 feet to a point;

thence North 00°53'22" East a distance of 12.50 feet to the POINT OF BEGINNING.

Centerline No. 1:

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

**BEGINNING at the above described Point "A", thence South 00°30'43" East a distance of 82.81 feet;
thence South 54°29'57" West a distance of 125.73 feet to a point hereinafter called Point "B", said point being the POINT OF ENDING.**

The sideline boundaries of said strip are to be lengthened or shortened so as to meet at all angle points and in the sideline boundaries of Centerline No. 2.

Centerline No. 2:

A strip of land 13.00 feet in width lying 6.50 feet on each side of the following described centerline.

BEGINNING at the above described Point "B", thence North 34°32'53" West a distance of 20.15 feet to the POINT OF ENDING.

The sideline boundaries of said strip are to be lengthened or shortened so as to meet in the sideline boundaries of Centerline No. 1.

C 1/4
S 25

FOUND BRASS CAP
IN WELL "PLS 9106"

FOUND BRASS CAP IN
CONCRETE "PLS 9388"

1/4
25 | 30

WASHINGTON AVENUE

N89°06'38"W

(BASIS OF BEARINGS)

2646.40'

169.25'

LINE TABLE		
LINE	BEARING	LENGTH
L1	S00°53'22"W	50.00'
L2	S89°06'38"E	66.79'
L3	S08°57'01"W	56.69'
L4	S89°29'17"W	5.00'
L5	S89°29'17"W	5.00'
L6	N00°30'43"W	60.19'
L7	N05°26'42"W	26.57'
L8	N35°07'26"W	23.06'
L9	N86°00'52"W	9.69'
L10	N89°06'38"W	75.71'
L11	N00°53'22"E	12.50'
L12	S00°30'43"E	82.81'
L13	S54°29'57"W	125.73'
L14	N34°32'53"W	20.15'

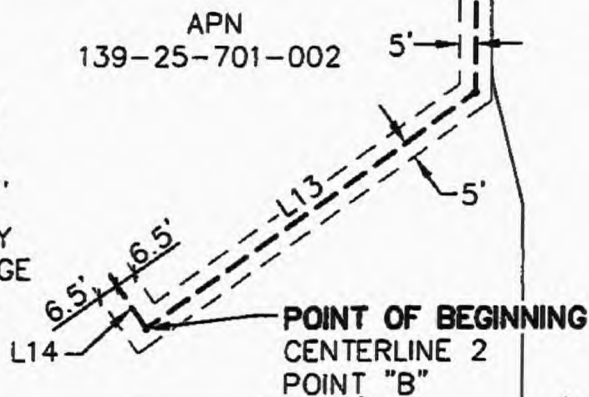
POINT OF BEGINNING
PARCEL



EXHIBIT B

POINT OF BEGINNING
CENTERLINE 1
POINT "A"

APN
139-25-701-002



PECOS ROAD

BASIS OF BEARINGS

NORTH 89°06'38" WEST BEING
THE NORTH LINE OF THE
SOUTHEAST QUARTER (SE 1/4)
OF SECTION 25, TOWNSHIP 20
SOUTH, RANGE 61 EAST, M.D.M.,
CITY OF LAS VEGAS, CLARK
COUNTY, NEVADA AS SHOWN BY
A MAP ON FILE IN FILE 92, PAGE
53 OF SURVEYS IN THE CLARK
COUNTY RECORDER'S OFFICE,
CLARK COUNTY, NEVADA.

CURVE TABLE				
CURVE	DELTA	RADIUS	LENGTH	TANGENT
C1	88°35'56"	55.00'	85.05'	53.67'
C2	9°27'44"	20.00'	3.30'	1.66'
C3	9°27'44"	30.00'	4.95'	2.48'



NEVADA POWER.

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

TITLE:

FREEDOM PARK
POOL

DESCRIPTION:

EXHIBIT MAP TO
ACCOMPANY LEGAL
DESCRIPTION

SEC:25

T:20 S

R:61 E

SURVEYOR: GE/BB/DW

DRAWN BY: RH

CHECKED BY: AC

DATE: 11-16-06

PROJECT ID:

177358

2

20050614-0000711

Fee: \$15.00
N/C Fee: \$0.00

06/14/2005 09:07:34
T20050108253

Requestor:
NEVADA POWER

Frances Deane BGN
Clark County Recorder Pgs: 2

APN: Ptn. 139-25-701-002

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 **a portion of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 25, Township 20 South, Range 61 East, M.D.M., City of Las Vegas, 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 on Nevada Power Company Work Request Number: **177358**
ROE: 0375-04sm/lt Job Name: Freedom Park

The Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of said Section 25.
EXCEPTING THEREFROM those portions of said land conveyed for road 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.

COPY

WR#177358 - ROE#0375-04sm

WITNESS my (our) hand(s) this 24th day of May, 20 05.

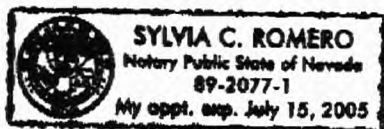
THE CITY OF LAS VEGAS, a municipal corporation of the State of Nevada

Robin Yeakum
BY: Robin Yeakum
TITLE: Acting manager, Real Estate

STATE OF NEVADA)
COUNTY OF CLARK)

On this 24th day of May, 20 05 before me,
Sylvia C. Romero a Notary Public, personally appeared
Robin Yeakum, as
ACTING REAL ESTATE MANAGER of THE CITY OF
LAS VEGAS, a municipal corporation of the State of Nevada.

Sylvia C. Romero
Notary Public



Notary Statement and/or Seal

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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 2901 Harris Avenue and 805 North Mojave Road commonly known as Early Childhood Development Center and Fire Station 8, APNs 139-25-303-015 and 139-25-303-014 - 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 sites for electrical facilities needs.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant of Easement
2. Right-of-Entry: 139-25-303-015

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

**APN: 139-25-303-014
139-25-303-015**

WHEN RECORDED MAIL TO:
Nevada Power Company
Land Services MS #9
P.O. Box 98910
Las Vegas, NV 89151-0001

THIS GRANT OF EASEMENT CANCELS AND SUPERCEDES THE RIGHT OF ENTRY GRANTED TO NEVADA POWER COMPANY BY DOCUMENT RECORDED AUGUST 25, 2000 IN BOOK 20000825 AS DOCUMENT NO. 01597, OFFICIAL RECORDS, CLARK COUNTY, NEVADA.

GRANT OF EASEMENT

I(WE) 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 a line or lines consisting of poles, guys, anchors, wires, cables, and other fixtures and apparatus, or any thereof, for the transmission and distribution of electricity and/or communication 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 permission to cut and trim brush and trees, as deemed necessary to insure the safe and proper operation of said line or lines.

The above referred to parcel of land, situate in the County of Clark, State of Nevada, is that portion of the Southwest Quarter (SW1/4) of Section 25, Township 20 South, Range 61 East, M.D.M., Nevada, described as follows:

SEE EXHIBITS "A" AND "B" ATTACHED HERETO AND MADE A PART HEREOF.

RW# 0968-06mm
WO# 98260 (Early Childhood Development Center)
Reference Document: 0211:0171912

The Grantor(s) retain(s) the right to fence, to plant, to maintain and to use said parcel(s) for their own purpose so long as such uses are consistent with Grantees'

electrical practices and with the National Electrical Safety Code and does not interfere with the rights herein granted. No construction or placement of any structures within the 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_____.

CITY OF LAS VEGAS

ATTEST:

BY: OSCAR B. GOODMAN
TITLE: MAYOR

BARBARA JO RONEMUS
CITY CLERK

APPROVED AS TO FORM:

Thomas R. Green 12/20/06
Thomas R. Green

RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER OF LAND SERVICES
NEVADA POWER COMPANY

RW# 0968-06mm
WO# 98260 (Early Childhood Development Center)

STATE OF NEVADA)

COUNTY OF CLARK)

On this _____ day of _____, 20____, before me,

_____, a Notary Public, personally appeared

OSCAR B. GOODMAN 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 MAYOR on behalf of the **CITY OF LAS VEGAS** herein named, and acknowledged to me that the **municipal corporation** executed it.

Notary Public signature and seal

RW# 0968-06mm

WO# 98260 (Early Childhood Development Center)

EXHIBIT "A"

RW# 0968-06mm

WO# 98260 (Early Childhood Development Center)

A portion of Parcel 2 and Parcel 3 as shown on map thereon in File 99 of Parcel Maps, Page 16, recorded October 25, 2000, in Book 20001025, Document No. 00874, Section 25, Township 20 South, Range 61 East, M.D.M., Official Records, Clark County, Nevada, further described as follows:

CENTERLINE 1:

A strip of land, 10.00 feet in width, lying 5.0 feet on each side of the following described centerline:

**COMMENCING at the found brass cap in well "PLS 9106" situated at the Northwest corner of said Section 25, said point being the intersection of the centerline of Washington Avenue and Eastern Avenue;
thence South 00°44'06" West, along the centerline of Eastern Avenue, a distance of 1330.60 feet;
thence leaving said centerline of Eastern Avenue, South 88°52'39" East, a distance of 615.69 feet;
thence North 00°44'06" East, a distance of 668.08 feet;
thence South 88°38'57" East, a distance of 1308.91 feet;
thence South 01°18'16" West, a distance of 296.76 feet to a point, the Northwest corner of said Parcel 3;
thence South 89°56'02" East, a distance of 244.85 feet to the POINT OF BEGINNING;
thence South 00°01'57" West, a distance of 157.97 feet;
thence South 06°48'38" West, a distance of 23.78 feet, to a point hereinafter referred to as Point "A", the POINT OF ENDING.**

PARCEL 1:

**BEGINNING at the above mentioned Point "A", the POINT OF BEGINNING;
thence South 88°53'34" East, a distance of 8.41 feet;
thence South 01°06'26" West, a distance of 12.49 feet;
thence North 88°53'34" West, a distance of 9.35 feet, to a point hereinafter referred to as Point "B";
thence continuing North 88°53'34" West, a distance of 7.81 feet;
Thence North 01°37'06" East, a distance of 12.49 feet;
thence South 88°53'34" East, a distance of 8.87 feet to the POINT OF BEGINNING.**

CENTERLINE #2:

A strip of land, 10.0 feet in width, lying 5.0 feet on each side of the following described centerline:

**BEGINNING at the above mentioned Point "B", the POINT OF BEGINNING;
thence South 00°53'24" West, a distance of 136.66 feet;
thence South 88°41'44" East, a distance of 218.36 feet;
thence North 47°05'56" West, a distance of 12.61 feet;
thence North 05°51'22" West, a distance of 70.30 feet;
thence North 11°09'26" West, a distance of 22.65 feet;
thence North 16°28'18" West, a distance of 44.41 feet;
thence North 21°40'56" West, a distance of 20.51 feet;
thence North 05°07'37" West, a distance of 23.30 feet, the POINT OF ENDING.**

RW# 0968-06mm

WO# 98260 (Early Childhood Development Center)

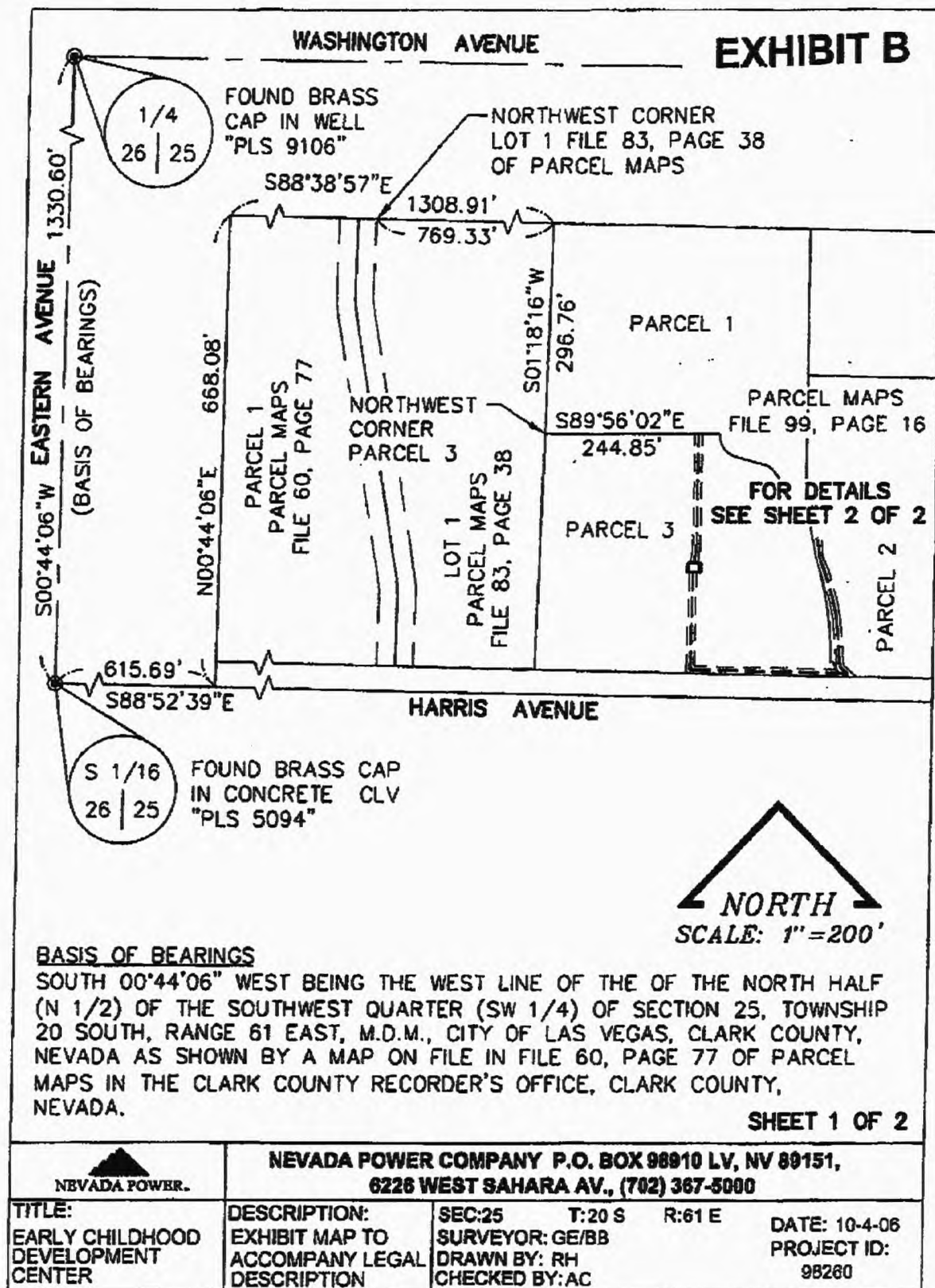
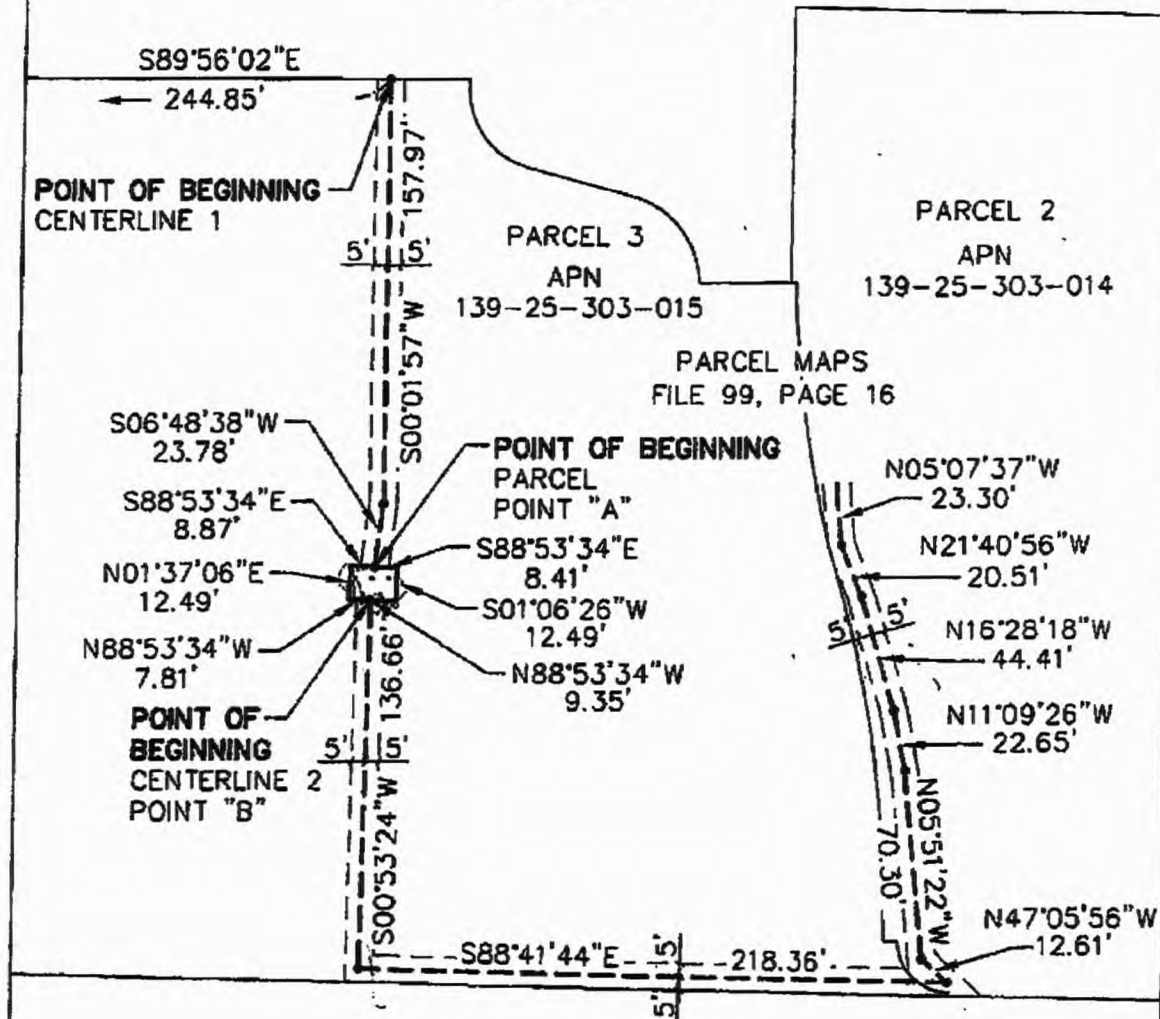


EXHIBIT B



HARRIS AVENUE



SHEET 2 OF 2

 NEVADA POWER.	NEVADA POWER COMPANY P.O. BOX 98910 LV, NV 89151, 6226 WEST SAHARA AV., (702) 367-5000		
TITLE: EARLY CHILDHOOD DEVELOPMENT CENTER	DESCRIPTION: EXHIBIT MAP TO ACCOMPANY LEGAL DESCRIPTION	SEC:25 T:20 S R:61 E SURVEYOR: GE/BB DRAWN BY: RH CHECKED BY: AC	DATE: 10-4-06 PROJECT ID: 98260

RIGHT OF ENTRY

20000825
01597

Early Childhood Dev. Center

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 Parcel 2, Parcel Map File 83, Page 56, of Section 25, Township 20 South, Range 61 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: 98260 APN: 139-25-303-010 ROE: 35-00TR Job Name: Early Childhood Dev. 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.

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 7th day of July, 2000.

David Roark
DAVID ROARK

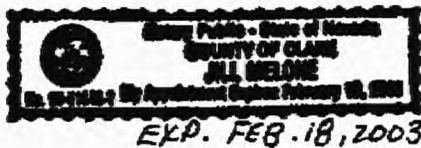
Manager, Real Estate + Assets
MANAGER, REAL ESTATE + ASSETS

STATE OF (Nevada)
COUNTY (Clark)

On this 7th day of July, 2000, before
me, a Notary Public in and for said State, personally
appeared

David Roark
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.

Jill Malone
Notary Public



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

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

CLARK COUNTY, NEVADA
JUDITH A. VANDEVER, RECORDER
RECORDED AT REQUEST OF:

NEVADA POWER COMPANY
08-25-2000 15:00 861 1
BOOK: 20000825 INST: 01597
FEE: 7.00 RPT: .00

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Purchase and Sale Agreement whereby the Economic Opportunity Board of Clark County sells to the City of Las Vegas real property located at 951 E Street (\$835,000 plus closing costs - Affordable Housing/Acquisition Real Property) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Dept./Division: Field Operations/Real Estate

Amount: \$835,000

Funding Source: Affordable Housing/Acquisition Real Property

PURPOSE/BACKGROUND:

The City desires to acquire this parcel from the Economic Opportunity Board of Clark County for affordable housing. The property will continue to be operated as rental housing and will comply with the remaining period of affordability (year 2025). This compliance includes yearly certifications for income eligibility, rent restrictions and monitoring for property standards until the end of the affordability.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Purchase and Sale Agreement
2. Addendum to Purchase Agreement

Motion made by GARY REESE to Approve

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

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

NOTE: COUNCILMAN WEEKLY disclosed that he would be abstaining on Items 16 and 32, on the advice of the City Attorney, because he serves as the Chair of the Economic Opportunity Board (EOB) of Clark County. CITY ATTORNEY JERBIC explicated that, in the past, COUNCILMAN WEEKLY has been advised not to abstain on matters concerning the EOB, because he was appointed to serve by the City Council, and a State Ethics Opinion says that COUNCILMAN WEEKLY does not have to abstain. In this case, however inconsistent it may appear, it would be prudent for COUNCILMAN WEEKLY to abstain on Item 16 due to the financial condition of the EOB, which is liquidating properties to meet some of its debt with the

CITY COUNCIL MEETING OF: JANUARY 17, 2007

federal government. As a member of the EOB, COUNCILMAN WEEKLY is trying to raise as much money for the Board, which is appropriate, while, at the same time, purchasing property from the EOB as a member of the City Council. This might present an appearance of a conflict. CITY ATTORNEY JERBIC reiterated that disclosure and abstention on Item 16 would be necessary; however, for Item 32, disclosure would suffice; abstention is not necessary.

Minutes:

Under Item 11, COUNCILMAN WEEKLY requested Item 16 be pulled for discussion.

LARRY HAUGSNESS, Director of Field Operations, was present.



PURCHASE AND SALE AGREEMENT

THIS PURCHASE AND SALE AGREEMENT ("Agreement"), is entered into this 18TH day of January, 2008 by and between Economic Opportunity Board of Clark County ("Sellers"), and the City of Las Vegas (collectively the "Buyer"). *ole*

Recitals

WHEREAS the Buyer desires to fully evaluate the Property described below for potential purchase, and Sellers desire to sell such Property to the Buyer on the terms and conditions set forth herein; and

WHEREAS Sellers desire to grant to the Buyer (irrevocable for a period of 90-days hereafter) a 90-day period within which Buyer shall have an option to purchase the Property on such terms and conditions;

NOW THEREFORE in consideration of the above recitals and the mutual covenants and conditions herein contained and in consideration of the amount of \$10,000.00 ("Earnest Money Deposit") to be deposited by Buyer into escrow, Sellers hereby irrevocably agree with Buyer to be bound by the terms of this Agreement for a period of 90-days from the date set forth above, and in perpetuity in the event the Property is fully approved within said 90-day period, as follows:

1.

PURCHASE AND SALE

1.1 Purchase and Sale.

(a) Subject to the terms and conditions of this Agreement, upon execution hereof by Buyer, Sellers hereby irrevocably offer (for a period of 90-days hereafter) to sell and convey to Buyer, the following described property (commonly known as APN 139-27-201-002, located at 951 E Street, Las Vegas, Nevada and herein called the "Property"). A Site Map of the Property depicting the parcel is attached hereto as Exhibit "A".

(b) Buyer agrees that property will continue to be operated as rental housing per 24CFR92.252. Buyer will comply with the remaining period of affordability (year 2025) which includes yearly certifications for income eligibility and rent restrictions and monitoring for property standards until the end of the period of affordability.

(c) Buyer agrees to sign an Agreement to Assignment and accept the Home Program conditions between Clark County and Buyer.

(d) Property is being purchased subject to current leases.

2.

PURCHASE PRICE

2.1 Purchase Price. The purchase price ("Purchase Price") for the Property shall be EIGHT HUNDRED FIFTY THOUSAND DOLLARS (\$850,000.00) cash, and shall be paid by Buyer to Sellers at the Closing (as defined in Section 5.1), subject to the terms of this Agreement. The Earnest Money Deposit shall be deposited into escrow within 10-days of Sellers' execution of this Agreement and shall be applied toward the Purchase Price at Closing, or in the event of a breach hereof by Buyer following full approval of the Property as provided in Section 3.3, shall be paid to Sellers; and in all other cases to be returned to Buyer.

3.
CONDITIONS TO CLOSING

3.1 Evidence of Title.

(a) Title Commitment. Buyer shall receive, as soon as Escrow Agent can provide following opening of Escrow, a commitment for Title Insurance on the Property for an ALTA Owner's Title Policy, and legible copies of any restrictive covenants, easements and other items listed as title exceptions therein. Sellers shall disclose and provide to Escrow Agent and to Buyer, any and all information and documents in its possession related to such exceptions to title.

(b) Title Exceptions. Thereafter, Buyer shall have thirty (30) calendar days within which to approve or disapprove all title exceptions, including the information reflected therein. If Buyer declines the purchase, the parties agree to cancel escrow immediately and return the Earnest Money Deposit to Buyer. If Buyer disapproves of any such item by written notice to Sellers and Escrow Agent during such 30-day period, Sellers may either cure such item at Sellers' cost and expense or Sellers may notify Buyer and Escrow Agent in writing within 30 days of the written notice of disapproval, that Sellers will not cure said item, at which time and in such event Buyer shall thereafter have 20 days within which to notify Sellers and Escrow Agent in writing that Buyer agrees to take title subject to said previously disapproved item, or this Agreement shall be deemed null and void and cancelled as if never entered into. The title exceptions listed in the Commitment for Title Insurance, which Buyer approves pursuant to this Section 3.1, are hereinafter called the "Permitted Exceptions."

3.2 Inspection. Buyer may inspect the Property at any reasonable time during business hours during the above referenced periods. If such inspection reveals any fact or condition unacceptable to Buyer, Buyer shall notify Sellers and Escrow Agent of such unacceptable fact or condition and may terminate this Agreement, or may elect to further inspect and study such condition for a period of time up to an additional 90 days, using any means normally and professionally employed to inspect and evaluate such type of condition, and such 90-day extension shall also automatically extend the Buyer's option period as set forth in Section 1.1 above.. In the event Buyer accepts the condition of the Property, the said inspection of the Property shall be deemed satisfactory to Buyer and Buyer shall Purchase the Property in its "as is" physical condition.

3.3 Expedited Approval And Closing. Buyer shall notify Escrow Agent and Sellers in writing of its approval of the Permitted Exceptions and acceptance of the Property's condition prior to the expiration of the periods referenced above (collectively "full approval of the Property") , and in such event, Closing shall proceed as soon as Escrow Agent can accomplish the Closing.

3.4 Termination. If this Agreement is terminated pursuant to Section 3.1 or 3.2 above, the Buyer shall pay the Escrow Agent's cancellation fees and charges from the Earnest Money Deposit, with the remainder being returned to Buyer, and no party shall have any further obligations under this Agreement.

4.
REPRESENTATIONS OR WARRANTIES

4.1 Representations and Covenants of Sellers. Sellers represent, warrant and covenant to Buyer as follows:

(a) To the best of Sellers' knowledge Sellers have the authority to own and convey the Property and to enter into and comply with this Agreement.

(b) To the best of Sellers' knowledge, this Agreement and all documents executed by Sellers which are to be delivered to Buyer at the Closing are and at the Closing will be, provided Buyer has duly executed those documents requiring Buyer's signature, legal, valid, and binding obligations of Sellers, and do not and at the time of Closing will not violate any provisions of any agreement or judicial order to which Sellers are a party or to which Sellers or the Property is subject.

(c) To the best of Sellers' knowledge, there are no attachments, executions, assignments for the benefit of creditors, or voluntary or involuntary proceedings in bankruptcy pending against or contemplated by Sellers or the Principals of Sellers.

(d) To the best of Sellers' knowledge, Sellers have not granted to any person, firm or corporation or other entity other than Buyer, any right or option to acquire the Property or any part thereof that has not heretofore terminated.

(e) To the best of Sellers' knowledge Sellers have no actual, current knowledge of any presence, use, generation, storage or disposal of any hazardous or toxic substances, wastes or pollutants on or under the Property, or of any underground storage tanks located on the Property.

(f) To the best of Sellers' knowledge, the party or parties executing this Agreement on behalf of Sellers have been duly authorized and are empowered to bind Sellers to this Agreement, and all consents which are required for Sellers' execution and delivery of this Agreement have been obtained by Sellers.

(g) To the best of Sellers' knowledge, prior to Closing, Sellers covenant to take no action to cause any of Sellers' representations and warranties in this Section 4.1 to become untrue.

4.2 Survival. The provisions of this Article 4 shall be deemed to survive the Closing.

5. CLOSING

5.1 Closing. The closing ("Closing") shall be held at Old Republic Title Company, (the "Escrow Agent") office at 8650 West Tropicana Avenue Suite A203 Las Vegas, Nevada on the date which is agreeable to the parties, (the "Closing Date"), unless the Agreement is terminated pursuant to the terms hereof. In the event Buyer notifies Escrow Agent of its full approval of the Property, Escrow Agent shall close escrow as soon as Closing can be accomplished. A copy of this Agreement shall be provided by Buyer to the Escrow Agent and shall constitute the escrow instructions to close the transaction as soon as all matters necessary to close escrow under the terms of this Agreement have been fulfilled. The parties shall execute any additional escrow instructions deemed necessary by the Escrow Agent. The deed shall be as directed by Escrow Agent to conform to the requirements of this Agreement. The parties shall execute all documents and provide the payments necessary to close escrow in a timely manner. Escrow Agent shall provide to the Buyer the policy of Title Insurance requested by Buyer, at Close of Escrow. Escrow Agent shall record the Grant, Bargain Sale deed to convey the Property to Buyer and shall deliver any funds due Sellers under the terms of this Agreement at Closing.

5.2 Sellers' Obligations at Closing. By Closing, Sellers shall deliver to Escrow Agent the following documents:

(a) Deed. Grant, Bargain and Sale Deed (the "Deed") prepared by Escrow Agent and executed by Sellers conveying the Land to Buyer subject only to the Permitted Exceptions;

(b) Evidence of Authority. Copy of Sellers resolutions or other documents required by Escrow Agent, certified by Sellers as true and complete, as of the Closing Date, so as to evidence the authority of the persons signing the Deed and other documents to be executed by Sellers at Closing and the power and authority of Sellers to convey the Property to Buyer in accordance with this Agreement;

(c) Foreign Person. An affidavit of Sellers certifying that Sellers is not "foreign persons" as defined in the federal Foreign Investment in Real Property Tax Act of 1980;

(d) Other. Any other documents deemed necessary by the Escrow Agent for the Closing.

5.3 Buyer's Obligations at Closing. Buyer shall deliver to Escrow Agent the following:

(a) Purchase Price. The Purchase Price by cashier's check or wire transfer of immediately available funds prior to the Closing Date, or such earlier time as may be required by Escrow Agent; and;

(b) Any other documents deemed necessary by the Escrow Agent for the Closing.

5.4 Proration. Rents and real estate taxes and assessments (including known and unknown matters whether discovered before or after closing, recapture taxes and any other costs) shall be prorated to the date of Closing. This paragraph shall survive the Closing.

5.5 Possession. Possession of the Property shall be delivered to Buyer at Closing and subject to the Permitted Exceptions.

5.6 Closing Costs. Except as otherwise expressly provided herein, Buyer shall pay, on the Closing Date, the title insurance premium for an ALTA Owner's Policy or other type of policy requested by Buyer, and the parties shall divide and pay the ordinary escrow fees, recording costs and other customary charges of the Escrow Agent, all as is customary in Clark County, Nevada. Each party shall pay its own attorneys' fees, if any.

6. DEFAULT

6.1 Breach by Sellers. If Sellers breach this Agreement, Buyer may terminate or rescind this Agreement in its sole and exclusive discretion, or may pursue any other legal remedies at law or equity, including specific performance. In the event of any breach by Sellers, Sellers shall also be liable to Buyer for any actual, consequential or other damages.

6.2 Breach by Buyer. If Buyer breaches this Agreement, Sellers shall be entitled to terminate or rescind the Agreement in their sole discretion, and in addition to any other remedies available at law or equity, the Agreement may be specifically enforced by Sellers pursuant to its terms.

7. FUTURE USE

7.1 From the date of execution of this Agreement by Sellers for a period of 90-days, and upon full approval of the Property by the Buyer until the Closing or earlier termination of this Agreement:

(a) Maintenance, Litigation. Sellers (i) will keep and maintain the Property in its condition as of the date of this Agreement (reasonable wear and tear excepted), and (ii) will use their best effort promptly to advise Buyer of any matters directly affecting the Property arising after the date of this Agreement.

(b) Contracts. Sellers will not, without the prior written consent of Buyer, modify, enter into, or renew any contract or other action affecting the Property which cannot be cancelled upon Closing.

8. MISCELLANEOUS

8.1 Notice. Whenever this Agreement requires or permits any delivery, consent, approval, notice, request, or demand from one party to the other (collectively "Notice"), such Notice must be in writing to be effective and shall be effective on the date of actual receipt of such Notice by the addressee or when the attempted initial delivery is refused or when it cannot be made because of a change of address of which the sending party has not been notified. The following shall, without limitation, be prima facie evidence of actual receipt of Notice by the addressee: (a) if mailed, by a United States certified mail return receipt, signed by the addressee or the addressee's agent; (b) if by telegram, by a telegram receipt signed by the addressee or the addressee's agent; or (c) if hand-delivered, by a delivery receipt, signed by the addressee or the addressee's agent. The parties' respective addresses for delivery of any Notice are set forth below unless another address is designated in writing by any party to the other.

IF TO BUYER: City of Las Vegas
 Attn: Real Estate Superintendent
 400 Stewart Avenue, 4th floor
 Las Vegas, Nevada 89101

IF TO SELLERS: Economic Opportunity Board of Clark County
 Attn: Dr. James Lester Murray, Executive Director
 330 West Washington
 Las Vegas, Nevada 89106

8.2 Entire Agreement. This Agreement embodies the entire agreement between the parties relative to the subject matter hereof, and there are no oral or written agreements between the parties or any representations made by either party relative to the subject matter hereof which are not expressly set forth herein.

8.3 Amendment. Only a written instrument executed by the parties hereto (including the Buyer) may amend this Agreement.

8.4 Headings. The captions and headings used in this Agreement are for convenience only and do not in any way limit, amplify, or otherwise modify the provisions of this Agreement.

8.5 Time of Essence. Time is of the essence of this Agreement. However, if the final date of any period which is not set out in any provision of this Agreement falls on a Saturday, Sunday or legal holiday under the law of the United States or the State of Nevada, then in such event, the time of such period shall be extended to the next day which is not a Saturday, Sunday or legal holiday.

8.6 Governing Law. The laws of the State of Nevada and the applicable federal laws of the United States shall govern this Agreement.

8.7. Successors and Assigns. This Agreement shall bind and inure to the benefit of Sellers and Buyer and their respective heirs, executors, administrators, personal and legal representatives, successors and assigns. Sellers shall not assign any of their rights or obligations under this Agreement without the prior written consent of Buyer. Buyer may freely assign its rights and obligations under this Agreement to a Nominee in writing.

8.8 Invalid Provision. If any provision of this Agreement is held to be illegal, invalid or unenforceable under present or future laws, such provision shall be fully severable; this Agreement shall be construed and enforced as if such illegal, invalid, or unenforceable provisions had never comprised a part of this Agreement, and the remaining provisions of this Agreement shall remain in full force and effect and shall not be affected by the illegal, invalid, or unenforceable provision or by its severance from this Agreement.

8.9 Attorneys' Fees. In the event either party hereto files suit to concerning this Agreement or any provision contained herein, each party shall bear its own attorney's fees and costs.

8.10 Multiple Counterparts. This Agreement may be executed in a number of identical counterparts, each of which for all purposes is deemed an original, and all of which constitute collectively one (1) agreement.

8.11 Date of This Agreement. As used in this Agreement, the terms "Effective Date", "date of this Agreement", or "date hereof" shall mean and refer to the date this Agreement is executed by the Sellers and Buyer and entered into the first paragraph.

8.12 Disclosure of Principals. Pursuant to Resolution R-105-99 adopted by the City Council effective October 1, 1999, Sellers warrant that it has disclosed, on the form attached hereto as Exhibit "B", all principals, including, partners of Sellers as well as all persons and entities holding more than 1% interest in Sellers or any principal of Seller. Throughout the term hereof, Sellers shall notify City in writing of any material change in the above disclosure within 15 days of any such change.

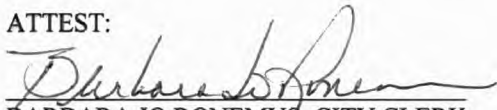
...

...

8.13 Modifications or Amendments. This Agreement may not be amended or modified except by a written instrument executed by the parties hereto. Upon approval of this Agreement by the City Council and after it has been fully signed and executed by all parties, the Superintendent of the Real Estate & Utilities Section in conjunction with the City Clerk shall have the authority on behalf of the Seller to complete and execute any additional documents necessary for the completion of the intent of this contractual obligation during the original term of this Agreement such as amendments, escrow document signature authority, adjustments to monetary revenue or expenditures not to exceed ten thousand dollars (\$10,000), filing and recording of appropriate documents with the County Records Office or the County Tax Assessors Office, and recordings and filing with the City Clerk's Office.

WHEREFORE the Sellers and Buyer have executed this Agreement the date first above written, and upon full approval hereof and ratification by the Buyer, shall be ratified by the Buyer indicating the date of such final approval.

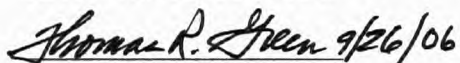
ATTEST:


BARBARA JO RONEMUS, CITY CLERK

"Buyer" CITY OF LAS VEGAS


OSCAR B. GOODMAN, MAYOR

APPROVED AS TO FORM:

 9/26/06
DEPUTY CITY ATTORNEY

"Seller" ECONOMIC OPPORTUNITY BOARD


DR. JAMES LESTER MURRAY, EXECUTIVE DIRECTOR

EXHIBIT "B"
CERTIFICATE
DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

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

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

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

2. Policy

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

3. Instructions

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

Incorporation

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

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

Block 1 <u>Contracting Entity (Name)</u> Economic Opportunity Board Name <i>ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY</i> Address <i>330 W. WASHINGTON LAS VEGAS, NV 89106</i> EIN or Social Security # <i>88-0096-051</i>	Block 2 <u>Description</u> Subject Matter of Contract/Agreement: Purchase and Sales Agreement
--	---

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

Block 4	<u>Disclosure of Ownership and Principals</u>		
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.	<i>LAWRENCE WEEKLY CHAIRMAN OF THE BOARD</i>	<i>330 W. WASHINGTON LAS VEGAS, NV 89106</i>	<i>702-648-0104</i>
2.	<i>REVEREND MARION BENNET BOARD MEMBER</i>	↓	↓
3.	<i>LINDA HARRIS BOARD MEMBER</i>		
	<i>DR. JAMES LESTER MURRAY EXECUTIVE DIRECTOR</i>		
5.	<i>LISTER I. CHUA DIRECTOR OF FINANCE</i>		
6.			
7.			
8.			
9.			
10.			

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

Block 5

Disclosure of Ownership and Principals - Alternate

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

Name of Attached Document: _____

Date of Attached Document: _____ Number of Pages: _____

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

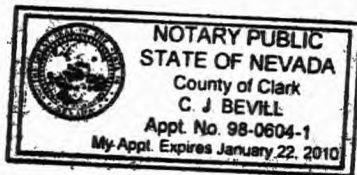
Mr. James Leste Murray
Name

9/26/06
Date

Subscribed and sworn to before me this 26th
day of

September, 2006.

C. J. Beville
Notary Public



GREATER LAS VEGAS ASSOCIATION OF REALTORS® ADDENDUM TO PURCHASE AGREEMENT

In reference to Agreement of Sale executed by CITY OF LAS VEGAS,
_____, as Buyer(s), dated _____, covering the real property
commonly known as 951 E STREET, LAS VEGAS, NV

It is further agreed by both parties as follows:

1. SALES PRICE TO BE \$835,000 WHICH IS THE MARKET VALUE ESTABLISHED BY THE APPRAISAL OBTAINED BY THE BUYER.
2. OFFER IS CONTINGENT UPON APPROVAL FROM THE CITY MANAGER'S OFFICE AND THE CITY COUNCIL.
3. THE PURCHASE AGREEMENT TO BE PLACED ON THE 1/17/2007 CITY COUNCIL AGENDA.
4. CLOSE OF ESCROW TO BE ON OR BEFORE 2/15/2007.

This agreement, upon its execution by both parties, is herewith made an integral part of the aforementioned Agreement of Sale.

WHEN PROPERLY COMPLETED THIS IS A BINDING CONTRACT. IF NOT FULLY UNDERSTOOD, SEEK COMPETENT LEGAL AID AND/OR COUNSEL BEFORE SIGNING.

The undersigned Buyer, having inspected the above described property and its appurtenances, offers and agrees to purchase said property on the terms and conditions herein stated and acknowledges receipt of a copy of this agreement from the Agent.

Karin Jacob
BUYER CITY OF LAS VEGAS

1-2-07
DATE

☐ AM
☐ PM

BUYER

TIME



ACCEPTANCE OF OFFER TO PURCHASE

The undersigned Seller accepts the foregoing offer to purchase and agrees to sell the above described property on the terms and conditions as stated herein and acknowledges receipt of a copy of this agreement.

Dr. James Lester Murray
SELLER EOB OF CLARK COUNTY

December 28, 2006
DATE

☐ AM
☐ PM

SELLER

TIME

AUTHORIZED AGENT

PHONE

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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 3951 East Bonanza Road commonly known as Mike Morgan Park, APN 140-31-102-002 - 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. Right-of-Entry

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

APN: 140-31-102-002

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

THIS GRANT OF EASEMENT CANCELS AND SUPERCEDES THE RIGHT OF ENTRY GRANTED TO NEVADA POWER COMPANY BY DOCUMENT RECORDED NOVEMBER 19, 2002 IN BOOK 20021119 AS DOCUMENT NO. 00938, OFFICIAL RECORDS, CLARK COUNTY, NEVADA.

GRANT OF EASEMENT

I(WE) **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, situate in the County of Clark, State of Nevada is that portion of the Northwest Quarter (NW1/4) of Section 31, Township 20 South, Range 62 East, M.D.M., City of Las Vegas, Clark County, Nevada, described as follows:

SEE LEGAL DESCRIPTION AND EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

RW# 591-04km
WO# 171224 (Bonanza & Sandhill Park)
Reference Document: 960131:02357

The Grantor(s) retain(s) the right to fence, to plant, to maintain and to so use said parcel(s) for its own purpose so long as such use is consistent with 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____.

RATIFIED AND CONFIRMED

JAMES R. SAAVEDRA
MANAGER, LAND SERVICES
NEVADA POWER COMPANY

CITY OF LAS VEGAS

BY: OSCAR B. GOODMAN
TITLE: MAYOR

APPROVED AS TO FORM

ATTEST:

Thomas R. Green 1/2/07

DEPUTY CITY ATTORNEY
Thomas R. Green

BARBARA JO RONEUS
CITY CLERK

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 this instrument as _____, on behalf of the CITY OF
LAS VEGAS and acknowledged to me that the CITY OF LAS VEGAS executed it.

Notary Public
RW5(A-2000 version) RW# 591-04km

Notary Statement and/or Seal

PROJECT ID: 171224
JULY 19, 2004
APN 140-31-102-002
PREPARED BY: RH
CHECKED BY: JE

EXPLANATION: THIS LEGAL DESCRIBES A NEVADA POWER COMPANY EASEMENT FOR UNDERGROUND ELECTRICAL FACILITIES FOR BONANZA & SANDHILL PARK.

LEGAL DESCRIPTION

THAT PORTION OF THE NORTHWEST QUARTER (NW ¼) OF SECTION 31, TOWNSHIP 20 SOUTH, RANGE 62 EAST, M.D.M., CITY OF LAS VEGAS, CLARK COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

CENTERLINE 1:

A STRIP OF LAND 12.00 FEET IN WIDTH, BEING 6.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 1 AS SHOWN BY A MAP THEREOF ON FILE IN FILE 84, PAGE 28 OF PARCEL MAPS IN THE CLARK COUNTY RECORDER'S OFFICE, CLARK COUNTY, NEVADA;

THENCE NORTH 00°26'25" WEST ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 524.91 FEET;

THENCE SOUTH 89°33'35" WEST, 6.00 FEET TO THE **POINT OF BEGINNING**;

THENCE NORTH 00°26'25" WEST PARALLEL WITH AND 6.00 FEET WEST OF THE EAST LINE OF SAID LOT 1, A DISTANCE OF 206.00 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 48.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 89°20'00", AN ARC LENGTH OF 74.84 FEET;

THENCE NORTH 89°46'25" WEST PARALLEL WITH AND 6.00 FEET SOUTH OF THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 112.03 FEET TO THE POINT OF ENDING, SAID POINT HEREINAFTER REFERRED TO AS POINT "A".

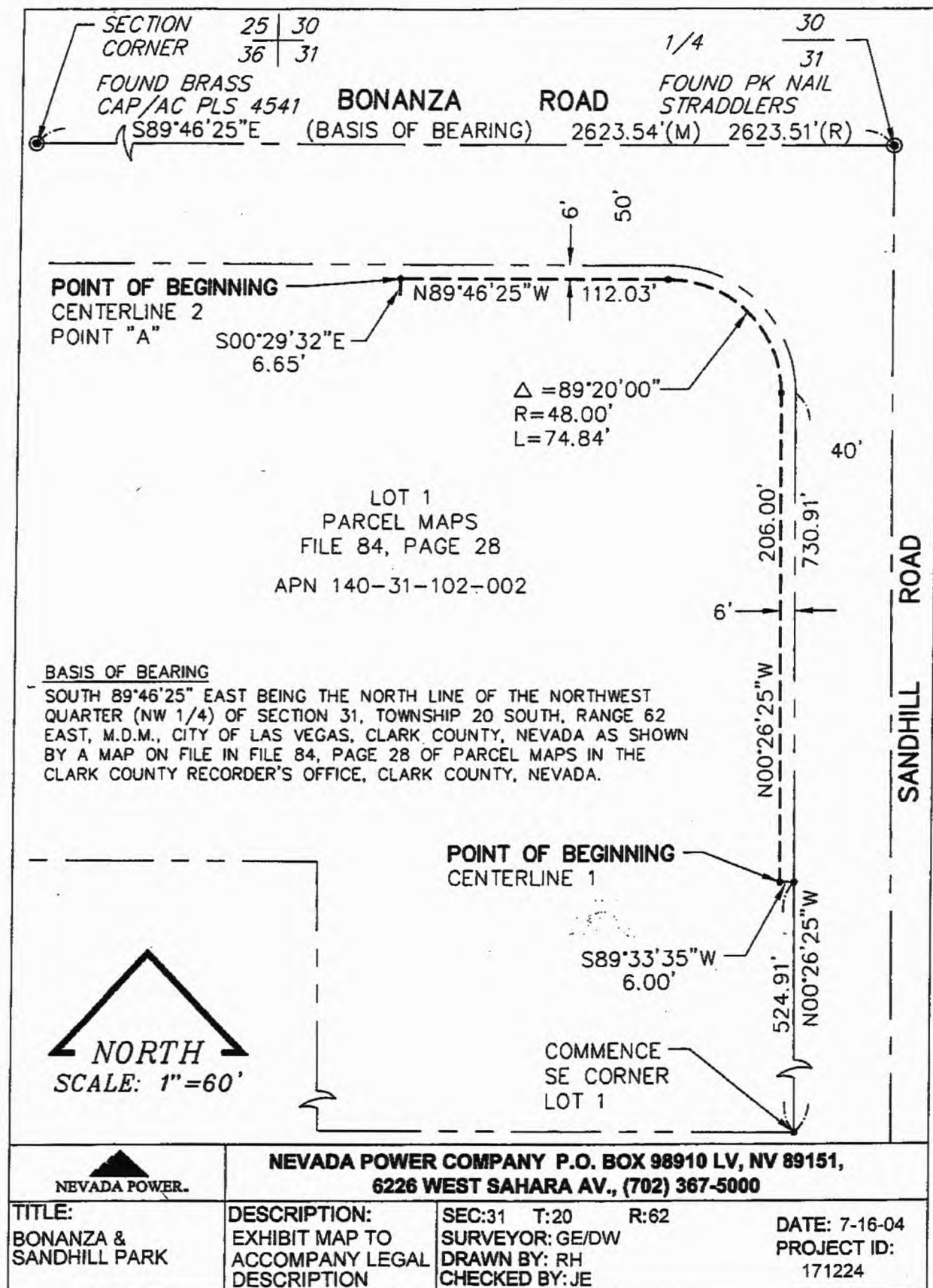
CENTERLINE 2:

A STRIP OF LAND 13.00 FEET IN WIDTH, BEING 6.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT SAID POINT "A";

THENCE SOUTH 00°29'32" EAST, 6.65 FEET TO THE POINT OF ENDING.

THE SIDELINE BOUNDARIES OF SAID STRIPS ARE TO BE LENGTHENED OR SHORTENED SO AS TO INTERSECT AT THE ANGLE POINTS.



RIGHT OF ENTRY

20021119
.00938

APN: 140-31-102-002

I (We) **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 **Lot 1 per File 84 of Parcel Maps, Page 28, being a portion of the Northwest Quarter (NW1/4) of Section 31, Township 20 South, Range 62 East, M.D.M., Clark County, Nevada**, 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 on Nevada Power Company Work Request Number: **171224**
ROE: **330-02km** Job Name: **Bonanza & Sandhill 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.

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 27TH day of SEPTEMBER 2002.

CITY OF LAS VEGAS

Michael J. Vladovick
BY: MICHAEL J. VLADOVICK
TITLE: ARCHITECTURAL PROJECT MGR.

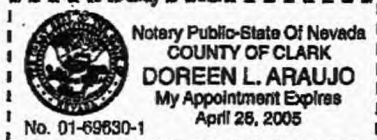
BY:
TITLE:

STATE OF NEVADA)
COUNTY OF CLARK)

On this 27TH day of September, 2002
before me, a Notary Public, personally appeared
MICHAEL J. VLADOVICK,
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 ARCHITECTURAL PROJECT MGR.
on behalf of the **CITY OF LAS VEGAS**, and
acknowledged to me that the **CITY OF LAS VEGAS**
executed it.

WHEN RECORDED MAIL TO
LAND SECTION — MS09
NEVADA POWER COMPANY
P.O. BOX 98910
LAS VEGAS, NV 89151-0001

Doreen L. Araujo
Notary Public



Notary Statement and/or Seal

ROE (B-2001 version)
Revised ROE 01/22/01

CLARK COUNTY, NEVADA
JUDITH A. SANDEVER, RECORDER
RECORDED AT REQUEST OF: NEVADA POWER COMPANY

11-19-2002 10:27 STX PAGE COUNT: 1

OFFICIAL RECORDS

BOOK/INSTR: 20021119-00938 FEE: 14.00
RPTT: .00

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FIELD OPERATIONS

DIRECTOR: LARRY HAUGSNESS

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Easement and Rights-of-Way from the City of Las Vegas to Las Vegas Valley Water District to allow Las Vegas Valley Water District access to the site for maintenance and construction of water pipelines and appurtenances located at 3104 East Bonanza Road commonly known as East City Service Center, APN 139-25-802-006 - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This Easement and Rights-of-Way will allow Las Vegas Valley Water District access to the site for maintenance and construction of water pipelines and appurtenances at the site.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Easement and Rights-of-Way

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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)

EASEMENT AND RIGHTS-OF-WAY

THIS INDENTURE OF EASEMENT AND RIGHTS-OF-WAY, made and entered into by and between:

CITY OF LAS VEGAS, a Municipal Corporation of the State of Nevada

Party of the First Part, hereinafter known as the **GRANTOR**, and **LAS VEGAS VALLEY WATER**, a Quasi-Municipal corporation, **DISTRICT**, Party of the Second Part, hereinafter known as the **GRANTEE**,

W I T N E S S E T H:

That the **GRANTOR**, for and in consideration of the sum of one dollar (\$1.00), lawful money of the United States, to it in hand paid by the **GRANTEE**, the receipt whereof is hereby acknowledged, does by these presents GRANT and CONVEY to the **GRANTEE**, its successors and assigns, an Easement and Rights-of-Way for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of a water pipelines and appurtenances with the right of ingress and egress, over, above, across and under that certain parcel of land described as follows:

SEE EXHIBITS "A" and "B" ,ATTACHED TO AND BY THIS REFERENCE MADE A PART HEREOF.

The **GRANTOR**, its successors and assigns agree that:

1. No buildings, structures, fences or trees shall be placed upon, over or under said parcel of land, now or hereafter, except that said parcel may be improved and used for street, road or driveway purposes, and for other utilities, insofar as such use does not interfere with its use by the **GRANTEE** for the purposes for which it is granted;
2. The **GRANTEE** shall not be liable for any damage to any of the **GRANTOR'S** improvements placed upon said parcel due to the **GRANTEE'S** necessary operations using reasonable care; and
3. Should any of the **GRANTEE'S** facilities within said easement be required to be relocated or repaired as a result of changes in grade or other construction within the easement, the **GRANTOR**, or its successors and assigns shall bear the full cost of such relocation or repair, unless the changes in grade or other construction is done by third parties with the written consent of the **GRANTEE**.

A.P.N. 139-25-802-006

GRANTOR: City of Las Vegas

Signator for **GRANTOR** warrants that it has the legal authority to bind the parties hereto and **GRANTOR** warrants that it may legally grant the rights described herein.

IN WITNESS WHEREOF, the **GRANTOR** has hereunto set its hand this _____ day of _____, 2007.

CITY OF LAS VEGAS

OSCAR B. GOODMAN, MAYOR

ATTEST:

BARBARA JO RONEMUS, CITY CLERK

APPROVED AS TO FORM:

Thomas R. Green 1/2/07
DEPUTY CITY ATTORNEY DATE
Thomas R. Green

...

...

A.P.N. 139-25-802-006

STATE of Nevada)
) ss.
COUNTY of Clark)

On _____, 2007, before me, the undersigned, a **NOTARY PUBLIC**, in and for said County and State, personally appeared OSCAR B, GOODMAN known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes herein mentioned.

WITNESS my hand and official seal.

Notary Public

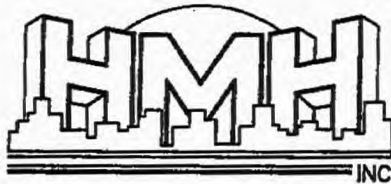
Notary Seal/Stamp

FOR LVVWD USE ONLY
RECORDED FOR LAS VEGAS VALLEY WATER DISTRICT 1001 S. VALLEY VIEW BLVD. LAS VEGAS, NEVADA 89153 RETURN TO – WILL CALL

FOR RECORDER'S USE ONLY



EXP. DATE
6/30/07



1081 S. CIMARRON RD. SUITE B5
LAS VEGAS, NEVADA 89145

PHONE: (702) 256-7850 FAX: (702) 256-1710

0980323-02

HMH111-06

NOVEMBER 14, 2006

PREPARED BY SALLY TACKLEY

APN 139-25-802-006

EXPLANATION: THIS LEGAL DESCRIBES AN EASEMENT FOR WATER FACILITIES
LOCATED NORTH OF BONANZA ROAD, EAST OF MOJAVE ROAD.

"Exhibit A"

THAT PORTION OF LOT 4 AS SHOWN BY MAP THEREOF ON FILE IN FILE 86, PAGE 48 OF
PARCEL MAPS, IN THE CLARK COUNTY RECORDER'S OFFICE, CLARK COUNTY,
NEVADA, LYING WITHIN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST
QUARTER (SE 1/4) OF SECTION 25, TOWNSHIP 20 SOUTH, RANGE 61 EAST, M.D.M., CITY
OF LAS VEGAS, CLARK COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTERLINE INTERSECTION OF BONANZA ROAD (100 FEET
WIDE) AND MOJAVE ROAD (100 FEET WIDE);

THENCE NORTH 00°31'28" WEST ALONG THE CENTERLINE OF SAID MOJAVE ROAD,
164.82 FEET;

THENCE NORTH 89°28'32" EAST, 50.00 FEET TO THE **POINT OF BEGINNING**, BEING A
POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID MOJAVE ROAD BEING COINCIDENT
WITH THE WEST LINE OF SAID LOT 4;

THENCE NORTH 00°31'28" WEST ALONG SAID EAST RIGHT-OF-WAY LINE AND SAID
WEST LOT LINE, 10.00 FEET;

THENCE NORTH 89°28'32" EAST, 15.00 FEET TO A POINT ON A LINE 15.00 FEET EAST OF
AND PARALLEL TO SAID WEST LOT LINE;

THENCE SOUTH 00°31'28" EAST ALONG SAID PARALLEL LINE, 10.00 FEET;

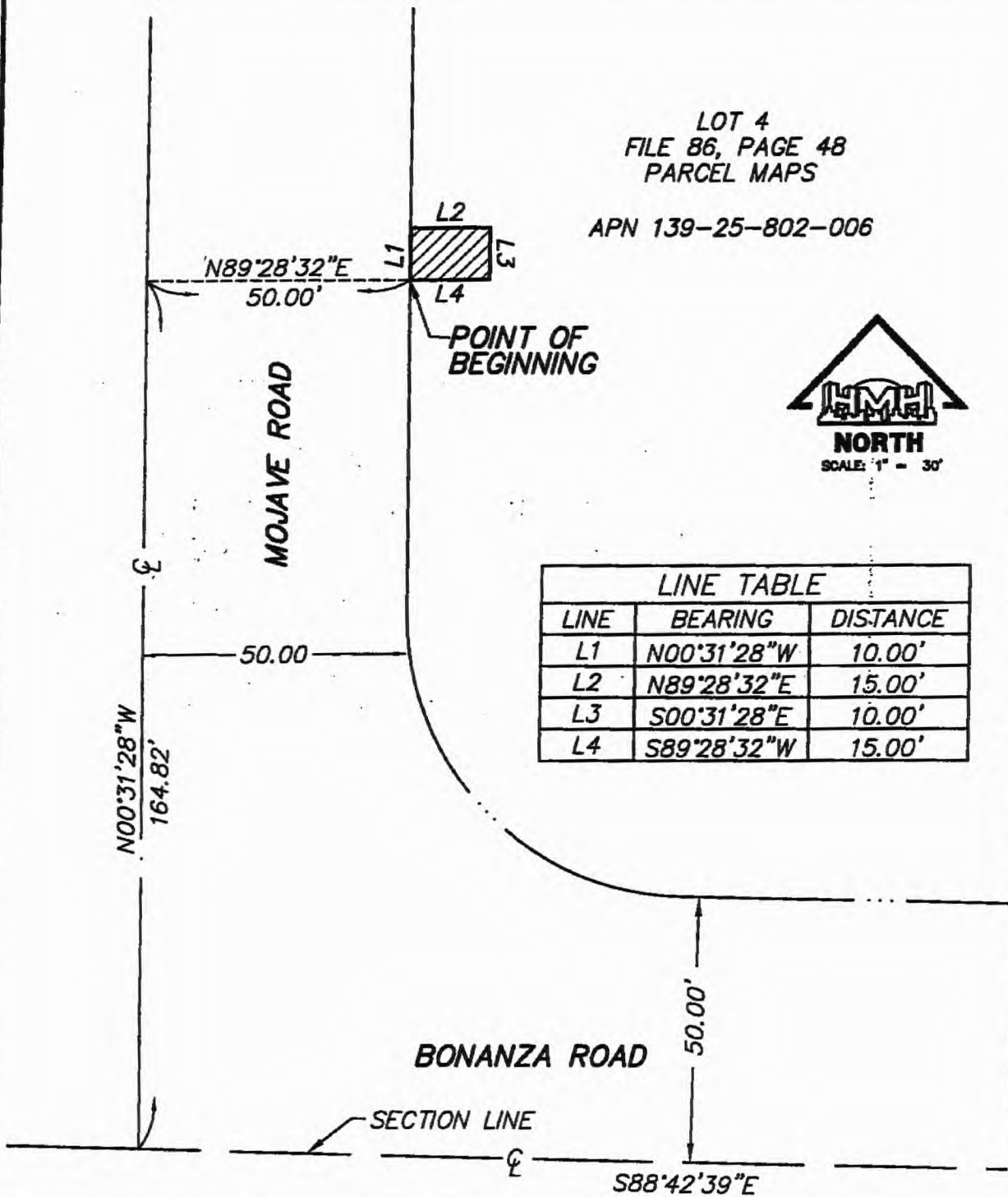
THENCE SOUTH 89°28'32" WEST, 15.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 150 SQUARE FEET, MORE OR LESS.

NOTE: THIS LEGAL DESCRIPTION IS PROVIDED AS A CONVENIENCE AND IS NOT
INTENDED FOR THE PURPOSE OF SUBDIVIDING LAND NOT IN CONFORMANCE WITH
NEVADA REVISED STATUTES.

LOT 4
FILE 86, PAGE 48
PARCEL MAPS

APN 139-25-802-006



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N00°31'28"W	10.00'
L2	N89°28'32"E	15.00'
L3	S00°31'28"E	10.00'
L4	S89°28'32"W	15.00'

EXHIBIT "B"

POR. SE1/4 SEC. 25, T. 20 S., R. 61 E.

LVWD EASEMENT



1081 S. CIMARRON RD.
SUITE B-5
LAS VEGAS, NV. 89145
PHONE: (702) 256-7850
FAX: (702) 256-1710

0980323/0980323.02.DWG

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

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: 66,979,381.01

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 12/16-12/31/06

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

City of Las Vegas

Summary of Cash Expenditures

For period of 12/16-12/31/06

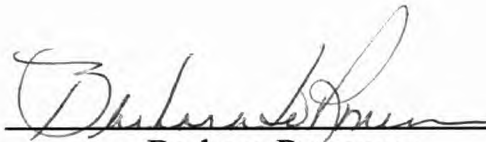
Total Services & Materials Checks :	\$12,695,765.79
Total Services & Materials EFT Payments :	\$1,430,505.49
Total Wire Transfers:	\$46,256,097.61
Total Payroll Checks:	\$6,597,012.12

Grand Total:	\$66,979,381.01
--------------	-----------------

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.

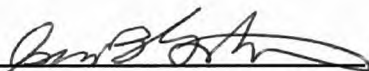


Mark R. Vincent
Director of Finance



Barbara Ronemus
City Clerk

On JANUARY 17, 2007, the City Council approved the above cash expenditures.



Oscar B. Goodman
Mayor

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of renewal of City's required letter of credit in the amount of \$10,508,000 for workers compensation claims (\$52,204.33 - Employee Benefits Internal Service Fund)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount: 52,204.33

Funding Source: Employee Benefits ISF

Dept./Division: Human Resources

PURPOSE/BACKGROUND:

NRS 616B.300(2) requires that "a self-insured employer must, in addition to establishing financial ability to pay workers compensation claims, deposit with the commission a bond executed by the employer as principal, payable to the State of Nevada." The City received a letter from the Office of the Commissioner of Insurance requiring no adjustment (except for rounding) to the deposit amount. \$52,204.33 represents applicable banking fees.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Invoice from Wells Fargo Bank for Letter of Credit L/C No. NHS 242675

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

Operations Group
- Northern California
One Front Street, 21st Floor
San Francisco, CA 94111



DEBIT INVOICE

DATE: DECEMBER 22, 2006
OUR L/C NO. NHS242675

MAIL TO:

CITY OF LAS VEGAS
CITY HALL
400 EAST STEWART
LAS VEGAS, NV 89101

BENEFICIARY: STATE OF NEVADA DEPT OF INSURANCE CAPITAL COMPLEX

AMOUNT REPRESENTS STANDBY PERIODIC COMMISSION TO BE COLLECTED
USD10,508,000.00
IN ADVANCE ON -----
FROM 12/22/2006 THROUGH 12/21/2007 AT 0.49% P.A. FOR 365 DAYS ON
360 DAY BASIS.

TOTAL: USD52,204.33
=====

WE ARE REQUESTING PAYMENT FOR THE TOTAL AMOUNT.

PLEASE CONTACT OUR HELPLINE BY TELEPHONE AT 800-798-2815 OPTION
NO. 1 OR BY FAX AT 415- 296-8905 REGARDING ANY INQUIRIES.

CC: BOISE - BBG
MAC: U1851-015
AU: 3352

FOR: AU#7119 GOVERNMENT SERVICES - 8000 - BBG

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for Emerald Home Furnishings,
Location: 475 South Grand Central Parkway, Suite 1350, Dates: January 29, 2007 - February 2,
2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible
Person in Charge: Kristina Kathman - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for The Howard Elliott Collection,
Location: 495 South Grand Central Parkway, Suite 332, Dates: January 29, 2007 - February 2,
2007, Type: Special Event Beer/Wine/Cooler, Event: World Market Center Trade Show,
Responsible Person in Charge: Alexis Baize - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for Roxana Pineda, Location: East Las Vegas Community Center, 250 North Eastern Avenue, Date: January 20, 2007, Type: Special Event Beer/Wine/Cooler, Event: Sweet 15th Birthday, Responsible Person in Charge: Julio Giron - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

☐ **Augmentation Required**

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for World Market Center LLC,
Location: 495 South Grand Central Parkway, Floors 1 through 10, Dates: January 29, 2007 -
February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show,
Responsible Person in Charge: Gerry Sawyer and Laurie Dorough - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for World Market Center LLC,
Location: 475 South Grand Central Parkway, Floors 1 through 16, Dates: January 29, 2007 -
February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show,
Responsible Person in Charge: Gerry Sawyer and Laurie Dorough - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a new Beer/Wine/Cooler On-sale License, Pei Wei Asian Diner, Inc., dba Pei Wei Asian Diner, 7175 West Lake Mead Boulevard, Suite 115, Russell G. Owens, Dir, Pres, Sec, Treas, CFO and Richard L. Federico, Dir, CEO - Ward 1 (Tarkanian)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a new Beer/Wine/Cooler On-sale License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

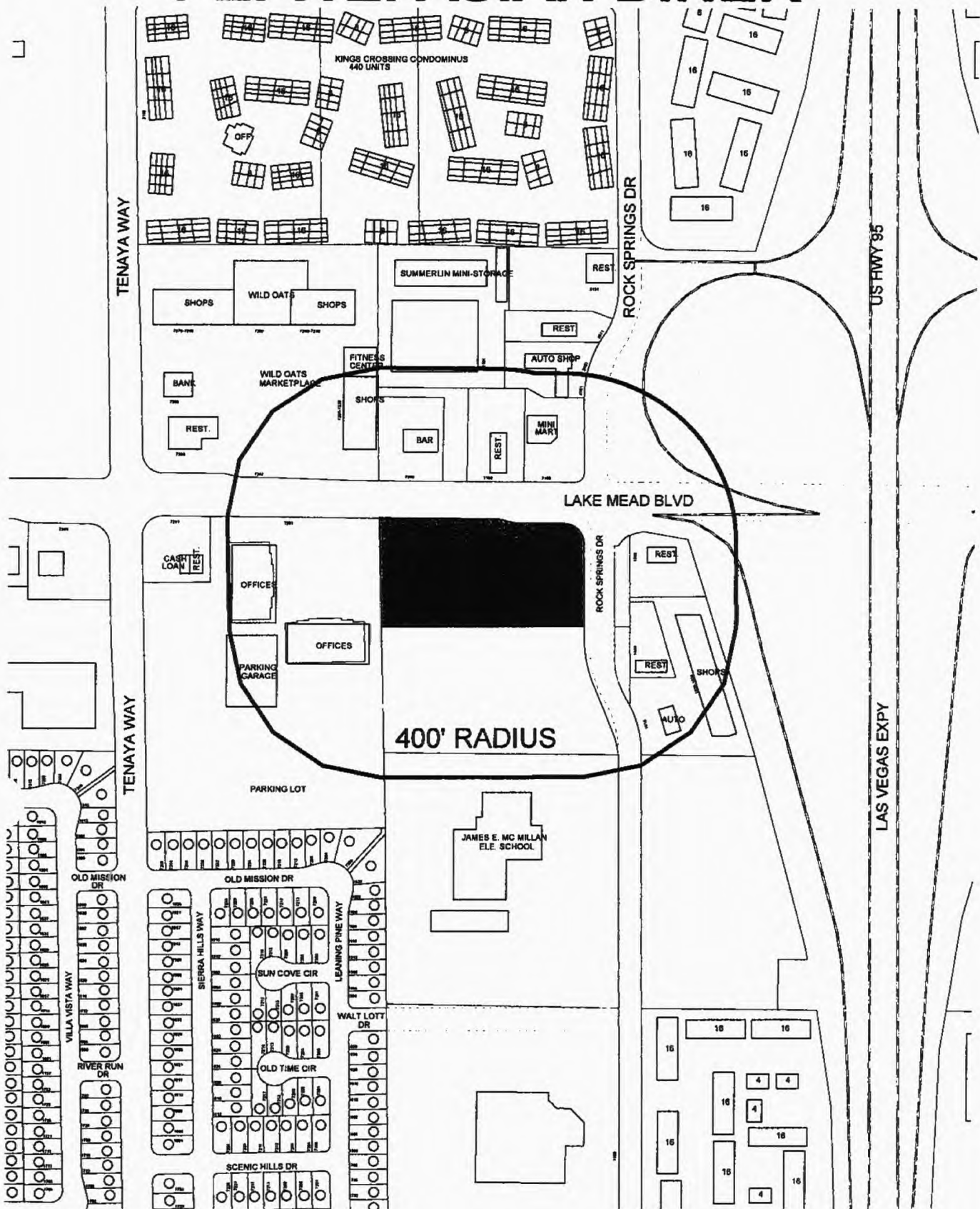
Map

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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)

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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Change of Name and Change of Type of Ownership for a Massage Establishment License, From: Sydney Houseal, dba Cipriani Day Spa, To: La Bella Day Spa & Salon, Inc., dba La Bella Day Spa & Salon, Inc., 7045 West Ann Road, # 130, Sydney Bales, Dir, Pres, Treas, Secy, 100% - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of Change of Name and Change of Type of Ownership for a Massage Establishment License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

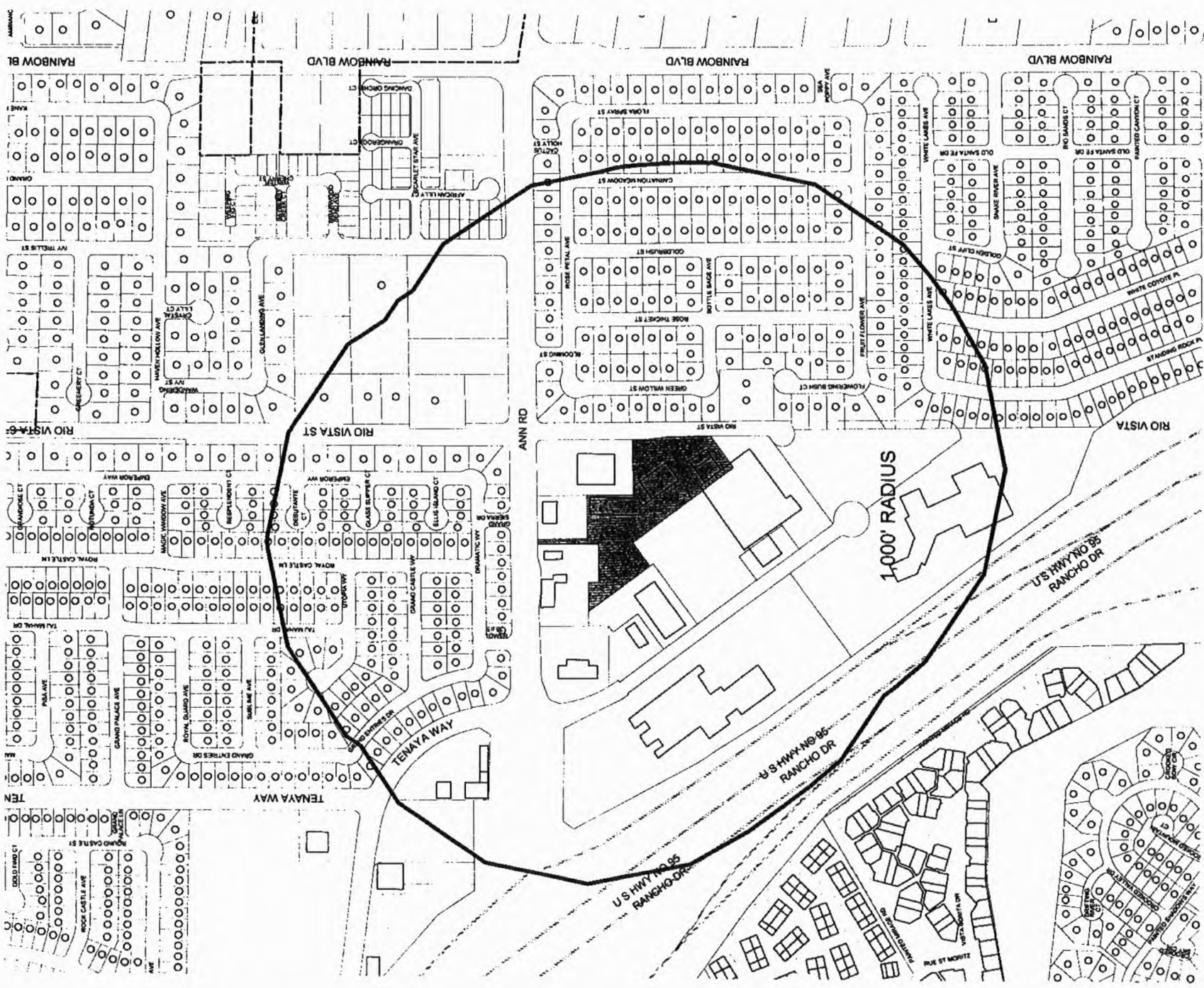
Map

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

LA BELLA DAY SPA & SALON INC



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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Special Event Alcoholic Beverage License for Eastern Accents, Location: World Market Center, 475 South Grand Central Parkway, Suite 370, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Cathy Bayliss - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a Special Event Alcoholic Beverage License.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots, United Coin Machine Co., db at Andy Capz Pub, 1631 North Decatur Boulevard - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots.

RECOMMENDATION:

Recommend approval.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of revision of Purchase Order No. 228957 for the Development, Administration and Scoring of Hiring Exams for Fire Captain and Fire Battalion Chief - Departments of Human Resources and Fire and Rescue - Award recommended to: HARGIS & ASSOCIATES (\$51,125.56 - General Fund)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: 51,125.56

Funding Source: General Fund

Dept./Division: Human Resources/Fire and Rescue

PURPOSE/BACKGROUND:

Purchase Order No. 228977 in the amount of \$48,976.44 was issued to Hargis and Associates on September 7, 2005 to develop, administer and score exams for the hiring of the positions of Fire Battalion Chief and Fire Captain. Due to the quantity of applications, the reimbursable expense associated with the testing has added \$2,149.12 which brings the total requirement to \$51,125.56. This purchase is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), Professional Services.

PCC: B. Colin

POC: Ken Hargis - (650) 968-3788

RECOMMENDATION:

That City Council approve the issuance of a revision to Purchase Order No. 228977 for the Development, Administration and Scoring of Hiring Exams for Fire Captain and Fire Battalion Chief in the total estimated amount of \$51,125.56.

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Modification No. 1 to Contract No. 050645, Engineering Design Services for the Las Vegas Wash Trail, Phase II (Owens Avenue to Stewart Avenue) - Department of Public Works - Award recommended to: BUREAU VERITAS NORTH AMERICA, INC. (\$113,560 – Parks and Leisure Activities Capital Projects Fund) - Ward 3 (Reese)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: 113,560

Funding Source: Parks and Leisure Activities CPF

Dept./Division: Public Works

PURPOSE/BACKGROUND:

On January 19, 2005 City Council approved the award of Contract No. 050645 to Berryman & Henegar to provide an engineering design agreement for the design, right-of-way acquisition and construction of a trail system within the Las Vegas Wash corridor from Stewart Avenue to Charleston Boulevard in the amount of \$400,000. This Modification will extend the existing Las Vegas Wash Trail project, which provides for the design, right-of-way acquisition and construction of a trail system within the Las Vegas Wash corridor from Owens Avenue to Stewart Avenue in the amount of \$113,560. Since the initial Contract was approved, the name of the Company has been changed from Berryman & Henegar to Bureau Veritas North America, Inc. This requirement is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), Professional Services.

PCC: D. Collins

POC: Donald Allison, P.E. - (702) 252-7866

RECOMMENDATION:

That City Council approve Modification No. 1 to Contract No. 050645, Engineering Design Services for the Las Vegas Wash Trail, Phase II to Bureau Veritas North America, Inc. to increase the amount by \$113,560, from \$400,000 to \$513,560. Authority to execute the Modification 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 11-15, 17-31 and 34-44

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

CITY COUNCIL MEETING OF: JANUARY 17, 2007

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)



CERTIFICATE DISCLOSURE OF OWNERSHIP/PRINCIPALS

1. Definitions

"City" means the City of Las Vegas.

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

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

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

2. Policy

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

3. Instructions

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

4. Incorporation

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

Block 1 Contracting Entity Name Bureau Veritas North America, Inc. Address 4840 W. University Ave, Suite A-1 Las Vegas, NV 89103 Telephone (702) 252-7866 EIN or DUNS 06-1689244	Block 2 Description Subject Matter of Contract/Agreement Drainage Plan Review As-Need Design Las Vegas Wash Trail Contract Nos. 16399.00, 16627.00, 15733.00, 16552.00
Block 3 Type of Business ☐ Individual ☐ Partnership ☐ Limited Liability Company ☒ Corporation ☐ Trust ☐ Other:	

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.	Dickerson Wright/ Director, President & Chief Operating Officer	7895 Convoy Ct #18, San Diego, CA 92111	(858) 451-3109
2.	Frank Piedeliever/ Director and Chairman of the Board	17 Bis, PL des Reflets, La Defense 2, 92400 Courbevoie, France	(33) 1 42 91 52 91
3.	Francois Tardan/ Director and Treasurer	17 Bis, PL des Reflets, La Defense 2, 92400 Courbevoie, France	(33) 1 42 91 52 91
4.	Burton Haimel/ Secretary of the Board	666 Fifth Avenue, #2139, New York, NY 10103	(212) 506-5055
5.	Richard Tong/ Executive Vice President	11860 West State Road 84, Suite 1, Fort Lauderdale, FL 33325	(954) 236-6809

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

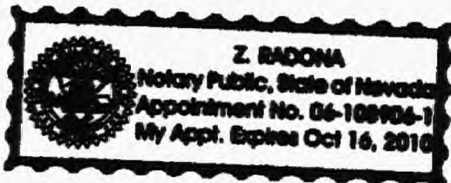
Block 5 DISCLOSURE OF OWNERSHIP AND PRINCIPALS – ALTERNATE

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

Name of Attached Document: _____

Date of Attached Document: _____ Number of Pages: _____

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



Dorothy M. Allison
Name
1/08/07
Date

Subscribed and sworn to before me this 8 day of

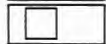
January, 2007

[Signature]
Notary Public

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: STEPHEN HARSIN**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval to amend and restate the Community Development Block Grant (CDBG) Rehabilitation Agreement between the city of Las Vegas and Economic Opportunity Board of Clark County (EOB) for the purpose of naming Lutheran Social Services as successor in interest and transferring title to the property located at 415 W. Adams and 618 W. Washington, Las Vegas, Nevada to Lutheran Social Services – Ward 5 (Weekly)

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

On February 7, 1996, the City of Las Vegas City Council allocated \$450,000 in CDBG funds to EOB for the rehabilitation of multi family residences located at 415 W. Adams and 618 W. Washington to provide transitional housing to very low income persons. EOB is in the process of liquidating most of its assets and Lutheran Social Services has agreed to take ownership of the property and maintain its affordability to very low income persons for the duration of the required National Objective period.

RECOMMENDATION:

Staff recommends that the City Council approve the amendment and restatement of the Agreement and authorize the Mayor to execute the same and all agreements and documents required following approval as to form by the City Attorney.

BACKUP DOCUMENTATION:

1. Letter from EOB
2. Disclosure of Principals from EOB
3. Disclosure of Principals from Lutheran Social Services
4. Submitted after meeting - Community Development Block Grant (CDBG) Rehabilitation Agreement between the city of Las Vegas and Economic Opportunity Board of Clark County (EOB)

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);

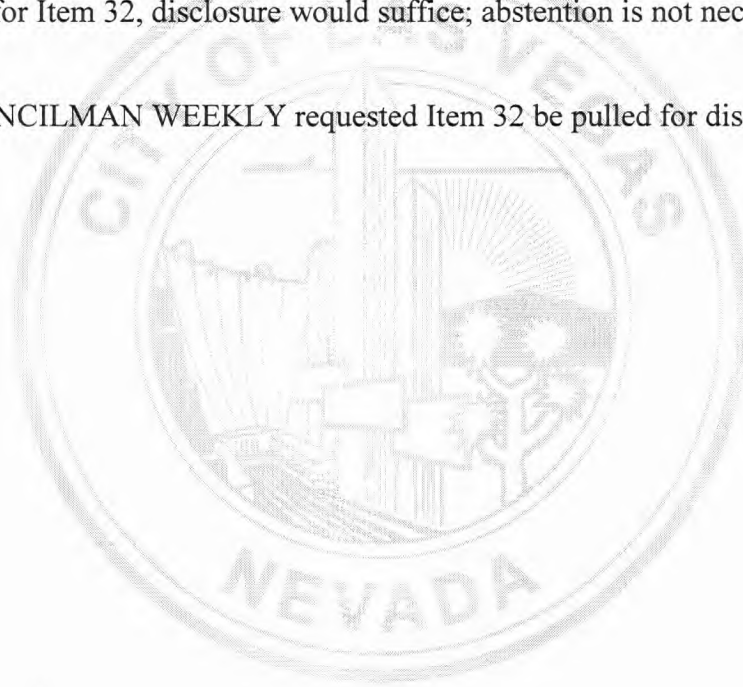
CITY COUNCIL MEETING OF: JANUARY 17, 2007

(Did Not Vote-None); (Excused-None)

NOTE: COUNCILMAN WEEKLY disclosed that he would be abstaining on Items 16 and 32, on the advice of the City Attorney, because he serves as the Chair of the Economic Opportunity Board (EOB) of Clark County. CITY ATTORNEY JERBIC explicated that, in the past, COUNCILMAN WEEKLY has been advised not to abstain on matters concerning the EOB, because he was appointed to serve by the City Council, and a State Ethics Opinion says that COUNCILMAN WEEKLY does not have to abstain. In this case, however inconsistent it may appear, it would be prudent for COUNCILMAN WEEKLY to abstain on Item 16 due to the financial condition of the EOB, which is liquidating properties to meet some of its debt with the federal government. As a member of the EOB, COUNCILMAN WEEKLY is trying to raise as much money for the Board, which is appropriate, while, at the same time, purchasing property from the EOB as a member of the City Council. This might present an appearance of a conflict. CITY ATTORNEY JERBIC reiterated that disclosure and abstention on Item 16 would be necessary; however, for Item 32, disclosure would suffice; abstention is not necessary.

Minutes:

Under Item 11, COUNCILMAN WEEKLY requested Item 32 be pulled for discussion.





Economic Opportunity Board – Clark County
330 W. Washington
Las Vegas, NV 89106
Phone: 702. 647.1509

November 28, 2006

Mr. Tim Whitright
Manager
Neighborhood Services Department
City of Las Vegas
400 Stewart St.
Las Vegas, Nevada 89101

Dear Mr. Whitright:

The purpose of this correspondence is to verify the transfer of ownership of property by the Economic Opportunity Board of Clark County (EOB) to the Lutheran Social Services of Nevada (LSSN). The properties located at 618 W. Washington Avenue and 415 W. Adams have officially been separated from EOB property listings to LSSN. Thank you for your consideration in this matter. Should you need additional information, please don't hesitate to contact me at the above address and phone number.

Sincerely,

A handwritten signature in cursive script, reading 'Dr. James Lester Murray'.

Dr. James Lester Murray
Executive Director
KCEP Power 88.1 FM
Economic Opportunity Board of Clark County

NEIGHBORHOOD SERVICES
DEPARTMENT

2006 DEC -1 A 10:47

DISCLOSURE OF PRINCIPALS

The principals and partners of Economic Opportunity Board *and all persons and entities holding more than 1% interest in the Economic Opportunity Board or any principal of Economic Opportunity Board* are the following:

FULL NAME	BUSINESS ADDRESS	BUSINESS PHONE
-----------	------------------	----------------

- | | | |
|----------------|--|--|
| 1. <u>None</u> | | |
| 2. _____ | | |
| 3. _____ | | |
| 4. _____ | | |
| 5. _____ | | |
| 6. _____ | | |

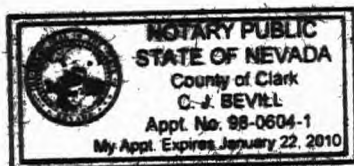
Continue list until full and complete disclosure is made.

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

By: Dr. James Lester Murray
Title: Executive Director FOB

Subscribed and sworn to before me this
28th day of December, 2006

C. J. Beville
Notary



**BOARD OF DIRECTORS
ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY**

Lawrence Weekly (Chairman)	716 S. 6 th Street Las Vegas, Nevada 89101	702-229-5443
Linda Harris	1401 N. Lamb #252 Las Vegas, Nevada 89110	702-561-3703
Reverend Marion Bennet	1911 Goldhill Avenue Las Vegas, Nevada 89030	702-648-1205

DISCLOSURE OF PRINCIPALS

The principals and partners of Lutheran Social Services *and all persons and entities holding more than 1% interest in the Lutheran Social Services or any principal of Lutheran Social Services* are the following:

FULL NAME	BUSINESS ADDRESS	BUSINESS PHONE
1. <u>None</u>		
2. _____		
3. _____		
4. _____		
5. _____		
6. _____		

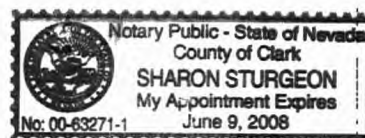
Continue list until full and complete disclosure is made.

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

By: *Janine Heller*
Title: EXECUTIVE DIRECTOR

Subscribed and sworn to before me this
28th day of December, 2006

Sharon Sturgeon
Notary



Lutheran Social Services of Nevada
Board of Directors
January 2007

Term expires 12/07	Term expires 12/08	Term expires 12/09
Gary Lenkeit – President Community Lutheran - ELCA 272 Great Duke Ave Las Vegas, NV 89123 454-3536 (H) 263-0094 (W) garylenkeit@cox.net	Gary Heckmann -Treasurer Lamb of God - LCMS 9325 West Desert Inn #104 Las Vegas, NV 89117 645-8799 (H) 407-5550 (W) 232-8936 (C) gary.heckmann@thrivent.com	Dr. Phil Hausknecht Christ the Servant - ELCA 7610 Cougar Creek Circle Las Vegas, NV 89123 837-6176 (H) 807-8273 (C) drphilah@cox.net
Helen Smith – Secretary Reformation Lutheran - ELCA 26 Quail Hollow Drive Henderson, NV 89104 458-5540 (H) 271-5540 (C) hsmithlv@prodigy.net	Kirk Kaplan – President Elect 7835 Geyser Hill Lane Las Vegas, NV 89147 367-3937 (H) 604-2062 (C) kkaplan@jonesvargas.com	Kent Larson – Christ Lutheran – ELCA 10256 Romantico Drive Las Vegas, NV 89135 304-9255 (H) 407-5550 (W) 290-8952 (C) kent.larson@thrivent.com
Walter Dekin 4525 Quadrel Street Las Vegas, NV 89129 396-7207 (H) 295-6329 (W) 630-0274 (C) mj_wdd@cox.net	Shirley Derke Mt. Olive - WELS 391 N. 15th Street Las Vegas, NV 89101 218-4070 (H) 386-6800 (W) derkelaw@aol.com	Carey Miller Good Samaritan – ELCA 8791 Frasure Falls Ave Las Vegas, NV 89178 592-8595 (H) carey.miller@timet.com
Lynn Davis Faith Lutheran Church – LCMS 2155 Silvered Bark Las Vegas, NV 89135 233-4502 (H/O) 234-0480 (C) ldavis@wildfirecom.com	David Mittenzwei First Good Shepard – LCMS 8217 Emerald Isle Ave Las Vegas, NV 89128 256-4394 (H) davem@davemcentral.com	Elizabeth Schaus Faith Lutheran – LCMS 3791 Narrow Leaf Way Las Vegas, NV 89147 233-1302 (H) nateandliz@aol.com

COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT
Between the City of Las Vegas and
Lutheran Social Services

THIS AGREEMENT, made and entered into this 17th day of January, 2007 by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada, hereinafter referred to as "CITY," and **Lutheran Social Services**, a Nevada nonprofit corporation duly organized under the laws of the State of Nevada, hereinafter referred to as "SUBRECIPIENT", whose primary mailing address at the date of execution is PO Box 2079, Las Vegas, Nevada 89125.

WITNESSETH

WHEREAS, the CITY has entered into a Grant Agreement with the U.S. Department of Housing and Urban Development for participation in the Community Development Block Grant, hereinafter referred to as "CDBG," program under Title I of the Housing and Community Development Act of 1974, P.L. 93-383 as amended; and

WHEREAS, the CITY is responsible for planning, administering, implementing, and evaluating the CDBG program to ensure that it conforms to the HUD-approved Consolidated Plan for the City; and

WHEREAS, the CITY entered into an agreement with Economic Opportunity Board of Clark County (EOB) to provide \$450,000 in CDBG funds (the "Grant") to construct/rehabilitate 9 units of transitional housing located at 415 W. Adams and 618 W. Washington in the city of Las Vegas, Clark county, Nevada, (the "Properties") and

WHEREAS, EOB accepted the Grant and agreed to comply with the Grant conditions; and

WHEREAS, EOB is transferring title to these Properties to SUBRECIPIENT, and

WHEREAS, SUBRECIPIENT has agreed to take ownership of the Properties and maintain the affordability to very low income persons for the duration of the required National Objective period, and

WHEREAS, the CITY desires to assist SUBRECIPIENT by providing **\$2,101** in CDBG funds to pay the cost of transferring the titles to the Properties, and

WHEREAS, CITY as Grantee wishes to engage SUBRECIPIENT to assist the CITY in utilizing such funds by providing services to meet one (or more) of the CDBG Program's three broad National Objectives (defined in 24 CFR Part 570.208) as follows:

1. To benefit low- and moderate-income persons,
2. To aid in the prevention or elimination of slum or blight,
3. To meet Community Development needs having a particular urgency;

NOW, THEREFORE, it is agreed between the parties hereto that;

I. SCOPE OF SERVICE

A. SUBRECIPIENT RESPONSIBILITIES

SUBRECIPIENT will be responsible for operating a CDBG –funded Project known as the Title Transfer of 415 W. Adams and 618 W. Washington, Las Vegas, Nevada that respectively, through the transfer of titles, provides activities eligible under the CDBG Grant program pertaining to acquisition/construction/rehabilitation, as more specifically set out in the attached Exhibit "A", Scope of Services Description, and incorporated herein to this Agreement (the "Project"). It is expressly agreed and understood that the total amount of additional funding to be provided by the CITY under this Agreement shall not exceed the **\$2,101** in CDBG funds, hereinafter "CDBG Funds" or "Funds", to be allocated in accordance with the Project Budget as detailed in the attached Exhibit "F". SUBRECIPIENT agrees to adhere to the Scope of Services Description, Exhibit "A". SUBRECIPIENT hereby agrees to utilize said CDBG Funds made available pursuant to this Agreement to supplement rather than supplant funds otherwise available.

B. TIME OF PERFORMANCE

SUBRECIPIENT This Agreement provides for CDBG funding of SUBRECIPIENT Program rendered in accordance with this Agreement from January 17th, 2007 through June 30, 2007, inclusive. The CITY shall bear no liability to fund or provide payment for SUBRECIPIENT Project services in the event that no CDBG grant award funds are received during that fiscal year. Furthermore, the CITY shall be liable only for payment proportional to the extent that CDBG grant the CITY receives award funds. SUBRECIPIENT Project expenses incurred after July 1, of the fiscal year but prior to execution of this Agreement may be reimbursed upon approval of the Grantee and contingent upon SUBRECIPIENT conformance with 24 CFR 570.200(h)(1)(i-vi).

II. CITY GENERAL CONDITIONS

A. COMPLIANCE WITH THE SUBRECIPIENT PROGRAM MANUAL AND OTHER APPLICABLE STATUTES AND REGULATIONS

SUBRECIPIENT acknowledges and agrees to abide with all Policies, Regulations and CDBG program criteria as specified in the Neighborhood Services SUBRECIPIENT Construction/Rehabilitation Program Manual. SUBRECIPIENT shall obtain any and all Federal, State, and Local permits and licenses required to execute the Project as described in the Agreement's Scope of Services. SUBRECIPIENT further agrees to abide by all applicable Federal, State, and Local codes, regulations, statutes, ordinances, and laws. Failure to abide by any of the above may result in forfeiture of the CDBG grant funds.

B. SUBRECIPIENT RETAINS EXCLUSIVE RIGHT OF PERFORMING SERVICES

SUBRECIPIENT has requested the financial support of the CITY to enable SUBRECIPIENT to provide the services contemplated herein. The CITY shall have no relationship whatsoever with the services contemplated herein except the provision of financial support and the receipt of reports as provided herein. In any and all events, the services contemplated herein shall be rendered at the time, in the manner and under

circumstances determined solely and exclusively by SUBRECIPIENT, subject only to review by the City of Las Vegas, Neighborhood Services Director or other designee of the Neighborhood Services Director to assure continuing eligibility for CDBG funding.

C. INDEMNIFICATION

SUBRECIPIENT agrees to protect, defend, indemnify and save harmless the CITY from and against any and all liability, damages, claims, suits, liens, and judgments of whatever nature, including but not limited to, claims for contribution and/or indemnification for injuries to or death of any person or persons, caused by, in connection with, or arising out of any activities undertaken pursuant to this Agreement. SUBRECIPIENT'S obligation to protect, defend, indemnify, and save harmless as set forth in this paragraph, shall include any and reasonable attorneys' fees incurred by the CITY in the defense and/or handling of said suits, demands, judgments, liens, claims and the like and reasonable attorneys' fees and investigation expenses incurred by the CITY in enforcing and/or obtaining compliance with the provisions of this paragraph.

D. ON-SITE MONITORING

Projects funded under this Agreement will be subject to on-site monitoring by duly authorized CITY representatives, CITY-contracted independent auditors, HUD and/or the Comptroller of the United States. Said representatives will be announced, at a minimum, 24 hours in advance of such visits, which shall occur during normal operating hours. The representatives shall be granted access to any and all records pertaining to said Project. Representatives may, on occasion, interview project recipients who volunteer to be interviewed.

Subrecipient shall allow duly authorized representatives from the City, independent auditors contracted by the City, HUD, the Comptroller General of the United States, or any combination thereof, to conduct such reviews, audits, and on-site monitoring of the Project as the reviewing entity deems appropriate in order to determine:

1. Whether the Project is being operated in a manner consistent with the Plan and the national and primary objectives of the CDBG Program;
2. Whether the objectives of the Project are being achieved;
3. Whether the Project is being operated in an efficient and effective manner;
4. Whether management control systems and internal procedures have been established to meet the objectives of the Project;
5. Whether the financial operations of the Project are being conducted properly;
6. Whether the periodic reports to the City contain accurate and reliable information; and
7. Whether all of the activities of the Project are conducted in compliance with the provisions of applicable Federal laws and regulations and this Agreement.

E. RIGHT TO REVIEW AND AUDIT

1. The SUBRECIPIENT 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 ten (10) years, except those records subject to audit findings shall be retained for three (3) years after the period of meeting a national objective. In the event the SUBRECIPIENT goes out of existence, the SUBRECIPIENT

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 SUBRECIPIENT 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 SUBRECIPIENT's operation hereunder. The SUBRECIPIENT further understands and agrees that said inspection and audit would be exercised upon written notice. If the SUBRECIPIENT or its records or books are not located within Clark County, Nevada, in the event of an inspection and audit, SUBRECIPIENT agrees to deliver the records or books or have the records or books delivered to the City or the City's designated representatives find that the records delivered by the SUBRECIPIENT are incomplete, the SUBRECIPIENT agrees to pay the City or the City representatives' costs to travel (including travel, lodging, meals, and other related expenses) to the SUBRECIPIENT's offices to inspect, audit, and retrieve the complete records. The SUBRECIPIENT 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.

F. INSURANCE

1. The SUBRECIPIENT shall procure and maintain at its own expense, during the entire term of the Agreement, the following coverage:

a. Industrial/Workers' Compensation Insurance protecting the SUBRECIPIENT and the City from potential SUBRECIPIENT employee claims based upon job-related sickness, injury, or accident, during performance of this Agreement.

b. General Liability Insurance in the amount of One Million Dollars (\$1,000,000) combined single limit per occurrence, and Two Million Dollars (\$2,000,000) aggregate for bodily injury (including death), personal injury and property damage. Such coverage shall be on an "occurrence" basis and not on a "claims made" basis. The coverage must be provided either on an ISO Commercial General Liability form or an ISO Broad Form Comprehensive General Liability form. Any exceptions to coverages must be fully disclosed on the required certificates. If other than these forms are submitted as evidence of compliance, complete copies of such policy forms must be submitted to the City within ten (10) days after the notice of award. Policies must include, but need not be limited to, coverages for bodily injury, property damage, personal injury, Broad Form property damage, premises and operations, severability of interest, products and completed operations, contractual and independent contractors.

c. Automobile Liability Insurance in the amount of One Million Dollars (\$1,000,000) combined single limit "per accident" for bodily injury or property damage, or both, caused by or arising out of the ownership, maintenance or use of any automobile by SUBRECIPIENT (owned or hired) in the performance of the services under this Agreement.

d. Professional Liability Insurance in an amount of not less than One Million Dollars (\$1,000,000). Coverage may be on a "claims made" basis or on an "occurrence"

basis. If coverage is provided on a "claims made" basis, SUBRECIPIENT shall maintain coverage for one (1) year following the completion of this Agreement.

The insurance coverages required under this Section are in addition to, and not in lieu of, SUBRECIPIENT's indemnification obligation provided under Section II.C. The City, its officers, employees and volunteers must be expressly named as additional insured parties under the coverages required under this Section.

2. Certificates of Insurance. Prior to the commencement of its performance under this Agreement, SUBRECIPIENT shall have on file with the City current certificates of insurance evidencing the coverages required herein.

a. SUBRECIPIENT shall furnish the renewal certificates for the required insurance during the period of coverage required by this Agreement. If the renewal certificates are not provided, the City may declare SUBRECIPIENT in default of its obligation under this Section.

b. Except for the Professional Liability Insurance, the City shall be named as an additional insured party under the coverages required under this section.

3. Insurance Rating. Each insurance company's rating as shown in the latest Best's Key Rating Guide shall be fully disclosed and entered on the required certificate of insurance. The adequacy of the insurance supplied by SUBRECIPIENT, including the rating and financial health of each insurance company providing coverage, is subject to the approval of the City. The City requires insurance carriers to maintain a Best's Key rating of A VII or higher (i.e., A VII, A VIII, A IX, A X, etc.).

4. Lapse of Insurance. If SUBRECIPIENT fails to maintain any of the insurance coverages required under this Section, then the City will have the option to (i) declare a breach of this Agreement, (ii) purchase replacement insurance, or (iii) pay the premiums that are due on existing policies in order that the required coverages may be maintained. SUBRECIPIENT is responsible for any expenses paid by the City to maintain or purchase the insurance required under this Section and the City may collect the same from SUBRECIPIENT or deduct the amount paid from any sums due SUBRECIPIENT under this Agreement.

5. Primary Coverage. SUBRECIPIENT's insurance shall be the primary coverage with respect to the City, its officers, employees and volunteers. Any other coverage (insurance or otherwise) available to the City, its officers, employees and volunteers shall be considered coverage in excess to that required of SUBRECIPIENT and shall not contribute with it.

6. Notice of Cancellation. Each insurance policy supplied by SUBRECIPIENT must be endorsed to provide that the coverage shall not be suspended, voided, canceled or reduced in coverage or in limits until thirty (30) days prior written notice by certified mail "return receipt requested" has been given to the City. This notice requirement does not waive the insurance requirements contained herein.

G. IRS REGULATIONS

SUBRECIPIENT agrees to comply with all applicable IRS regulations, specifically regarding employees, depositing of payroll taxes, filing of payroll tax returns, and issuance of W-2's at year-end. All persons working for a non-profit agency, whether full or part-time, are considered employees, pursuant to IRS Publication 15A. If a private contractor or instructor is hired, a W-9 must be completed if he/she is paid \$600 or more, and an IRS Form 1099 must be issued to that person at year-end, as well as filed with the IRS. 1099 instructions can be obtained on the IRS website.

H. LIMIT ON ASSIGNMENT OF INTEREST

SUBRECIPIENT may not assign any part of its rights in this Agreement without consent of CITY. Any such assignment of rights without consent of CITY shall result in the forfeiture of all compensation, or any part thereof, as determined by CITY.

I. AGREEMENT REVISIONS

Changes in the Scope of Services as outlined herein must be in accordance with CDBG Program regulations, made by written amendment to this Agreement and approved by both the SUBRECIPIENT and the Las Vegas City Council (and executed by the Mayor) if funding amounts over \$24,999 are involved or by the Director of Neighborhood Services or the Director's designee if funding amounts of less than \$25,000 are involved. In addition, the Department Director is authorized to sign amendments, which revise the Agreement language without any funding impact. Any such changes must not jeopardize CDBG funding to the City.

J. APPRAISAL OF PROPERTY

SUBRECIPIENT understands and agrees that it is the policy of the City to secure as collateral an interest in any and all real property being financed with federal funds. Accordingly, for properties involving acquisition of real property, improvements to real property, or a combination thereof, the City shall not provide funding in excess of fair market value of the subject property. Therefore, the City shall require that an appraisal to ascertain fair market value. For projects involving acquisition and improvements to the real property, the City shall require an appraisal indicating the fair market value of the property including all improvements to be made to the property. The City will not disburse any funds pursuant to this Agreement until such appraisal is received to the satisfaction of the City.

K. NOTICE TO PROCEED/CONSTRUCTION CONTROL

For any construction activities financed in whole or in part by CDBG funds pursuant to this agreement, SUBRECIPIENT agrees and understands that SUBRECIPIENT may not commence construction until the Director of the City's Neighborhood Services Department (hereinafter referred to as "Director") issues a Notice to Proceed in writing. SUBRECIPIENT further agrees and understands that the City may require the SUBRECIPIENT to use a City approved licensed voucher control company for the construction of the Project, unless specified otherwise in writing by the Director. Once the Notice to Proceed is issued, SUBRECIPIENT must also provide the City with the written minutes of all construction meetings until the Certificate of Occupancy on the Project is received.

L. DISCLOSURE OF PRINCIPALS

Pursuant to Resolution R-105-99 adopted by the Las Vegas City Council effective October 1, 1999, and amended on November 17, 1999, SUBRECIPIENT warrants that it has disclosed, on the form attached hereto as Attachment I, all principals, including, partners of SUBRECIPIENT, as well as all persons and entities holding more than 1% interest in SUBRECIPIENT or any principal of SUBRECIPIENT. Throughout the term hereof, SUBRECIPIENT shall notify City in writing of any material change in the above disclosure within 15 days of any such change.

M. GROUNDBREAKING/GRAND OPENING EVENTS

The SUBRECIPIENT agrees and understands that all costs incurred for groundbreaking and grand opening ceremonies will be the responsibility of the SUBRECIPIENT. In addition, the SUBRECIPIENT agrees to coordinate any ceremonial events concerning this project with the City to include review and approval of the date selected, the invitations, the invitation list, the press release, and the programs. The City will be responsible for scheduling the event with any city-elected officials.

N. AGREEMENT TO DEVELOPMENT CONDITIONS

SUBRECIPIENT hereby agrees to comply with any and all development conditions as established by CITY Council, the CITY Planning Commission, the CITY Board of Zoning Adjustment, and by the CITY Planning Department as stated in the "Program Description" section of this Agreement. When necessary, the CITY may amend such conditions to comply with the City of Las Vegas General Plan, with Title XIX of the Municipal Code of the City of Las Vegas, and with any applicable state, local, and federal law.

III. FEDERAL GENERAL CONDITIONS

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, 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, 24 CFR Part 21, 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 fifteen years from the date of the final disbursement of funds to meet a National Objective plus an additional five years as specified in HUD Federal regulation 570.503(b)(8)(i), from the date of the Agreement.

Any additional construction or rehabilitation added to a building already meeting a National Objective due to the source of funding for previous work will have additional years added to the final year the original National Objective is shown to be met.

FINANCIAL MANAGEMENT

A. AUDIT REQUIREMENTS

This Agreement is subject to other requirements of United State's Office of Management and Budget (OMB) Circular No. A-110 "Grants and Agreements with Institutions of Higher Education, Hospitals, and other Non-Profit Organizations" and its relevant attachments "A" through "O"; and Circular A-122, entitled "Cost Principles for Non-Profit Organizations."

This Agreement is also subject to an OMB A-133 Audit pursuant to the Single Audit Act. Prior to July 1, 1997, the A-133 was applicable to grant recipients who had received \$25,000 per year in federal funds for two consecutive years. Effective December 31, 2003, the Office of Management and Budget requires that grant recipients who expend over \$500,000 in any federal grant funds in the fiscal year received are required to conduct an A-133 audit.

Any agency that expends between \$200,000 - \$499,999 in federal funds will be required to have a CPA Audited Financial Statement and submitted to the CITY. The funds expended may be from one or multiple federal sources.

All Subrecipients who fall under the requirements of OMB A-133 Auditing Rules must submit a full and complete copy of such audits to the Neighborhood Services Department. It is the responsibility of the SUBRECIPIENT to ensure that audits are completed in a proper and timely manner. Failure to submit copies of the A-133 Audit will render the SUBRECIPIENT as non-compliant. This means that no funds may be drawn until the City of Las Vegas Neighborhood Services Department has received and reviewed the copy of the audit. Please refer to the CDBG Construction/Rehabilitation Program Subrecipient Manual as provided for further guidance on this matter.

B. DOCUMENTATION OF COSTS

All costs shall be recorded by budget line-items and be supported by properly executed payrolls, time records, invoices, contracts, or vouchers, or other official documentation evidencing in proper detail the nature and propriety of the charge. All checks, payrolls, invoices, contracts, and vouchers, orders or other accounting documents pertaining in whole or in part to the Agreement, shall be thoroughly identified and readily accessible. Supporting backup material must include the following documents to verify proof of payment: copies of the front and back of the cancelled checks, downloaded check copies from the Subrecipient's website, or bank statement in addition to a paid bill, invoice or receipt.

C. FINANCIAL RECORD KEEPING

Financial records pertaining to all invoices, materials, payrolls, personnel records, and other data concerning matters related to this Agreement may be requested from SUBRECIPIENT by duly authorized CITY representatives, CITY-contracted independent auditors, HUD and/or the Comptroller of the United States, or any combination thereof.

D. RECORDS

Program records shall be maintained in accordance with HUD and CITY requirements with respect to all matters covered by this Agreement. Such records shall be maintained for a period of five years after the term of this Agreement expires (effectively a twenty-five year retention period).

E. PROJECT BUDGET

Invoice expenditures eligible for payment by the CITY will be in accordance with the Project Budget delineated in Exhibit "F" and subject to any conditions imposed in the Scope of Services, to include monthly or quarterly reports and narratives when seeking reimbursement from the City for Project costs. All expenditures will be reimbursable with appropriate back-up documentation such as, but not limited to, paid invoices, the fronts and backs of cancelled checks, bank statements, payroll sheets. SUBRECIPIENT shall not make any changes in the Project budget. Line items may be revised if permission is requested from and approved in writing from the Neighborhood Services Department Director.

F. METHOD OF PAYMENT

The CITY shall reimburse valid invoices for approved Project budget expenditures identified in Exhibit "F" of this Agreement. Before paying such expenses, the CITY will

review invoice expenditures to determine their consistency with the approved eligible expenditures, the scope of services, pursuant to this Agreement. The CITY reserves the right to refuse reimbursement for expenses, which are CDBG-ineligible or which are not within the scope of this Agreement. Monthly and quarterly reimbursement requests shall include reports and narratives as detailed in "Scope of Services" section of this Agreement.

G. UNEXPENDED FUNDS

In the event that CITY staff anticipates the total amount of funds allocated for this Agreement will not be expended in the time and manner prescribed in this Agreement, the CITY reserves the right to such unexpended portion for other Projects/programs operating under the CITY'S CDBG Program. An extension deadline may be authorized in writing by the CITY Neighborhood Services Director the Director's designee.

H. ACCOUNTING METHODS

Expenditures charged to CITY Fiscal Year indicated above, CDBG funds will be accounted separately from all other revenue sources. SUBRECIPIENT shall maintain these records.

I. REAL PROPERTY, NON-EXPENDABLE PERSONAL PROPERTY, DEPRECIATION SCHEDULES, AND DISPOSITION OF PROPERTY

In accordance with the United States Office of Management and Budget (OMB) Circulars A-87, Cost Principles of State and Local Governments, and A-110, Grants and Agreements with Institutions of Higher Education, Hospitals, and other Nonprofit Organizations, the following shall apply:

- 1) Non-expendable personal property will be defined as any property either tangible or intangible other than real property as defined herein, which has a unit acquisition cost of \$500 or more, and a useful life of more than one year.
- 2) Real property will be defined as land, including land improvements, structures and appurtenances thereto, but excluding movable machinery and equipment.
- 3) Non-expendable personal property shall be depreciated on a 5-year, straight-line schedule, as is the accounting standard used for the City of Las Vegas in its financial management. SUBRECIPIENT will be required to maintain property records for and report to the City during the 5-year depreciation period. If the property is disposed of prior to the 5-year depreciation period, the CITY shall provide the SUBRECIPIENT with disposition instructions upon request. If the property is disposed of for cash during this period, it constitutes Program Income, which must be reported in accordance with the Section III C. & D., Program Income, portion of this Agreement. Examples of non-expendable personal property are vehicles and computer equipment. If said property is a vehicle, the City shall be named as a lien-holder on the title.
- 4) When non-expendable personal property has been fully depreciated in accordance with the CITY'S 5-year straight-line schedule, and the property is disposed of for cash, the SUBRECIPIENT may retain such funds provided that SUBRECIPIENT notifies the CITY in writing and that SUBRECIPIENT uses such funds for the exclusive benefit of the Program.
- 5) Pursuant to 24 CFR Part 570.503, the SUBRECIPIENT must transfer upon expiration of the term of this Agreement any CDBG funds on hand at the time of

expiration and any accounts receivable attributable to the use of CDBG funds provided pursuant to this Agreement. In addition, any real property as described above either acquired or improved in whole or in part, in excess of \$25,000, shall be used to meet one of the national objectives pursuant to Part 570.208 until five (5) years after expiration of this Agreement, or for such longer period of time as deemed appropriate by the CITY. If not used as such, SUBRECIPIENT must dispose of such real property in a manner that results in the reimbursement of CDBG funds for the amount of the current fair market value of the property less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of or improvement to the property. This reversion of assets will not be required after such period of time deemed appropriate by the CITY.

V. MODIFICATION OR TERMINATION OF AGREEMENT

A. AMENDMENT OR REVISION REQUIRED BY HUD

SUBRECIPIENT and the CITY hereby agree to amend or otherwise revise this Agreement should HUD and/or any applicable federal statutes or regulations require such modification.

B. TERMINATION PROCEDURES

If SUBRECIPIENT fails to fulfill in a timely and proper manner its obligation under this Agreement or shall violate any of the covenants, agreements or stipulations of this Agreement, the CITY shall thereupon have the right to suspend or terminate this Agreement and specify the effective date thereof in accordance with 24 CFR 85.43.

Remedies for noncompliance with any of the covenants, agreements or stipulations of this Agreement shall include, but are not limited to:

1. the temporary withholding of cash payments pending correction of the deficiency by the CITY or SUBRECIPIENT or more severe action by the U.S. Department of Housing and Urban Development, as the awarding federal agency,
2. the disallowance (that is, denying both the use of funds and matching credit for) all or part of the cost of the activity or action not in compliance,
3. the whole or partial suspension or termination of the current award for the Program,
4. the withholding of further awards for the Program, or
5. the adoption of other remedies that may be legally available.

As Recipient, the CITY reserves the right to set the terms and conditions for suspension or termination, provided that such conditions are consistent with 24 CFR Part 85.43 and are appropriate for the noncompliance being addressed. Any notice of termination for noncompliance shall be given no less than ten (10) days before the effective date of such termination and sent to SUBRECIPIENT at the location specified in EXHIBIT "A", Item G of this Agreement.

C. PROVISIONS REQUIRED BY LAW DEEMED INSERTED

Each and every provision of law and clause required by law to be inserted in this Agreement will be deemed to be inserted herein, and this Agreement shall be read and

enforced as though it were included herein and if through mistake or otherwise any such provisions not inserted, or is not correctly inserted, then upon the application of either party this Agreement shall forthwith be physically amended to make such insertion.

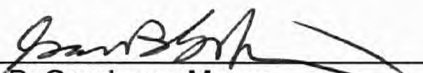
D. NOTIFICATION OF AGENCY CHANGES

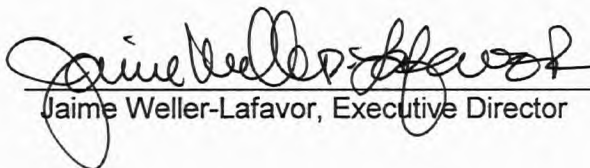
SUBRECIPIENTS must notify the CITY in writing, of any of the following changes within 15 days: key staff, Executive Director, changes of more than half of the Board of Directors, Agency name change, change of address, phone, fax or email address. The CITY must have complete and up to date information on file for all SUBRECIPIENTS.

IN WITNESS WHEREOF, the parties hereto have entered this Agreement the day and year first above written.

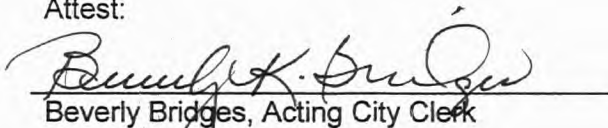
CITY OF LAS VEGAS

Lutheran Social Services

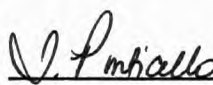

Oscar B. Goodman, Mayor


Jaime Weller-Lafavor, Executive Director

Attest:


Beverly Bridges, Acting City Clerk

Council Action January 17, 2007

APPROVED AS TO FORM:  4/3/07

ACCEPTANCE OF DEFERRED LOAN AND AGREEMENT TO
COMPLY WITH DEFERRED LOAN CONDITIONS

I, Jaime Weller-Lafavor, Executive Director of Lutheran Social Services, a non-profit corporation, on behalf of that corporation, do hereby accept the deferred loan in the amount of **\$2,101** and the conditions imposed upon that loan contained in the Community Development Block Grant (CDBG) Agreement to Lutheran Social Services for The Title Transfer of 415 W. Adams and 618 W. Washington Project, approved by the City Council of the City of Las Vegas, Nevada on the 17th day of January, 2007, a copy of which is attached hereto and incorporated herein.

Executed this 12th day of April, 2007.

Lutheran Social Services

By: Jaime Weller-Lafavor
Name and Title Executive Director

State of Nevada)

County of Clark)

On this 12th day of April, 2007, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jaime Weller-Lafavor, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she executed the same freely and voluntarily and for the uses and purposes therein mentioned.

Christina Strong
Notary Public

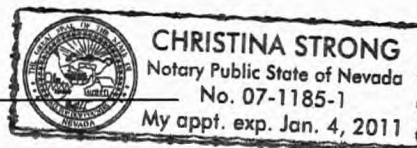


EXHIBIT "A"
SCOPE OF SERVICES DESCRIPTION

A. PROJECT DESCRIPTION

- 1) Subject to receipt of the CDBG funding from the federal government, the City will provide up to the amount of CDBG funding identified in I.A. of the Agreement to the SUBRECIPIENT for the purposes described as follows:

To fund the cost of transferring the title of 415 W. Adams and 618 W. Washington in Las Vegas, Nevada from Economic Opportunity Board to Lutheran Social Services to operate the 9 housing units as affordable housing for low-moderate income persons

- 2) Opportunities, which may enhance, or constraints, which may limit the ability of SUBRECIPIENT to effectively implement said Project in the City of Las Vegas.

SUBRECIPIENT must obtain additional funding to complete the project.

A. PROJECT DATA

Subrecipient will provide the Neighborhood Services Director with client usage records on an annual basis commencing from the date of receipt of Titles during the period of the Agreement utilizing Exhibit "G," Yearly Program Status/Client Statistics Reports of the Agreement or a reasonable facsimile thereof. These records will contain but are not limited to, the following data:

- 1) Total clients served;
- 2) Racial breakdown of clients served including American Indian/Alaska Native, Asian, Black/African American, Native Hawaiian/ Other Pacific Islander, White, American Indian/Alaska Native and White, Asian and White, Black/African American and White, American Indian/Alaska Native and Black/African American, Other; Number of clients who report a Hispanic ethnicity;
- 3) Number and percentage of Low and Moderate Income clients as defined by HUD
- 4) Number of handicapped clients served; Number of senior citizens served;
- 5) Number of female head-of-households served;
- 6) Statement of Program year goals cited in SUBRECIPIENT application and measurable accomplishments toward achieving said goals through reporting date of said report.

These reports shall be forwarded to the City of Las Vegas Neighborhood Services Department, ATTN: Neighborhood Development Division.

B. DEED OF TRUST REQUIRED FOR ACQUISITION / CAPITAL IMPROVEMENT

The City shall require reasonable assurances of security for Subrecipient's performance and repayment pursuant to 24 CFR 570.505, which shall be a Deed of Trust for each Property, the forms of which are attached to this Agreement, Exhibits "B1" for 415 W. Adams and "B2" for 618 W. Washington and which SUBRECIPIENT shall execute as part of the Agreement ("Deeds of Trust"). Such Deeds of Trust shall serve as a collateral

interest in the property being financed with CDBG Program funds ("Security Instrument.") If the SUBRECIPIENT ceases to meet a national objective in accordance with 24 CFR 570.208, or through foreclosure, transfer in lieu of foreclosure, or other circumstances, SUBRECIPIENT does not maintain vested ownership or legal possession of the Property, or if the provisions of Section II (F) of the Agreement are not complied with, SUBRECIPIENT will, upon the request of the City, repay to the City, without interest, the greater of **\$452,101**, the amount of CDBG funds invested in project, or the amount equal to the current Fair Market Value for 415 W. Adams and 618 W. Washington, less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the Properties. Transfer of ownership is allowable only with City approval to another nonprofit organization who will maintain the 9 units as affordable housing.

For all activities pertaining to acquisition of the Property or capital improvement on the Property, the SUBRECIPIENT shall record each "Deed of Trust," at the Recorder's Office of the County of Clark upon the closing of escrow on the Property or prior to City of Las Vegas issued Notice to Proceed to ensure performance by the SUBRECIPIENT pursuant to the Project as specified in this Agreement.

The SUBRECIPIENT agrees to provide a Preliminary Title Report to the City and a Title Insurance Policy in a collective minimum amount of **\$452,101** for the Properties, which will protect the City from losses, damages, or claims concerning the title of the Property.

The SUBRECIPIENT further agrees to execute a Request for Notice, Attachment II to the Agreement, in order that a copy of any Notice of Default or any Notice of Sale under the Deed of Trust recorded in which the City of Las Vegas is named as Trustee and Beneficiary be mailed to the City of Las Vegas.

D. NOTIFICATIONS

All notices hereunder and communications regarding interpretation of the terms of this Agreement, or changes thereto, shall be effected by mailing the notice, registered or certified mail, return receipt requested, postage prepaid and address to the City or SUBRECIPIENT as follows:

CITY: Mr. Stephen K. Harsin, AICP, Director
Neighborhood Services Department
City of Las Vegas
400 Stewart Avenue, 2nd Floor
Las Vegas, NV 89101

SUBRECIPIENT Ms. Jaime Weller-Lafavor
Lutheran Social Services
PO Box 2079
Las Vegas, Nevada 89125

EXHIBIT "B-1"
SHORT FORM DEED OF TRUST

THIS DEED OF TRUST, made this ____ day of _____, 200__ between Lutheran Social Services, whose principal office is located at 741 Veterans Memorial Dr. Las Vegas, Nevada 89101, herein called TRUSTOR, and the City of Las Vegas, a municipal corporation duly organized in the State of Nevada, whose principal office is located at 400 Stewart, Las Vegas, NV, 89101, Attention: Neighborhood Services Department, herein called TRUSTEE and BENEFICIARY.

WITNESSETH: Whereas Trustor has received a total value (deferred loan and property transfer) in the amount of **\$251,050.50** from Beneficiary and has agreed to faithfully perform certain obligations and repay the deferred loan monies and shall pay to the City the greater of **\$251,050.50** or the amount equal to the current fair market value for 415 W. Adams less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property. Transfer of ownership is allowable only with City approval to an otherwise eligible non-profit in accordance with the Community Development Block Grant Agreement of even date between Trustor and Beneficiary ("Agreement");

NOW THEREFORE, for the purpose of securing each agreement of the Trustor herein and therein contained and in the Agreement, Trustor IRREVOCABLY GRANTS, TRANSFERS AND ASSIGNS to Trustee in trust, WITH POWER OF SALE, that certain property located in the City of Las Vegas, Clark County, State of Nevada described as:

See Exhibit "C-1" attached hereto and by this reference is made a part hereof.

To protect the security of this Deed of Trust, Trustor shall abide by the terms of the Agreement executed; Trustor agrees to acquire, dispose of, construct, reconstruct, or install public facilities and make improvements to either benefit primarily low- and moderate-income persons; aid in the prevention or elimination of slum or blight; or to meet Community Development needs having a particular urgency; Trustor agrees to maintain and operate the above-described property as a drug-free environment; Trustor agrees to utilize the above described property to supply decent, safe, and sanitary transitional housing units to CDBG eligible tenants. Trustor agrees to operate the above described property as homeless transitional housing for rental tenants per CDBG program regulations for a period not less than twenty (20) years from the date of the Agreement. Trustor agrees to abide by any and all applicable CDBG program rules and regulations as provided by 24 CFR Part 570; Trustor agrees to transfer title of property to Beneficiary if Trustor, after proper notice and due process, is found to be in violation of its Agreement with Beneficiary; and

Notwithstanding the rights of Beneficiary to the Property under this Deed of Trust, Trustor agrees to repay to the Beneficiary the greater of **\$251,050.50** or the amount equal to the current fair market value for 415 W. Adams less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property if the Property acquired by Trustor ceases to meet a national objective in accordance with 24 CFR 570.208, pursuant to its Agreement with

Beneficiary, or if Trustor loses through foreclosure, sale, or other circumstances legal possession of the Property. Transfer of ownership is allowable only with City approval to an otherwise eligible non-profit; and

All of the agreements and/or acknowledgments of the Trustee set forth in this Short Form Deed of Trust also constitute agreements or acknowledgments of the City of Las Vegas in its capacity as Beneficiary. The Trustee and Beneficiary agree that the Beneficiary and Trustee under the First Deed of Trust and their respective 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 any such purchaser, shall not be bound by or obligated to perform any of the obligations of the Trustor under this Deed of Trust or under the Agreement referred to herein.

Notwithstanding the rights of Beneficiary to the Property under this Deed of Trust, Trustor agrees to repay to the Beneficiary the greater of **\$251,050.50** or the amount equal to the current fair market value for 415 W. Adams and less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property if the Property. or any portion thereof, is subleased without prior written approval of Beneficiary or through foreclosure, sale, or other circumstances Trustor loses legal possession of the Property; and

So long as the SUBRECIPIENT/Trustor shall well and truly perform its obligations to the City of Las Vegas under the Agreement, the obligations of the SUBRECIPIENT/Trustor will terminate on the twentieth anniversary of the date of final disbursement of funds to the SUBRECIPIENT/Trustor; and thereafter the Trustee under the Deed of Trust, its successors and assigns, on request by the Trustor, or assigns, shall reconvey to the Trustor, or assigns, all the estate in the premises described in Exhibit "C" hereto conveyed to the Trustee by the Trustor under the Deed of Trust. The funds will remain recapturable upon sale or transfer of title.

Trustor also agrees and acknowledges that a Request for Notice, the form of which is attached hereto as Attachment "II", shall be recorded upon the recordation of this Deed of Trust and the Agreement secured hereby.

The following Covenant Nos. 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Nevada Revised States (NRS) 107.030 are hereby adopted and made a part of the 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:

Lutheran Social Services
A Nevada non-profit corporation

BY: Name and Title

State of Nevada)

County of Clark)

On this _____ day of _____, 200__, before me, the undersigned, a Notary Public in and for said county and State, personally appeared _____, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she executed the same freely and voluntary and for the uses and purposes therein mentioned.

Notary Public

WHEN RECORDED MAIL TO:

Neighborhood Services Department,
Earlie King
City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

MAIL TAX BILL TO:

Lutheran Social Services
PO Box 2079
Las Vegas, Nevada 89125

EXHIBIT "B-2"
SHORT FORM DEED OF TRUST

THIS DEED OF TRUST, made this ____ day of _____, 200__ between Lutheran Social Services, whose principal office is located at 741 Veterans Memorial Dr. Las Vegas, Nevada 89101, herein called TRUSTOR, and the City of Las Vegas, a municipal corporation duly organized in the State of Nevada, whose principal office is located at 400 Stewart, Las Vegas, NV, 89101, Attention: Neighborhood Services Department, herein called TRUSTEE and BENEFICIARY.

WITNESSETH: Whereas Trustor has received a total value (deferred loan and property transfer) in the amount of **\$201,050.50** from Beneficiary and has agreed to faithfully perform certain obligations and repay the deferred loan monies and shall pay to the City the greater of **\$201,050.50** or the amount equal to the current fair market value for 618 W. Washington, less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property. Transfer of ownership is allowable only with City approval to an otherwise eligible non-profit in accordance with the Community Development Block Grant Agreement of even date between Trustor and Beneficiary ("Agreement");

NOW THEREFORE, for the purpose of securing each agreement of the Trustor herein and therein contained and in the Agreement, Trustor IRREVOCABLY GRANTS, TRANSFERS AND ASSIGNS to Trustee in trust, WITH POWER OF SALE, that certain property located in the City of Las Vegas, Clark County, State of Nevada described as:

See Exhibit "C-2 attached hereto and by this reference is made a part hereof.

To protect the security of this Deed of Trust, Trustor shall abide by the terms of the Agreement executed; Trustor agrees to acquire, dispose of, construct, reconstruct, or install public facilities and make improvements to either benefit primarily low- and moderate-income persons; aid in the prevention or elimination of slum or blight; or to meet Community Development needs having a particular urgency; Trustor agrees to maintain and operate the above-described property as a drug-free environment; Trustor agrees to utilize the above described property to supply decent, safe, and sanitary transitional housing units to CDBG eligible tenants. Trustor agrees to operate the above described property as homeless transitional housing for rental tenants per CDBG program regulations for a period not less than twenty (20) years from the date of the Agreement. Trustor agrees to abide by any and all applicable CDBG program rules and regulations as provided by 24 CFR Part 570; Trustor agrees to transfer title of property to Beneficiary if Trustor, after proper notice and due process, is found to be in violation of its Agreement with Beneficiary; and

Notwithstanding the rights of Beneficiary to the Property under this Deed of Trust, Trustor agrees to repay to the Beneficiary the greater of **\$201,050.50** or the amount equal to the current fair market value for 618 W. Washington less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property if the Property acquired by Trustor ceases to meet a national objective in accordance with 24 CFR 570.208, pursuant to its Agreement with Beneficiary, or if Trustor loses through foreclosure, sale, or other circumstances legal

possession of the Property. Transfer of ownership is allowable only with City approval to an otherwise eligible non-profit; and

All of the agreements and/or acknowledgments of the Trustee set forth in this Short Form Deed of Trust also constitute agreements or acknowledgments of the City of Las Vegas in its capacity as Beneficiary. The Trustee and Beneficiary agree that the Beneficiary and Trustee under the First Deed of Trust and their respective 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 any such purchaser, shall not be bound by or obligated to perform any of the obligations of the Trustor under this Deed of Trust or under the Agreement referred to herein.

Notwithstanding the rights of Beneficiary to the Property under this Deed of Trust, Trustor agrees to repay to the Beneficiary the greater of **\$201,050.50** or the amount equal to the current fair market value for 618 W. Washington and less any portion of the value attributable to expenditures of non-CDBG funds for acquisition of, and improvements to the property if the Property. or any portion thereof, is subleased without prior written approval of Beneficiary or through foreclosure, sale, or other circumstances Trustor loses legal possession of the Property; and

So long as the SUBRECIPIENT/Trustor shall well and truly perform its obligations to the City of Las Vegas under the Agreement, the obligations of the SUBRECIPIENT/Trustor will terminate on the twentieth anniversary of the date of final disbursement of funds to the SUBRECIPIENT/Trustor; and thereafter the Trustee under the Deed of Trust, its successors and assigns, on request by the Trustor, or assigns, shall reconvey to the Trustor, or assigns, all the estate in the premises described in Exhibit "C" hereto conveyed to the Trustee by the Trustor under the Deed of Trust. The funds will remain recapturable upon sale or transfer of title.

Trustor also agrees and acknowledges that a Request for Notice, the form of which is attached hereto as Attachment "II", shall be recorded upon the recordation of this Deed of Trust and the Agreement secured hereby.

The following Covenant Nos. 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Nevada Revised States (NRS) 107.030 are hereby adopted and made a part of the 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:

Lutheran Social Services
A Nevada non-profit corporation

BY: Name and Title

State of Nevada)

County of Clark)

On this _____ day of _____, 200__, before me, the undersigned, a Notary Public in and for said county and State, personally appeared _____, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she executed the same freely and voluntary and for the uses and purposes therein mentioned.

Notary Public

WHEN RECORDED MAIL TO:

Neighborhood Services Department,
Earlie King
City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

MAIL TAX BILL TO:

Lutheran Social Services
PO Box 2079
Las Vegas, Nevada 89125

EXHIBIT "C-1"

LEGAL DESCRIPTION

A.P.N. 139-27-210-105

LOT ELEVEN (11) IN BLOCK ONE (1) OF H.F.M. AND M. ADDITION AS SHOWN BY
MAP THEREOF ON FILE IN BOOK 1 OF PLATS, PAGE 46, IN THE OFFICE OF THE
COUNTY RECORDER OF CLARK COUNTY, NEVADA

EXHIBIT "C-2"

LEGAL DESCRIPTION

A.P.N. 139-27-210-129

LOT TWO (2) IN BLOCK SEVENTEEN (17) OF H.F.M. & M. ADDITION TO THE CITY OF LAS VEGAS, AS SHOWN BY MAP THEREOF ON FILE IN BOOK 1 OF PLATS, PAGE 47, IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA.

EXHIBIT "D"

Project Description

The project is the transfer of title of 415 W. Adams and 618 W. Washington from Economic Opportunity Board to Lutheran Social Services. The project is a total of 9 units of affordable housing.

EXHIBIT "E"

SCHEDULE OF PERFORMANCE

	ACTION	DATE
1.	Title Transfer	January 2007
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		

EXHIBIT "F"
PROJECT BUDGET

Organization: Lutheran Social Services
Project: Title Transfer of 415 W. Adams and 618 W. Washington
Program: Community Development Block Grant, FY 06/07

Project Budget*

Account	Description	Amount Authorized
	Title Transfer costs	\$2,101.00
Total Amount		\$ 2,101.00

ATTACHMENT I
DISCLOSURE OF PRINCIPALS

The principals and partners of the Lutheran Social Services and all persons and entities holding more than 1% interest in the Lutheran Social Services or any principal of the Lutheran Social Services are the following:

FULL NAME	BUSINESS ADDRESS	BUSINESS PHONE
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____

Continue list until full and complete disclosure is made.

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

By: _____

Title: _____

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

Notary Public

DISCLOSURE OF PRINCIPALS

The principals and partners of the Lutheran Social Services and all persons and entities holding more than 1% interest in the Lutheran Social Services or any principal of the Lutheran Social Services are the following:

FULL NAME

BUSINESS ADDRESS

BUSINESS PHONE

1. See attached list of Board of Directors
2. _____
3. _____
4. _____
5. _____
6. _____

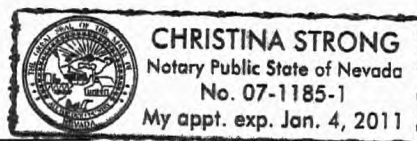
Continue list until full and complete disclosure is made.

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

By: James Muller-Safar
Title: Executive Director

State of Nevada
County of Clark
Subscribed and sworn to before me this
12th day of April 2007.

Christina Strong
Notary Public



LUTHERAN SOCIAL SERVICES OF NEVADA

Business Entity Information			
Status:	Active	File Date:	12/20/1996
Type:	Domestic Non-Profit Corporation	Corp Number:	C26353-1996
Qualifying State:	NV	List of Officers Due:	12/31/2007
Managed By:		Expiration Date:	

Resident Agent Information			
Name:	LIONEL SAWYER & COLLINS, LTD	Address 1:	300 SOUTH FOURTH STREET
Address 2:	#1700	City:	LAS VEGAS
State:	NV	Zip Code:	89101
Phone:		Fax:	
Email:		Mailing Address 1:	
Mailing Address 2:		Mailing City:	
Mailing State:		Mailing Zip Code:	

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
No stock records found for this company	

Officers		☐ Include Inactive Officers	
Treasurer - GARY HECKMANN			
Address 1:	9325 W DESERT INN RD #104	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89117	Country:	
Status:	Active	Email:	
President - GARY LENKEIT			
Address 1:	272 GREAT DUKE AVE	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89123	Country:	
Status:	Active	Email:	
Secretary - HELEN SMITH			
Address 1:	26 QUAIL HOLLOW DR	Address 2:	
City:	HENDERSON	State:	NV
Zip Code:	89014	Country:	
Status:	Active	Email:	
Director - JAIME WELLER-LAFAVOR			
Address 1:	4025 AMBERDALE AVE	Address 2:	
City:	NORTH LAS VEGAS	State:	NV
Zip Code:	89031	Country:	
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Incorporation		
Document Number:	C26353-1996-001	# of Pages:	2
File Date:	12/20/1996	Effective Date:	
(No Notes for this action)			

Lutheran Social Services of Nevada
Board of Directors
January 2007

Term expires 12/07	Term expires 12/08	Term expires 12/09
Gary Lenkeit – President Community Lutheran - ELCA 1820 E. Warm Springs Road Suite 115 Las Vegas, NV 89119 263-0094 (W) garylenkeit@cox.net	Gary Heckmann -Treasurer Lamb of God - LCMS 9325 West Desert Inn #104 Las Vegas, NV 89117 645-8799 (H) 407-5550 (W) 232-8936 (C) gary.heckmann@thrivent.com	Dr. Phil Hausknecht Christ the Servant - ELCA 7610 Cougar Creek Circle Las Vegas, NV 89123 837-6176 (H) 807-8273 (C) drphilah@cox.net
Helen Smith – Secretary Reformation Lutheran - ELCA 26 Quail Hollow Drive Henderson, NV 89104 458-5540 (H) 271-5540 (C) hsmithlv@prodigy.net	Kirk Kaplan – President Elect 7835 Geyser Hill Lane Las Vegas, NV 89147 367-3937 (H) 604-2062 (C) kkaplan@jonesvargas.com	Kent Larson – Christ Lutheran – ELCA 10256 Romantico Drive Las Vegas, NV 89135 304-9255 (H) 407-5550 (W) 290-8952 (C) kent.larson@thrivent.com
Walter Dekin 4525 Quadrel Street Las Vegas, NV 89129 396-7207 (H) 295-6329 (W) 630-0274 (C) mj_wdd@cox.net	Shirley Derke Mt. Olive - WELS 391 N. 15th Street Las Vegas, NV 89101 218-4070 (H) 386-6800 (W) derkelaw@aol.com	Carey Miller Good Samaritan – ELCA 8794 Frasure Falls Ave Las Vegas, NV 89178 592-8595 (H) carey.miller@timet.com
Lynn Davis Faith Lutheran Church – LCMS 2155 Silvered Bark Las Vegas, NV 89135 430-9874(H/O) wildfiremobile@cox.net	David Mittenzwei First Good Shepard – LCMS 8217 Emerald Isle Ave Las Vegas, NV 89128 256-4394 (H) davem@davemcentral.com	

APN: 139-27-210-105

ATTACHMENT II-A
REQUEST FOR NOTICE

under NRS 107.090

IN ACCORDANCE with Chapter 107 NRS, request is hereby made that a copy of any Notice of Default of any Notice of Sale under the Deed of Trust recorded as Document No. _____ in Book No. _____ of Official Records, Clark County, Nevada, and describing land therein as:

Please refer to Attachment "1A" which is attached hereto and by reference made a part hereof.

Executed by Lutheran Social Services as Trustor, in which the City of Las Vegas is named as Trustee and Beneficiary, a copy of any Notice of Default or any Notice of Sale under the Deed of Trust, Neighborhood Services Department at 400 Stewart Avenue, 2nd Floor, Las Vegas NV 89101.

Lutheran Social Services, a Nevada non-profit corporation

BY: _____

Name and Title

Dated: _____

State of Nevada)

County of Clark)

On this _____ day of _____, 200__, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she executed the same freely and voluntary and for the uses and purposes therein mentioned.

Notary Public

WHEN RECORDED MAIL TO:

Earlie King

Neighborhood Services Dept.

400 Stewart Avenue

Las Vegas, Nevada 89101

ATTACHMENT 1A
LEGAL DESCRIPTION

A.P.N. 139-27-210-105

LOT ELEVEN (11) IN BLOCK ONE (1) OF H.F.M. AND M. ADDITION AS SHOWN BY
MAP THEREOF ON FILE IN BOOK 1 OF PLATS, PAGE 46, IN THE OFFICE OF THE
COUNTY RECORDER OF CLARK COUNTY, NEVADA

APN: 139-27-210-129

ATTACHMENT II-B
REQUEST FOR NOTICE

under NRS 107.090

IN ACCORDANCE with Chapter 107 NRS, request is hereby made that a copy of any Notice of Default of any Notice of Sale under the Deed of Trust recorded as Document No. _____ in Book No. _____ of Official Records, Clark County, Nevada, and describing land therein as:

Please refer to Attachment "1B" which is attached hereto and by reference made a part hereof.

Executed by Lutheran Social Services as Trustor, in which the City of Las Vegas is named as Trustee and Beneficiary, a copy of any Notice of Default or any Notice of Sale under the Deed of Trust, Neighborhood Services Department at 400 Stewart Avenue, 2nd Floor, Las Vegas NV 89101.

Lutheran Social Services, a Nevada non-profit corporation

BY: _____

Name and Title

Dated: _____

State of Nevada)

County of Clark)

On this _____ day of _____, 200__, before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____, known to me to be the person described in and who executed the foregoing instrument, who acknowledged to me that she executed the same freely and voluntary and for the uses and purposes therein mentioned.

Notary Public

WHEN RECORDED MAIL TO:
Earlie King
Neighborhood Services Dept.
400 Stewart Avenue
Las Vegas, Nevada 89101

**ATTACHMENT 1A
LEGAL DESCRIPTION**

A.P.N. 139-27-210-129

LOT TWO (2) IN BLOCK SEVENTEEN (17) OF H.F.M. & M. ADDITION TO THE CITY OF LAS VEGAS, AS SHOWN BY MAP THEREOF ON FILE IN BOOK 1 OF PLATS, PAGE 47, IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: STEPHEN K. HARSIN**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval of a Subordination Agreement placing Allied Irish Banks in first position as the Senior Deed of Trust and the city of Las Vegas in second position on the property located at 921 S. Main Street to support establishment of a \$24 million line of credit for the construction of Opportunity Village new campus at Patrick Lane and Jones Boulevard – Ward 1 (Tarkanian)

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

On August 20, 2004, the City allocated \$100,000 in Community Development Block Grant (CDBG) funding to Opportunity Village for the replacement of the heating, ventilation, and air conditioning (HVAC) system at the Opportunity Village Thrift Store and Processing Center located at 921 South Main Street and secured the funding with a Deed of Trust. This site is now being used as partial collateral to secure a \$24 million line of credit to finance the construction of Opportunity Village new campus at Patrick Lane and Jones Boulevard. To facilitate the project financing, the City Deed of Trust must subordinate to the Senior Deed of Trust in favor of the Allied Irish Banks.

RECOMMENDATION:

Staff recommends that the City Council approve the Subordination Agreement and authorize the Mayor to execute the Agreement after the Agreement has been approved by the City Attorney.

BACKUP DOCUMENTATION:

Subordination Agreement

Motion made by LOIS TARKANIAN to Approve

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

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

Minutes:

Under Item 11, COUNCILWOMAN TARKANIAN requested Item 33 be pulled for discussion.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

COUNCILWOMAN TARKANIAN asked of STEPHEN HARSIN, Director of Neighborhood Services, to affirm that the City is in no way endangering its financial situation under this agreement. MR. HARSIN added that staff feels this is a good arrangement. At the end of six years, the City will be free and clear of the property.



APN: 139-33-811-028

WHEN RECORDED MAIL TO:

White and Case LLP
633 W. 5th Street, Suite 900
Los Angeles, CA. 90071
Attn: Neal S. Millard, Esq.

SUBORDINATION AGREEMENT

NOTICE: THIS SUBORDINATION AGREEMENT RESULTS IN YOUR INTEREST IN THE PROPERTY BECOMING SUBJECT TO AND OF LOWER PRIORITY THAN THE LIEN OF SOME OTHER OR LATER SECURITY INSTRUMENT

THIS AGREEMENT, is made and is effective as of this ____ day of January 2007, by Opportunity Village Association of Retarded Citizens, a Nevada non-profit corporation, whose address for notice purposes is 6300 W. Oakey Blvd., Las Vegas, Nevada 89146 Attn: Ed Guthrie, Executive Director ("Opportunity Village"), and the City of Las Vegas, a Nevada municipal corporation, whose address for notice purposes is 400 Stewart Street, Second Floor, Las Vegas, Nevada 89101 Attn: Neighborhood Services Department ("City"),

WITNESSETH

WHEREAS, Opportunity Village is the owner of certain real property located at 10 Coolidge Avenue, in the City of Las Vegas, and more particularly described in Exhibit "A", attached hereto and incorporated herein by reference (the "Property").

WHEREAS, the City is the Trustee and Beneficiary of that certain Short Form Deed of Trust dated as of August 20, 2003 executed by Opportunity Village and recorded against the Property on December 19, 2003 in Book 20031219 as Instrument No. 01472 in the Clark County Recorder's Office (the "City Deed of Trust"), securing a deferred loan in the amount of \$100,000 made in accordance with a Community Development Block Grant between Opportunity Village and the City.

WHEREAS, pursuant to the Economic Development Revenue Bond Law, NRS 244A669 through 244A763 (the "Act"), Clark County, Nevada Variable Rate Demand Economic Development Revenue Bonds (Opportunity Village Foundation Project) Series 2007 (the "Bond") are to be issued pursuant to an Indenture of Trust, dated as of January 1, 2007 (the "Indenture"), between Clark County and The Bank of New York Trust Company, N.A. (the "Trustee"). The proceeds of the Bonds will be loaned to Opportunity Village and Opportunity Village Foundation, a Nevada nonprofit corporation (the "Foundation") pursuant to the terms and conditions of a Loan Agreement, to assist Borrower and Foundation in the acquisition, construction and equipping of improvements and facilities located on land owned by Clark County and for the renovation and improvement of existing facilities operated by Opportunity Village. The Indenture, Loan Agreement and other related documents are collectively referenced herein as the "Bond Documents".

WHEREAS payment of the principal and interest on the Bonds, will be supported by an irrevocable direct pay letter of credit (the "Letter of Credit") issued by Allied Irish Banks, plc (the "Bank") pursuant to a Reimbursement Agreement between and among Opportunity Village, the Foundation and the Bank, and such other related documents, granting to the Bank certain security interests in real and personal property of Opportunity Village and the Foundation (the Reimbursement Agreement and all related documents are collectively referenced as the "Bank Documents"). In particular, it is a condition precedent to Bank that Opportunity Village execute in favor of Bank a Deed of Trust, Assignment of Rents, Security Agreement and Fixture Filing ("Senior Deed of Trust"), granting to Bank a first priority lien in and to the Property.

WHEREAS, it is a condition precedent to Bank that the Senior Deed of Trust shall unconditionally be and remain at all times a lien or charge upon the land hereinbefore described, prior and superior to the lien or charge of the City Deed of Trust; and

WHEREAS, Bank is willing to issue the Letter of Credit provided the Senior Deed of Trust securing the Letter of Credit is a lien or charge upon Property prior and superior to the lien or charge of the City Deed of Trust and provided that City will specifically and unconditionally subordinate the lien or charge of the City Deed of Trust to the lien or charge of the Senior Deed of Trust in favor of Bank; and

WHEREAS, it is to the mutual benefit of the parties hereto that Opportunity Village obtain the Bond proceeds and that Bank issue the Letter of Credit, and, accordingly, City is willing that the Senior Deed of Trust shall, when recorded, constitute a lien or charge upon the Property which is unconditionally prior and superior to the lien or charge of the City Deed of Trust.

NOW THEREFORE, in consideration of mutual benefits accruing to the parties hereto and other valuable consideration, the receipt and sufficiency of which considerations is hereby acknowledged, and in order to induce Bank to issue the Letter of Credit, it is hereby declared, understood and agreed as follows:

- (1) That the Senior Deed of Trust in favor of Bank, together with any and all amendment, modifications, renewals and extensions thereof, shall unconditionally be and remain at all times a lien or charge on the Property, prior and superior to the lien or charge of the City Deed of Trust.
- (2) That Bank would not issue the Letter of Credit above described without this Subordination Agreement.
- (3) That this agreement shall be the whole and only agreement with regard to the subordination of the lien or charge of the City Deed of Trust in favor of Bank and shall supersede and cancel, but only insofar as would affect the priority between the deeds of trust hereinbefore specifically described, any prior agreements as to such subordination including but not limited to, those provisions, if any, contained in the City Deed of Trust, which provide for the subordination of the lien or charge thereof to another deed or deeds of trust or to another mortgage or mortgages.

City declares, agrees and acknowledges that

- (a) City consents to and approves (i) all provisions contained in the Reimbursement Agreement and Senior Deed of Trust in favor of Lender, and (ii) all other Bond Documents or Bank Documents providing for the disbursement of the proceeds of Bonds to Opportunity Village;
- (b) Clark County, Trustee, and/or Bank, in making disbursements pursuant to any such agreement is under no obligation or duty to, nor has Clark County, Trustee or Bank represented that it will, see that the application or use of such Bond proceeds for purposes other than those provided for in the Bond Documents or Loan Documents shall not defeat the subordination herein made in whole or in part; and
- (c) City intentionally and unconditionally waives, relinquishes and subordinates the lien or charge of City Deed of Trust in favor of the lien or charge upon the Property of the Bank Deed of Trust in favor of Bank and understands that reliance upon, and in consideration of, this waiver, relinquishment and subordination specific loans and advances are being and will be made and, as part and parcel thereof, specific monetary and other obligations are being and will be entered into which would not be made or entered into but for said reliance upon this waiver, relinquishment and subordination; and

NOTICE: THIS SUBORDINATION AGREEMENT CONTAINS A PROVISION WHICH ALLOWS THE PERSONS OBLIGATED ON YOUR REAL PROPERTY SECURITY TO OBTAIN FUNDS WHICH MAY BE EXPENDED FOR OTHER PURPOSES THAN IMPROVEMENT OF THE PROPERTY.

IN WITNESS WHEREOF, the parties have executed this Subordination Agreement effective as of the day first written above.

CITY OF LAS VEGAS

OPPORTUNITY VILLAGE
ASSOCIATION OF RETARDED
CITIZENS

By: _____
Oscar B. Goodman, Mayor

By: [Signature]

Title: EXECUTIVE DIRECTOR

ATTEST:

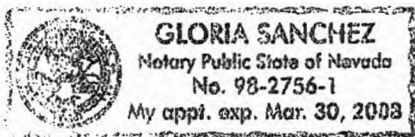
Barbara Jo Ronemus, City Clerk

Approved as to form:

[Signature] 1/8/07
Date

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

This instrument was acknowledged before me on January 8, 2007 by Edward R. Guthrie, Executive Director of Opportunity Village Association of Retarded Citizens, Inc.



[Signature]
Notary Public
Expiration date: March 30, 2008

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

This instrument was acknowledged before me on January __, 2007 by Oscar B. Goodman, Mayor of the City of Las Vegas.

Notary Public
Expiration date: _____

EXHIBIT A

(LEGAL DESCRIPTION)

Lots Seventeen (17) in Block "3" and Eighteen (18) thru Twenty-two (22) GEOID of South Addition, as shown by map thereof on file n Book 1 of Plat, Page 51, in the Office of the County Recorder of Clark County, Nevada, and commonly referred to as 10 Coolidge Avenue.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Dwyer Engineering on behalf of Raymond L. Moore and Junie Moore, owners (southwest corner of Red Coach Avenue and Grand Canyon Drive, APNs 138-06-202-002 and - 015) - County (near Ward 6 - Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

This request is to connect a proposed twelve single family dwellings located on the southwest corner of Red Coach Avenue and Grand Canyon Drive. The owners propose to connect to and extend the 8-inch sewer line located in Red Coach Avenue. 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:

Agenda Memo

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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)

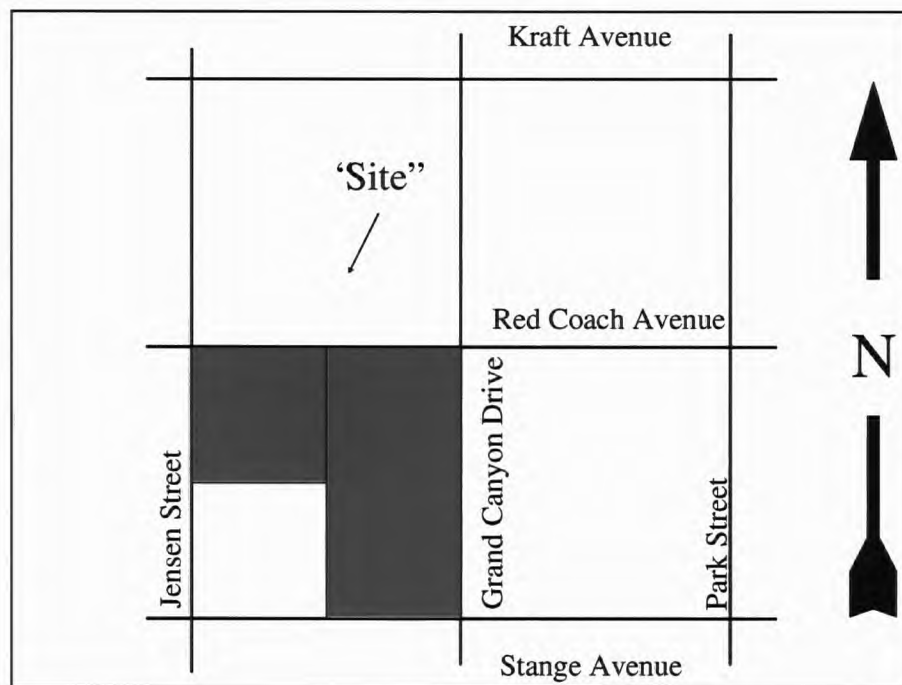
AGENDA MEMO

CITY COUNCIL MEETING DATE: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

**ITEM DESCRIPTION: APPROVAL OF SEWER CONNECTION AND
INTERLOCAL CONTRACT WITH CLARK COUNTY WATER
RECLAMATION DISTRICT – DWYER ENGINEERING ON BEHALF OF
RAYMOND L. MOORE AND JUNIE MOORE, OWNERS (SOUTHWEST
CORNER OF RED COACH AVENUE AND GRAND CANYON DRIVE,
APNS 138-06-202-002 AND -015)**

VICINITY MAP



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS**DIRECTOR: CHARLIE KAJKOWSKI**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Art Consulting Engineers on behalf of Daniel Arnold, owner (southwest corner of Craig Road and Valadez Street, APN 138-04-701-004) - 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 a proposed two single family dwellings located on the southwest corner of Craig Road and Valadez Street. The owner proposes to connect to the 12-inch sewer line located in Craig Road or the 8-inch City sewer located in Valadez Street. 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. 451

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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)

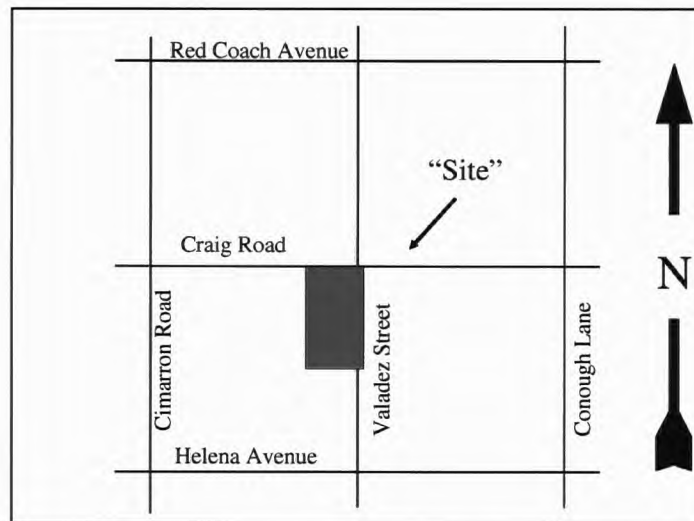
AGENDA MEMO

CITY COUNCIL MEETING DATE: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

**ITEM DESCRIPTION: APPROVAL OF A SEWER CONNECTION AND
INTERLOCAL CONTRACT WITH CLARK COUNTY WATER
RECLAMATION DISTRICT – ART ENGINEERING ON BEHALF OF
DANIEL ARNOLD, OWNER (SOUTHWEST CORNER OF CRAIG ROAD
AND VALADEZ STREET, APN 138-04-701-004)**

VICINITY MAP



INTERLOCAL CONTRACT

THIS CONTRACT is entered into as of the 25th day of September, 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 ARNOLD DANIEL E., 0.95 acres – vacant land ; Parcel No. 138-04-701-004 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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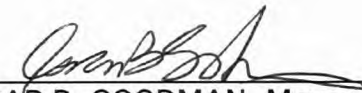
6. Each party warrants to the other that they have the authority and capacity to perform the provisions hereof.

WITNESS OUR HANDS the day and year first above written.

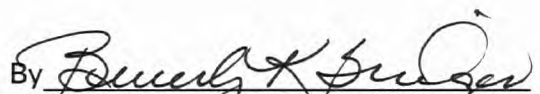
CLARK COUNTY WATER RECLAMATION DISTRICT

By 
RICHARD MENDES, General Manager

CITY OF LAS VEGAS

By 
OSCAR B. GOODMAN, Mayor

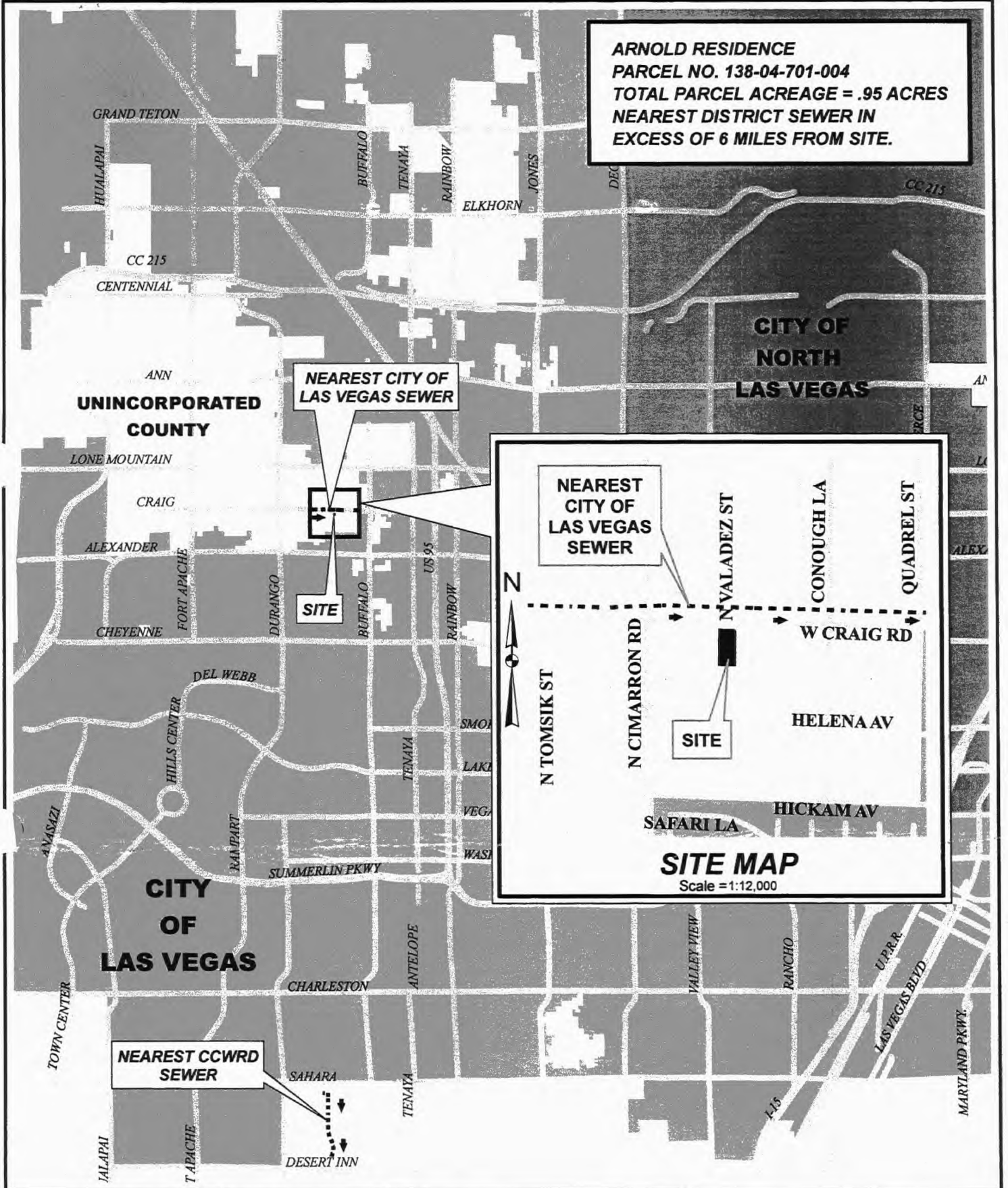
ATTEST:

By 
~~BARBARA JO RONEUMUS, City Clerk~~
By: Beverly K. Bridges, CMC
Acting City Clerk

APPROVED AS TO FORM:

By  1/29/07
Deputy City Attorney
Thomas R. Green

ARNOLD RESIDENCE
PARCEL NO. 138-04-701-004
TOTAL PARCEL ACREAGE = .95 ACRES
NEAREST DISTRICT SEWER IN
EXCESS OF 6 MILES FROM SITE.



Scale = 1:96,000



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS**DIRECTOR: CHARLIE KAJKOWSKI**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval of an Encroachment Request from The Rogich Communications Group on behalf of the Las Vegas Valley Water District, owner (Valley View Boulevard between Charleston Boulevard and US-95) - Ward 1 (Tarkanian)

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

This request is for 32 each, 72-inch tall banners attached to alternating street light poles on the east and west sides of Valley View Boulevard between Charleston Boulevard and US-95. The banners will protrude into public airspace over the sidewalk for approximately 28-inches and the bottom of the banners will be a minimum of 17-feet above ground level. The banners will depict various photos and advertise the amenities located at the Springs Preserve. If traffic on Valley View Boulevard is to be impeded during the hanging of the banners the Springs Preserve must submit to the City's Traffic Engineering Division, a Traffic Control Plan. The Traffic Control Plan must be approved and any conditions of approval must be followed prior to the installation or removal of any banners. 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" (sample banner with dimensions)
2. Copy of Encroachment Exhibit "B" (sample banner)
3. Copy of Encroachment Exhibit "C" (top and bottom brackets that will attach the banners to the street light poles)

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

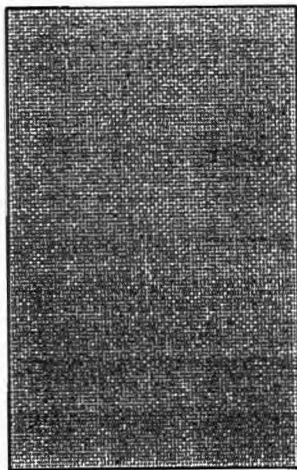
Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

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)



Springs Preserve

28 Inches



72 Inches



EXHIBIT "A"

17 Feet



Sample Banner
Not To Scale

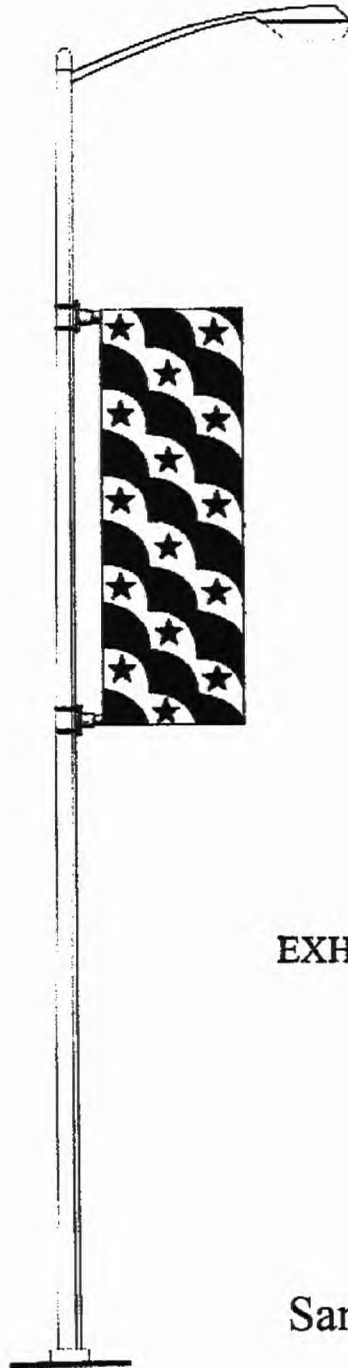
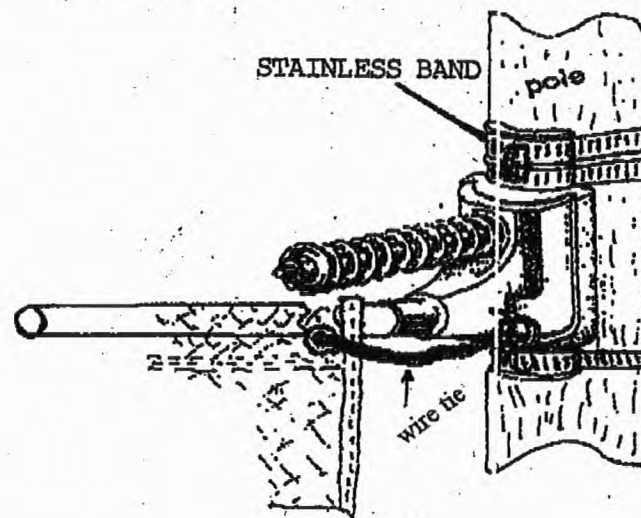


EXHIBIT "B"

Sample Banner

TOP BRACKET



BOTTOM BRACKET

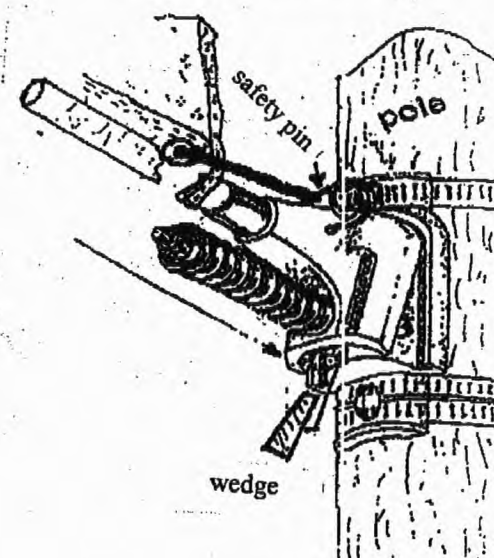


EXHIBIT "C"

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 2 to Interlocal Contract 421b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for Washington Avenue, Durango Drive to Buffalo Drive - Ward 2 (Wolfson)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Supplemental No. 2 to Interlocal Contract 421b will extend the date of completion for the Washington Avenue, Durango Drive to Buffalo Drive project. Additional time is needed to resolve construction conflicts. The Regional Transportation Commission approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 2 to Interlocal Contract 421b

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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. 2 TO THE INTERLOCAL CONTRACT FOR
WASHINGTON AVENUE, DURANGO DRIVE TO BUFFALO DRIVE**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 11th day of January, 2007, 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 August 8, 2002 and a Supplemental Interlocal Contracts on November 13, 2003 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Washington Avenue, Durango Drive to Buffalo Drive, 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 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:

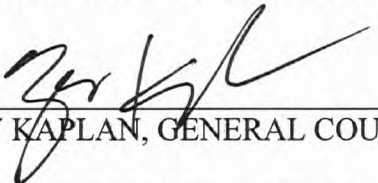
SECTION III - GENERAL, paragraph 6 shall be changed to read as follows:

6. The Project must be completed to the satisfaction of the RTC prior to June 30, 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.

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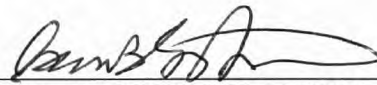
APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, GENERAL COUNSEL

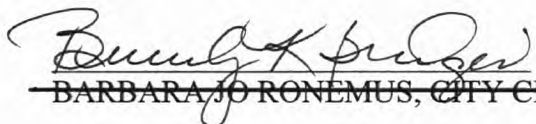
DATE OF COUNCIL ACTION:

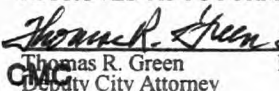
CITY OF LAS VEGAS

January 17, 2007
ATTEST:

By: 
OSCAR B. GOODMAN, MAYOR

APPROVED AS TO FORM

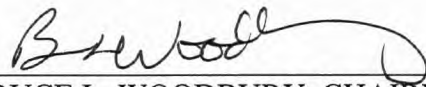

~~BARBARA JO RONEMUS, CITY CLERK~~

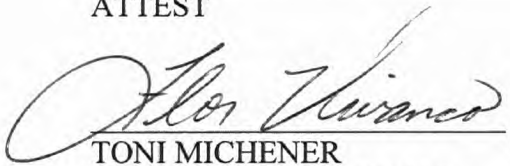
By: 
Beverly K. Bridges, ~~CMC~~ Acting City Clerk
Thomas R. Green 2/7/07
Deputy City Attorney Date

DATE OF COMMISSION ACTION:

REGIONAL TRANSPORTATION COMMISSION

1-11-07
ATTEST

By: 
BRUCE L. WOODBURY, CHAIRMAN


TONI MICHENER
EXECUTIVE ASSISTANT

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 3 to Interlocal Contract 389c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Jones Boulevard, Beltway to Elkhorn Road project - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Supplemental No. 3 to Interlocal Contract 389c will extend the date of completion for the Jones Boulevard, Beltway to Elkhorn Road project. Additional time is needed to resolve Clark County Special Improvement District issues. The Regional Transportation Commission approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 3 to Interlocal Contract 389c

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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
JONES BOULEVARD, BELTWAY TO ELKHORN ROAD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of March, 2007, by and between the City of Las Vegas, a municipal corporation, hereinafter referred to as "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 October 11, 2001 and Supplemental Interlocal Contracts dated August 13, 2003 and February 12, 2004 to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Jones Boulevard, Beltway to Elkhorn Road located partially within the CITY and partially within the 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 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 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 November 30, 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.

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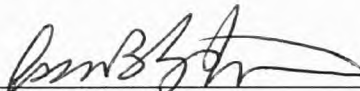
APPROVED AS TO LEGALITY AND FORM:

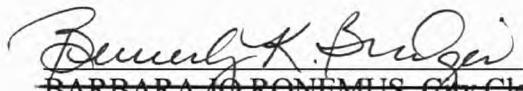

ZEV KAPLAN, General Counsel

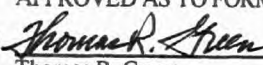
Date of Council Action:

CITY OF LAS VEGAS

January 17, 2007
Attest:

By: 
OSCAR B. GOODMAN, Mayor


~~BARBARA J. RONEMUS, City Clerk~~

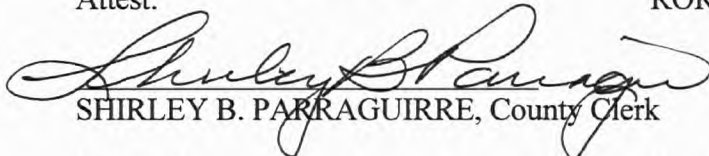
APPROVED AS TO FORM
By: **Beverly K. Bridges, CMC**  2/7/07
Acting City Clerk Thomas R. Green Date
Deputy City Attorney

Date of Commission Action:

COUNTY OF CLARK

March 20, 2007
Attest:

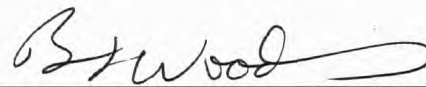

By: 
RORY REID, Chairman

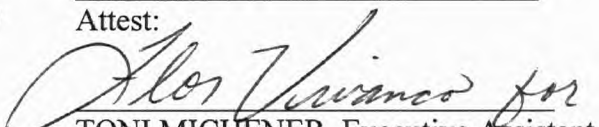

SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

1-11-07
Attest:

By: 
BRUCE L. WOODBURY, Chairman


TONI MICHENER, Executive Assistant

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Supplemental No. 5 to Interlocal Contract 401e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Durango Drive, Westcliff Drive to Vegas Drive project - Ward 2 (Wolfson)

Fiscal Impact

☒

No Impact

☐ **Augmentation Required**

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Supplemental No. 5 to Interlocal Contract 401e will extend the date of completion for the Durango Drive, Westcliff Drive to Vegas Drive project. Construction is complete. Additional time is needed to resolve construction conflicts. The Regional Transportation Commission approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 5 to Interlocal Contract 401e

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

SUPPLEMENTAL NO. 5 TO THE INTERLOCAL CONTRACT FOR

DURANGO DRIVE, WESTCLIFF DRIVE TO VEGAS DRIVE

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT, made and entered into this 11th day of January, 2007 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".

WITNESSETH

WHEREAS, RTC approved an Interlocal Contract on March 14, 2002 and Supplemental Interlocal Contracts dated February 11, 2004, July 8, 2004, May 19, 2005 and July 14, 2005 for a project to design, purchase right-of-way, construction inspection and construct roadway improvements for Durango Drive, Westcliff Drive to Vegas Drive, being located totally within the CITY; and

WHEREAS, the RTC previously granted "Authorization to Proceed" for engineering, right-of-way other and construction; and

WHEREAS, the CITY wishes to extend the completion date for the project.

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, the RTC authorizes the CITY to proceed with the PROJECT as it is mutually understood and agrees as follows.

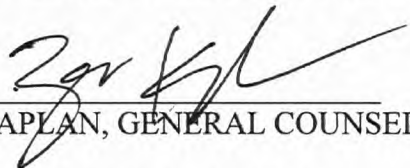
SECTION III – GENERAL, paragraph 7 shall be changed to read as follows:

7. The project must be completed to the satisfaction of the RTC prior to December 30, 2008. The RTC may at any time thereafter grant time extensions or terminate this Contract and require all sums advanced to the CITY be reimbursed.

All other terms of the Interlocal Contract dated March 14, 2002 and Supplemental Interlocal Contracts dated February 11, 2004, July 8, 2004, May 19, 2005 and July 14, 2105 shall remain unchanged.

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APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, GENERAL COUNSEL

DATE OF COUNCIL ACTION:

CITY OF LAS VEGAS

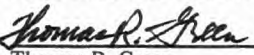
January 17, 2007
ATTEST:

By: 
OSCAR B. GOODMAN, MAYOR

APPROVED AS TO FORM


~~BARBARA J. RONEMUS, CITY CLERK~~

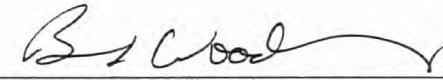
By: Beverly K. Bridges, CMC
Acting City Clerk

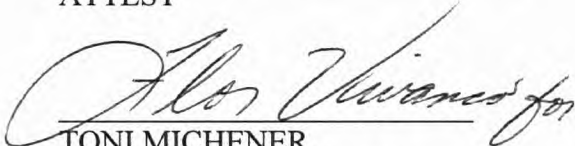
 2/7/07
Thomas R. Green Date
Deputy City Attorney

DATE OF COMMISSION ACTION:

REGIONAL TRANSPORTATION COMMISSION

1-11-07
ATTEST

By: 
BRUCE L. WOODBURY, CHAIRMAN


TONI MICHENER
EXECUTIVE ASSISTANT

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS**DIRECTOR: CHARLIE KAJKOWSKI**☒ **Consent** ☐ **Discussion****SUBJECT:**

Approval of Supplemental No. 4 to Interlocal Contract 387d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Tenaya Way, Beltway to Elkhorn Road project - Ward 6 (Ross)

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

Supplemental No. 4 to Interlocal Contract 387d will extend the date of completion for the Tenaya Way, Beltway to Elkhorn Road project. Construction is substantially complete. Additional time is needed to resolve final punch list items. The Regional Transportation Commission approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 4 to Interlocal Contract 387d

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

**SUPPLEMENTAL NO. 4 TO THE INTERLOCAL CONTRACT FOR
TENAYA WAY, BELTWAY TO ELKHORN ROAD**

THIS SUPPLEMENTAL TO THE INTERLOCAL CONTRACT made and entered into this 20th day of March, 2007, 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 October 11, 2001 and Supplemental Interlocal Contracts dated July 10, 2003, September 9, 2004 and November 10, 2005 for a project to design, purchase right-of-way, perform construction inspection and construct roadway improvements for Tenaya Way, Beltway to Elkhorn Road, 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 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:

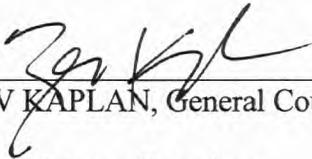
SECTION III - GENERAL, paragraph 7 shall be changed to read as follows:

7. The Project must be completed to the satisfaction of the RTC prior to October 11, 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.

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APPROVED AS TO LEGALITY AND FORM:


ZEV KAPLAN, General Counsel

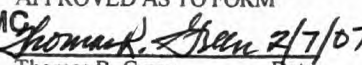
Date of Council Action:

CITY OF LAS VEGAS

January 17, 2007
Attest:

By: 
OSCAR B. GOODMAN, Mayor

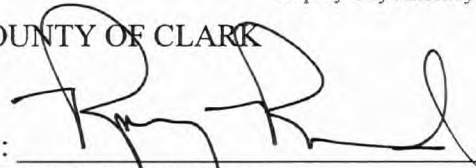

BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM
By: Beverly K. Bridges, CMC
Acting City Clerk  2/7/07
Thomas R. Green Date
Deputy City Attorney

Date of Commission Action:

COUNTY OF CLARK

March 20, 2007
Attest:

By: 
RORY REID, Chairman


SHIRLEY B. PARRAGUIRRE, County Clerk

Date of Commission Action:

REGIONAL TRANSPORTATION COMMISSION

1-11-07
Attest:

By: 
BRUCE L. WOODBURY, Chairman


TONI MICHENER, Executive Assistant

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Second Supplemental Interlocal Contract LAS10X05 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the date of completion for the Ann Road Detention Basin Facilities (CAM 10 Detention Basin) - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Second Supplemental Interlocal Contract LAS10X05 will extend the date of completion for the Ann Road Detention Basin Facilities (CAM 10 Detention Basin). Additional time is needed to resolve construction conflicts and close the project. The Clark County Regional Flood Control District approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Second Supplemental Interlocal Contract LAS10X05

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

SECOND SUPPLEMENTAL INTERLOCAL CONTRACT

ANN ROAD DETENTION BASIN FACILITIES (CAM 10 DETENTION BASIN)

THIS SECOND SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 11th day of January, 2007 by and between the Clark County Regional Flood Control District, hereinafter referred to as "DISTRICT" and the CITY OF LAS VEGAS, hereinafter referred to as "CITY".

WITNESSETH

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the project is identified in the 1997 Master Plan Update of the Las Vegas Valley as GONO 0589 hereinafter referred to as the "PROJECT"; and

WHEREAS, the flood control improvements proposed herein are the same as those generally identified in the 2002 Master Plan Update as GOAN 0000 thru 0065 hereinafter referred to as PROJECT; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit "A"; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its annual Ten Year Construction Program; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley; and

WHEREAS, the CITY wishes to extend the date of completion.

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

SECTION III – GENERAL paragraphs 10 and 15 shall be revised to read as follows:

10. The DISTRICT will pay the CITY, or make payment directly to its contractor or its consultant, each month for project costs as outlined in SECTION II - PROJECT COSTS. Invoices must identify and allocate all costs to the categories noted below:
 - a. Right-of-Way acquisition including appraisals, title and escrow, negotiations, legal fees, recording fees, etc.

- b. Predesign Engineering (all work prior to design, excluding right-of-way)
 - c. Design Engineering
 - d. Construction Engineering
 - e. Construction (all work after award of construction contract)
 - f. Environmental: costs incurred by the Lead Entity for the preparation of environmental documentation applicable to the project and costs incurred for the implementation of mitigation measures provided in an environmental document (e.g., EIS OR EA)
 - g. Other including landscaping, flood insurance rate map amendments or revisions, etc.
15. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to December 31, 2008. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice

The remainder of the Interlocal Contract dated January 13, 2005 and the Supplemental Interlocal Contract dated October 13, 2005 shall remain unchanged.

IN WITNESS WHEREOF, this Second Supplemental Interlocal Contract is hereby executed as of the date first set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

ATTEST:

January 11, 2007

BY: Lawrence L. Brown III
LAWRENCE L. BROWN, III, Chairman

Jean Beebe for
CAROLYN FRAZIER, Secretary to the Board

Approved as to Form:

BY:

Christopher Figgins
CHRISTOPHER FIGGINS
Chief Deputy District Attorney

Date of Council Action:

CITY OF LAS VEGAS

ATTEST:

January 17, 2007

BY: Oscar B. Goodman
OSCAR B. GOODMAN, Mayor

Beverly K. Bridges

By: **Beverly K. Bridges, CMC**
Acting City Clerk

APPROVED AS TO FORM

Thomas R. Green 2/9/07
Thomas R. Green Date
Deputy City Attorney

LVMD3315

LVMD3316

GOAN 0065

GOAN0000

GOAN0061

Proposed Ann Road
Detention Basin

Exhibit A
Ann Road Detention Basin and
Diversion Channel



GRIN

BA

CORP LIMIT

SHAUMBER

ROME

CENTENNIAL

GALILEO

ROCKETMAN

AZ

ALPINE RIDGE

TROPICAL

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Third Supplemental Interlocal Contract LAS22A03 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the date of completion for the Decatur/Elkhorn/Rainbow System - Ward 6 (Ross)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Third Supplemental Interlocal Contract LAS22A03 will extend the date of completion for the Decatur/Elkhorn/Rainbow System. This extension is necessary to allow time for internal review and preparation for bidding. The Clark County Regional Flood Control District approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Third Supplemental Interlocal Contract LAS22A03

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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)

THIRD SUPPLEMENTAL INTERLOCAL CONTRACT

DECATUR/ELKHORN/RAINBOW SYSTEM

THIS THIRD SUPPLEMENTAL INTERLOCAL CONTRACT made and entered into as of the 11th day of January, 2007 by and between the Clark County Regional Flood Control District, hereinafter referred to as "DISTRICT" and the CITY OF LAS VEGAS, hereinafter referred to as "CITY".

WITNESSETH

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the flood control improvements proposed herein are the same as those generally identified in the 2002 MPU as Structures No. LVMD 2324 thru LVMD 2599, LVDE 0000, LVMJ 0000, BRDB 0000, 0032 and TSDB 0000, 0011, 0012, hereinafter referred to as "PROJECT"; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit "A"; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its annual Ten Year Construction Program; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley.

WHEREAS, the CITY wishes to extend the completion date.

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

SECTION III – GENERAL, Paragraphs 10, 13, 14, 15 and 16 shall be revised to read as follows:

10. The DISTRICT will pay the CITY, or make payment directly to its contractor or its consultant, each month for project costs as outlined in SECTION II - PROJECT COSTS. Invoices must identify and allocate all costs to the categories noted below:
 - a. Right-of-Way acquisition including appraisals, title and escrow, negotiations, legal fees, recording fees, etc.
 - b. Predesign Engineering (all work prior to design, excluding right-of-way)
 - c. Design Engineering
 - d. Construction Engineering
 - e. Construction (all work after award of construction contract)

- f. Environmental: costs incurred by the Lead Entity for the preparation of environmental documentation applicable to the project and costs incurred for the implementation of mitigation measures provided in an environmental document (e.g., EIS OR EA)
 - g. Other including landscaping, flood insurance rate map amendments or revisions, etc.
13. Up to the limits set forth in NRS Chapter 41, the CITY will indemnify and defend the DISTRICT against and from any and all claims and demands of whatsoever nature which arises out of allegations of negligence or misconduct of CITY officers, employees or agents, related to or under this Contract which results from injury to or death of any persons whomsoever, or against and from damage to or loss or destruction of property.
14. Any costs found to be improperly allocated to this PROJECT will be refunded by the CITY to the DISTRICT.
15. The items covered in SECTION II - PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to December 31, 2008. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice.

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IN WITNESS WHEREOF, this Third Supplemental Interlocal Contract is hereby executed as of the date first set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

January 11, 2007
ATTEST:

BY: Lawrence L. Brown III
LAWRENCE L. BROWN, III, Chairman

Carolyn Frazier
CAROLYN FRAZIER
Secretary to the Board

Approved as to Form:

BY: Christopher Figgins
CHRISTOPHER FIGGINS
Chief Deputy District Attorney

Date of Council Action:

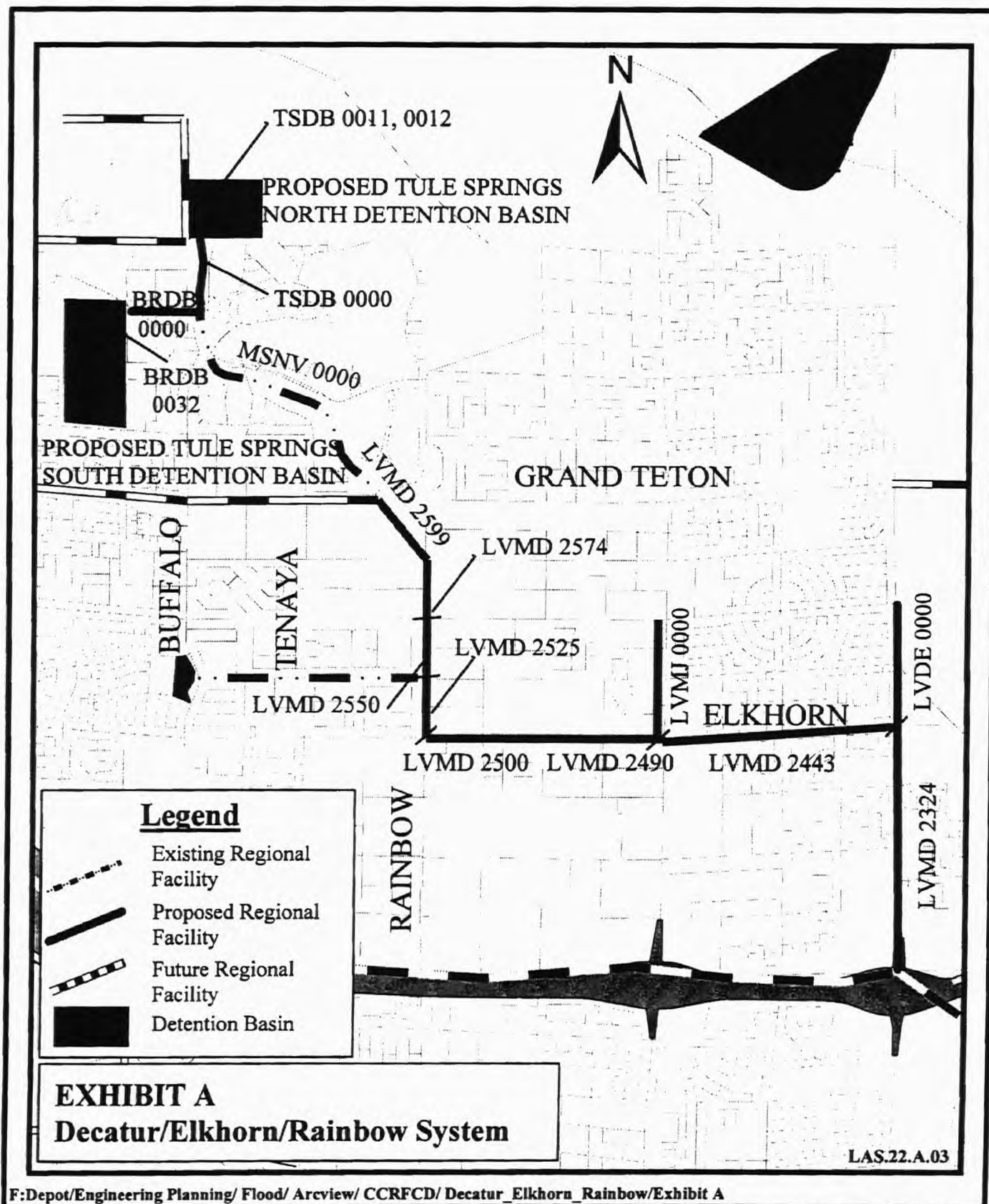
CITY OF LAS VEGAS

January 17, 2007
ATTEST:

BY: Oscar B. Goodman
OSCAR B. GOODMAN, Mayor

Beverly K. Bridges
By: Beverly K. Bridges, CMC
Acting City Clerk

APPROVED AS TO FORM
Thomas R. Green 2/9/07
Thomas R. Green Date
Deputy City Attorney



F:\Depot\Engineering Planning\ Flood\ Arcview\ CCRFCD\ Decatur_Elkhorn_Rainbow\Exhibit A

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: PUBLIC WORKS

DIRECTOR: CHARLIE KAJKOWSKI

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of Fifth Supplemental Interlocal Contract LAS10T02 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the date of completion for the Gowan North System - Phase III - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Dept./Division:

Amount:

Funding Source:

PURPOSE/BACKGROUND:

Fifth Supplemental Interlocal Contract LAS10T02 will extend the date of completion for the Gowan North System - Phase III. Construction is complete. Additional time is needed to complete the letter of map revision. The Clark County Regional Flood Control District approved this contract at their January 11, 2007 Board meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Fifth Supplemental Interlocal Contract LAS10T02

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

**FIFTH SUPPLEMENTAL INTERLOCAL CONTRACT FOR CONSTRUCTION OF
GOWAN NORTH SYSTEM – PHASE III
(ALEXANDER ROAD TO LONE MOUNTAIN ROAD)**

THIS FIFTH SUPPLEMENTAL INTERLOCAL CONTRACT, made and entered into as of the 11th day of January, 2007 by and between the Clark County Regional Flood Control District, hereinafter referred to as “DISTRICT” and the City of Las Vegas, hereinafter referred to as “CITY”.

WITNESSETH

WHEREAS, pursuant to Chapter 543 of the Nevada Revised Statutes, the DISTRICT may approve a project to design and construct flood control improvements; and

WHEREAS, the flood control improvements proposed herein are the same as those generally identified in the 2002 Master Plan, Structure No. GONO 0117, 0181 and 0183 hereinafter referred to as “PROJECT”; and

WHEREAS, the PROJECT is identified and shown on the attached Exhibit “A”; and

WHEREAS, the PROJECT has been approved by the DISTRICT on its Ten Year Construction Program; and

WHEREAS, the DISTRICT entered into an Entity Advance Funding Interlocal Contract for construction, construction management and FEMA Letter of Map Revision on July 11, 2002, a First Supplemental Interlocal Contract on August 14, 2003 which changed the funding source from the City to the District, a Second Supplemental Interlocal Contract dated May 20, 2004 to increase funding due the bid being higher than the engineer’s estimate, a Third Supplemental Interlocal

RFCD

2006 DEC 13 AM 8:36

Contract dated April 14, 2005 to increase construction funding and a Fourth Supplemental Interlocal Contract dated November 10, 2005 to extend the date of completion; and

WHEREAS, the CITY wishes to extend the completion date; and

WHEREAS, on June 14, 2001, the Board approved the PROJECT and set a priority for funding; and

WHEREAS, the DISTRICT entered into an Entity Advance Funding Interlocal Contract for construction, construction management, and FEMA Letter of Map Revision on July 11, 2002; and

WHEREAS, the DISTRICT now has sufficient funds for this PROJECT and is able to meet its obligation to fully fund the PROJECT; and

WHEREAS, the PROJECT has regional flood control significance and is located in the same hydrographic area as the Las Vegas Valley; and

NOW, THEREFORE, in consideration of the covenants, conditions, contracts, and promises of the parties hereto, the DISTRICT and the CITY agree to the following:

SECTION III – GENERAL, paragraphs 10 and 15 shall be revised to read as follows:

10. The DISTRICT will pay the CITY, or make payment directly to its contractor or its consultant, each month for project costs as outlined in SECTION II - PROJECT COSTS.

Invoices must identify and allocate all costs to the categories noted below:

- a. Right-of-Way acquisition including appraisals, title and escrow, negotiations, legal fees, recording fees, etc.
- b. Predesign Engineering (all work prior to design, excluding right-of-way)

RFC

2006 DEC 13 AM 8:36

- c. Design Engineering
- d. Construction Engineering
- e. Construction (all work after award of construction contract)
- f. Environmental: costs incurred by the Lead Entity for the preparation of environmental documentation applicable to the project and costs incurred for the implementation of mitigation measures provided in an environmental document (e.g., EIS OR EA)
- g. Other including landscaping, flood insurance rate map amendments or revisions, etc.

15. The items covered in SECTION II – PROJECT COSTS must be completed to the satisfaction of the DISTRICT prior to December 31, 2008. The DISTRICT may, at any time thereafter, grant extensions or terminate this Contract after thirty (30) days notice.

The remainder of the original Interlocal Contract dated July 11, 2002, and Supplemental Interlocal Contracts dated August 14, 2003, May 20, 2004, April 14, 2005 and November 10, 2005 shall remain unchanged.

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RFCD

2006 DEC 13 AM 8:36

In WITNESS WHEREOF, this Fifth Supplemental Interlocal Contract is hereby executed as of the date first set forth above.

Date of District Action:

REGIONAL FLOOD CONTROL DISTRICT

January 11, 2007
ATTEST
Jean Bell for
CAROLYN FRAZIER
SECRETARY TO THE BOARD

BY: Lawrence L. Brown III
LAWRENCE L. BROWN III, CHAIRMAN

Approved as to Form:

Chris Figgins
CHRISTOPHER FIGGINS
CHIEF DEPUTY DISTRICT ATTORNEY

DATE OF COUNCIL ACTION:

CITY OF LAS VEGAS

January 17, 2007
ATTEST
Beverly K. Bridges
By: Beverly K. Bridges, CMC
Approved as to Form: Acting City Clerk

BY: Oscar B. Goodman
OSCAR B. GOODMAN, MAYOR

Thomas R. Green 2/9/07
DEPUTY CITY ATTORNEY
Thomas R. Green

RFCD

2006 DEC 13 AM 8:36

RECEIVED
BY BEVERLY L. DUBBS, CLERK
Acting City Clerk

Thomas R. Green

LEGEND

-  Proposed Regional Facility
-  Future Regional Facility
-  Existing Regional Facility
-  Bridge

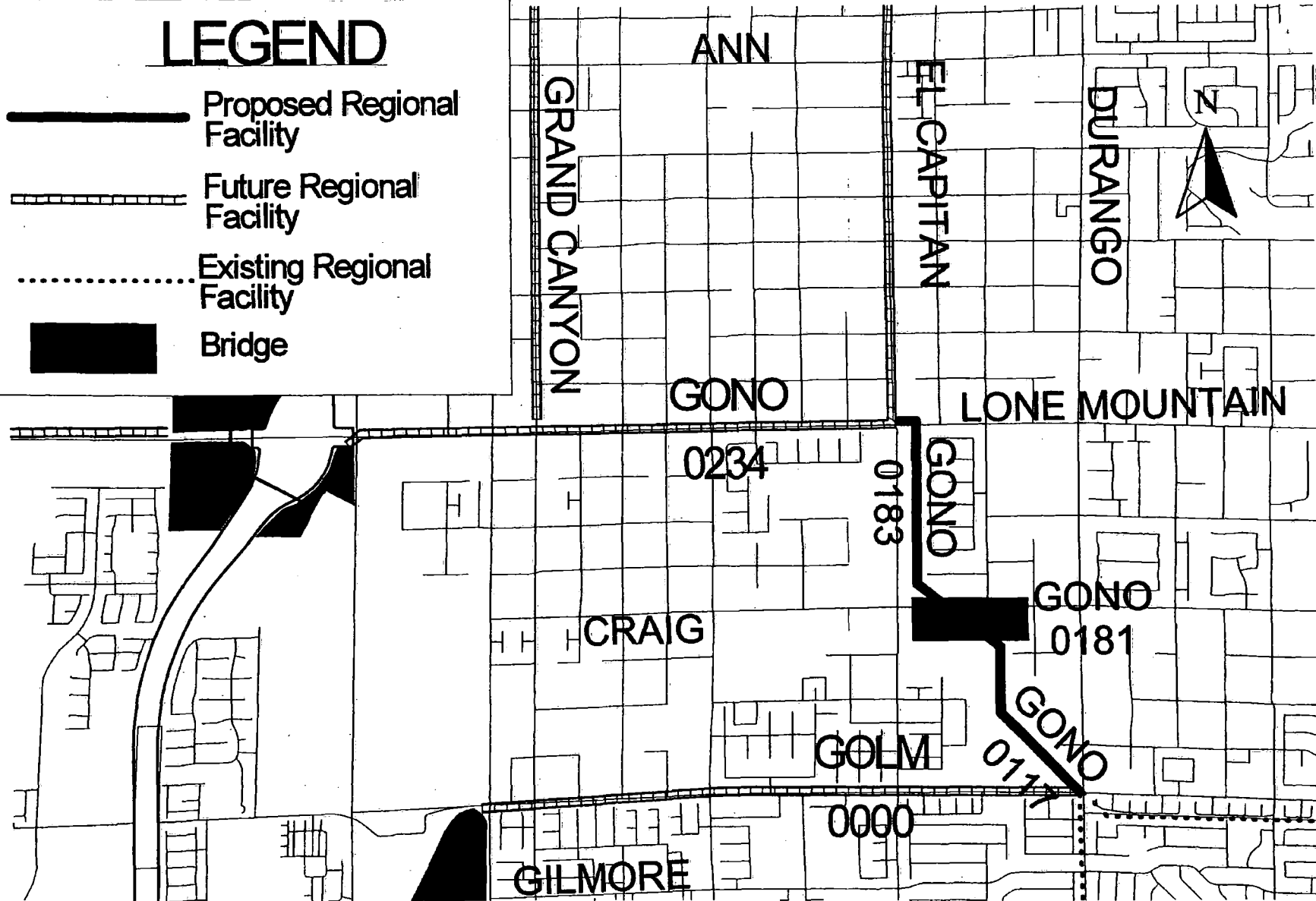


EXHIBIT A

Gowan North System Phase III - (Alexander Road to Lone Mountain Road)

RFCO

2006 DEC 12 PM 4:42

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒ **Consent** ☐ **Discussion**

SUBJECT:

RESOLUTIONS:

R-8-2007 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1506
- Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (\$1,850,000 -
Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☒

Budget Funds Available

Amount: 1,850,000

Funding Source: Capital Projects Fund - Special Assessments

Dept./Division: Public Works/SID

PURPOSE/BACKGROUND:

The Project will consist of the construction of pedestrian enhancements which include sidewalk bulb-outs, mid-block pedestrian crossings with landscaping and decorative and directional signage, gateway arches, removal and installation of new curb, gutter, sidewalk, streetlights, and related traffic signalization and drainage improvements.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-8-2007

Motion made by GARY REESE to Approve Items 11-15, 17-31 and 34-44

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

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

RESOLUTION NO. R-8-2007

A RESOLUTION CONCERNING LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO 1506 – FREMONT STREET PEDESTRIAN IMPROVEMENTS (LAS VEGAS BOULEVARD TO 8TH STREET); AWARDING THE CONTRACT FOR THE CONSTRUCTION OF THE PUBLIC IMPROVEMENTS IN THE DISTRICT TO THE RESPONSIBLE BIDDER SUBMITTING THE LOWEST AND BEST BID UPON PROPER TERMS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Bid Resolution

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) of the County of Clark and State of Nevada, pursuant to the Special Improvement District No. 1506 Creation Ordinance (hereinafter the "Creation Ordinance") created Las Vegas, Nevada, Special Improvement District No. 1506 – Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (hereinafter the "District") and ordered the acquisition of public improvements within such District in the City; and

WHEREAS, a proper notice that sets forth the invitation to submit bids for the furnishing of labor, materials, transportation and services was given by Las Vegas, Nevada, Special Improvement District No. 1506 Provisional Order Resolution in the manner and for the periods that are provided for in Section 271.190 and Section 271.335 of the Nevada Revised Statutes ("NRS" herein); and

WHEREAS, upon the receipt of such bids, the City Engineer and the City Engineer Division recommended to the City Council, in writing, the name of the successful bidder; and

WHEREAS, upon having received such written recommendation, the City Council now desires to authorize and award the construction contract, by this Resolution, to the responsible bidder submitting the lowest and best bid upon proper terms; and

WHEREAS, the amount of the best bid for such construction contract for the improvements does not exceed the City Engineer's estimates of cost.

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

Section 1. The City Council determines and hereby declares that the bid for the construction of the improvements of Special Improvement District No. 1506 – Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) submitted by Las Vegas Paving, of Las Vegas, Nevada (hereinafter the "Contractor"), is the lowest and best bid, determined in the manner required by law, submitted by a responsible bidder and the same is hereby accepted.

Section 2. The Mayor of the City Council and the City Clerk, on behalf of Las Vegas, Nevada, be, and they hereby are, authorized in accordance with NRS 271.335 to execute a contract with the Contractor for a construction project which includes, in part, the construction of the improvements in Las Vegas, Nevada, Special Improvement District No. 1506 - Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street).

Section 3. All actions, proceedings, matters and things heretofore taken, had and done by the City, and the officers thereof (not inconsistent with the provisions of this Resolution), concerning the District, including, but not limited to, the publication by the City Engineer, on behalf of the City, of the notice to bidders, the acquisition of the improvements, and the levy of assessments for that purpose, be, and the same hereby are, ratified, approved and confirmed.

Section 4. 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 contract documents, legal proceedings, and other items necessary or desirable for the construction project and for the completion of the District.

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

Section 6. If any section, paragraph, clause or other provision of this Resolution shall for any reason be held invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Resolution.

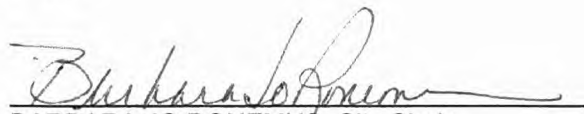
Section 7. That the City Council has determined, and does hereby declare, that this Resolution shall be in effect after its passage in accordance with law.

PASSED, APPROVED AND ADOPTED, this 17th day of January, 2007.

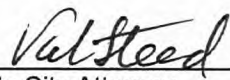

OSCAR B. GOODMAN, Mayor

Gary Reese, Mayor Pro-Term

Attest:


BARBARA JO RONEMUS, City Clerk

Approved as to form:

1-2-07 
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 January 17, 2007.

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
- (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 January 17, 2007 is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this January 17, 2007.

(SEAL)

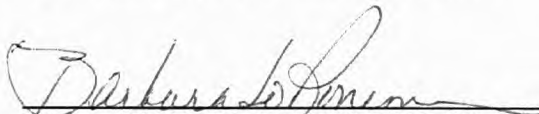

BARBARA JO RONEMUS, City Clerk

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.

January 17, 2007

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 – CHAPLAIN STEVE SANSON, VETERANS AND POLITICS INTERNATIONAL
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THE SENIOR OF THE QUARTER
7. RECOGNITION OF NATIONAL MENTORING MONTH
8. RECOGNITION OF LE CORDON BLEU COLLEGE OF CULINARY ARTS FOR COMMUNITY SERVICE

BUSINESS ITEMS - MORNING

9. 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
10. Approval of the Final Minutes by reference of the regular City Council meeting of December 6, 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 - CONSENT

11. Approval of a Letter of Intent between City Parkway V, Inc., and the Nevada System of Higher Education for the development of academic and medical uses at the northeastern corner of Bonneville Avenue and Grand Central Parkway in Union Park (a portion of APN 139-34-110-003) - Ward 5 (Weekly)

ADMINISTRATIVE SERVICES - CONSENT

12. Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Metropolitan Police Department for the transfer of U.S. Department of Homeland Security grant funds to support the Metro Volunteer Program (\$15,000 – Multipurpose Special Revenue Fund) - All Wards

FIELD OPERATIONS - CONSENT

13. 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 8851 Vegas Drive commonly known as Bruce Trent Park, APNs 138-29-501-007 and 138-29-601-003 - Ward 4 (Brown)
14. 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 889 North Pecos Drive commonly known as Carlos L. Martinez and Darrio J. Hall Family Pool, Freedom Park, APN 139-25-701-002 - Ward 3 (Reese)
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 site for electrical systems needs located at 2901 Harris Avenue and 805 North Mojave Road commonly known as Early Childhood Development Center and Fire Station 8, APNs 139-25-303-015 and 139-25-303-014 - Ward 3 (Reese)
16. Approval of a Purchase and Sale Agreement whereby the Economic Opportunity Board of Clark County sells to the City of Las Vegas real property located at 951 E Street (\$835,000 plus closing costs - Affordable Housing/Acquisition Real Property) - Ward 5 (Weekly)
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 3951 East Bonanza Road commonly known as Mike Morgan Park, APN 140-31-102-002 - Ward 3 (Reese)
18. Approval of Easement and Rights-of-Way from the City of Las Vegas to Las Vegas Valley Water District to allow Las Vegas Valley Water District access to the site for maintenance and construction of water pipelines and appurtenances located at 3104 East Bonanza Road commonly known as East City Service Center, APN 139-25-802-006 - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

19. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and investments
20. Approval of renewal of City's required letter of credit in the amount of \$10,508,000 for workers compensation claims (\$52,204.33 - Employee Benefits Internal Service Fund)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

21. Approval of a Special Event Alcoholic Beverage License for Emerald Home Furnishings, Location: 475 South Grand Central Parkway, Suite 1350, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Kristina Kathman - Ward 5 (Weekly)
22. Approval of a Special Event Alcoholic Beverage License for The Howard Elliott Collection, Location: 495 South Grand Central Parkway, Suite 332, Dates: January 29, 2007 - February 2, 2007, Type: Special Event Beer/Wine/Cooler, Event: World Market Center Trade Show, Responsible Person in Charge: Alexis Baize - Ward 5 (Weekly)
23. Approval of a Special Event Alcoholic Beverage License for Roxana Pineda, Location: East Las Vegas Community Center, 250 North Eastern Avenue, Date: January 20, 2007, Type: Special Event Beer/Wine/Cooler, Event: Sweet 15th Birthday, Responsible Person in Charge: Julio Giron - Ward 3 (Reese)
24. Approval of a Special Event Alcoholic Beverage License for World Market Center LLC, Location: 495 South Grand Central Parkway, Floors 1 through 10, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Gerry Sawyer and Laurie Dorough - Ward 5 (Weekly)
25. Approval of a Special Event Alcoholic Beverage License for World Market Center LLC, Location: 475 South Grand Central Parkway, Floors 1 through 16, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Gerry Sawyer and Laurie Dorough - Ward 5 (Weekly)
26. Approval of a new Beer/Wine/Cooler On-sale License, Pei Wei Asian Diner, Inc., dba Pei Wei Asian Diner, 7175 West Lake Mead Boulevard, Suite 115, Russell G. Owens, Dir, Pres, Sec, Treas, CFO and Richard L. Federico, Dir, CEO - Ward 1 (Tarkanian)
27. Approval of Change of Name and Change of Type of Ownership for a Massage Establishment License, From: Sydney Houseal, dba Cipriani Day Spa, To: La Bella Day Spa & Salon, Inc., dba La Bella Day Spa & Salon, Inc., 7045 West Ann Road, # 130, Sydney Bales, Dir, Pres, Treas, Secy, 100% - Ward 6 (Ross)
28. Approval of a Special Event Alcoholic Beverage License for Eastern Accents, Location: World Market Center, 475 South Grand Central Parkway, Suite 370, Dates: January 29, 2007 - February 2, 2007, Type: Special Event General, Event: World Market Center Trade Show, Responsible Person in Charge: Cathy Bayliss - Ward 5 (Weekly)
29. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 15 slots, United Coin Machine Co., dba at Andy Capz Pub, 1631 North Decatur Boulevard - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

30. Approval of revision of Purchase Order No. 228957 for the Development, Administration and Scoring of Hiring Exams for Fire Captain and Fire Battalion Chief - Departments of Human Resources and Fire and Rescue - Award recommended to: HARGIS & ASSOCIATES (\$51,125.56 - General Fund)
31. Approval of Modification No. 1 to Contract No. 050645, Engineering Design Services for the Las Vegas Wash Trail, Phase II (Owens Avenue to Stewart Avenue) - Department of Public Works - Award recommended to: BERRYMAN & HENIGAR (\$113,560 - Road and Flood Capital Projects Fund) - Ward 3 (Reese)

NEIGHBORHOOD SERVICES - CONSENT

32. Approval to amend and restate the Community Development Block Grant (CDBG) Rehabilitation Agreement between the city of Las Vegas and Economic Opportunity Board of Clark County (EOB) for the purpose of naming Lutheran Social Services as successor in interest and transferring title to the property located at 415 W. Adams and 618 W. Washington, Las Vegas, Nevada to Lutheran Social Services – Ward 5 (Weekly)
33. Approval of a Subordination Agreement placing Allied Irish Banks in first position as the Senior Deed of Trust and the city of Las Vegas in second position on the property located at 921 S. Main Street to support establishment of a \$24 million line of credit for the construction of Opportunity Village new campus at Patrick Lane and Jones Boulevard – Ward 1 (Tarkanian)

PUBLIC WORKS - CONSENT

34. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Dwyer Engineering on behalf of Raymond L. Moore and Junie Moore, owners (southwest corner of Red Coach Avenue and Grand Canyon Drive, APNs 138-06-202-002 and -015) - County (near Ward 6 - Ross)
35. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Art Consulting Engineers on behalf of Daniel Arnold, owner (southwest corner of Craig Road and Valadez Street, APN 138-04-701-004) - County (near Ward 4 - Brown)
36. Approval of an Encroachment Request from The Rogich Communications Group on behalf of the Las Vegas Valley Water District, owner (Valley View Boulevard between Charleston Boulevard and US-95) - Ward 1 (Tarkanian)
37. Approval of Supplemental No. 2 to Interlocal Contract 421b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for Washington Avenue, Durango Drive to Buffalo Drive - Ward 2 (Wolfson)
38. Approval of Supplemental No. 3 to Interlocal Contract 389c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Jones Boulevard, Beltway to Elkhorn Road project - Ward 6 (Ross)
39. Approval of Supplemental No. 5 to Interlocal Contract 401e between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Durango Drive, Westcliff Drive to Vegas Drive project - Ward 2 (Wolfson)
40. Approval of Supplemental No. 4 to Interlocal Contract 387d between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the date of completion for the Tenaya Way, Beltway to Elkhorn Road project - Ward 6 (Ross)
41. Approval of Second Supplemental Interlocal Contract LAS10X05 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the date of completion for the Ann Road Detention Basin Facilities (CAM 10 Detention Basin) - Ward 6 (Ross)
42. Approval of Third Supplemental Interlocal Contract LAS22A03 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the date of completion for the Decatur/Elkhorn/Rainbow System - Ward 6 (Ross)
43. Approval of Fifth Supplemental Interlocal Contract LAS10T02 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the date of completion for the Gowan North System - Phase III - Ward 4 (Brown)

RESOLUTIONS - CONSENT

44. R-8-2007 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1506 - Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (\$1,850,000 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

45. Report from the City Manager on Emerging Issues
46. Report and possible action related to the Las Vegas Strategic Plan Priorities concerning "Aggressively attract and retain diverse businesses" and "Provide an open government which allows access, participation and respectful communication" - All Wards
47. Discussion and possible action on the 2007 Federal Legislative Agenda

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

48. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning codes, Bor Vada, LP, dba On The Border, 5630 Centennial Center Boulevard, GenBusiness Corporation, General Partner, 5%, John D. Gantes, Principal, Yanni Capital Business Partnership, LP, Limited Partner, 95%, John D. and Linda R. Gantes, Community Property Trust, Principal - Ward 6 (Ross)
49. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License, From: Golden Wok Restaurant, Inc., dba Golden Wok Restaurant (Non-operational), 504 South Decatur Boulevard, Koon K. Chang, Pres, Yuk C. Chan, Secy and Kwok W. Cheng, Treas, To: Culture Club of Las Vegas, LLC., dba Polly Esther's, 2000 South Las Vegas Boulevard, Andrew W. Adelman, 33.3%, Robert M. Watman, 33.3% and Bamny, LLC., Timothy T. Ouellette, 33.3% - Ward 3 (Reese)
50. ABEYANCE ITEM - Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License, David R. Silvaggio, 9330 West Sahara Avenue, #250 - Ward 2 (Wolfson)
51. Discussion and possible action regarding a Three Month Review of a Tavern License, Nevada Receivership, LLC, dba Crazy Horse Too, 2476 Industrial Road, Michael J. Signorelli, Managing Mmbr, 100% - Ward 3 (Reese)
52. Discussion and possible action Temporary Approval of a new Tavern-limited License subject to Health Dept. regulations, Metro Relic, LLC, dba Kismet, 105 South Las Vegas Boulevard, Marianne Kain-Moran, Managing Mmbr and Jane Pike, Mmbr - Ward 5 (Weekly)
53. Discussion and possible action regarding Temporary Approval of a new Liquor Caterer License subject to the provisions of the planning and fire codes and Health Dept. regulations, Maria & Roman Enterprises, dba Sirena's Garden, 5243 West Charleston Boulevard, Suites 2 & 3, Maria Rodriguez, Dir, Secy, Pres, Treas, 50% jointly with spouse and Roman Rodriguez, Dir, Secy, 50% jointly with spouse - Ward 1 (Tarkanian)
54. Discussion and possible action regarding a Six Month Review of Change of Ownership and Change of Business Name for a Tavern License, Concorde Gaming, LLC, dba Concorde Gaming, LLC, 235 South Main Street, Michael R. Treanor, Managing Mmbr, 100% - Ward 3 (Reese)
55. Discussion and possible action regarding a Six Month Review of a Temporary Approval of Change of Ownership and Business Name for a Tavern License subject to the provisions of the fire and planning codes, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Concorde Gaming, LLC, dba Concorde Gaming, LLC, 19 Lewis Avenue, Michael R. Treanor, Jr., Managing Mbr, 100% - Ward 3 (Reese)

56. Discussion and possible action regarding Temporary Approval of Change of Ownership and Change of Name for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Rudolfco, LLC, dba Rudolfco, LLC, 19 Lewis Avenue, Stephen Malter, Managing Mmbr, 100% - Ward 3 (Reese)
57. Discussion and possible action regarding Temporary Approval of a new Gift Basket Limited License subject to the provisions of the planning and fire codes, Le Basket Rouge, dba Le Basket Rouge, 9440 West Sahara Avenue, Kelly L. DiCanio, Dir, Pres, 50% jointly with spouse and Leonardo M. DiCanio, Treas, Secy, 50% jointly with spouse - Ward 2 (Wolfson)
58. Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Yue Dai, dba A Jade Garden, 6706 West Cheyenne Avenue, Yue Dai, 100% - Ward 4 (Brown)
59. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the fire codes, Aposseadesse II, LLC, dba Massage Envy, 7140 North Durango Drive, Suites 130 & 140, Franchesta Marbury-Hammonds, Mgr, Mmbr, 60% and Jay Coates, Mgr, Mmbr, 40% - Ward 6 (Ross)
60. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Tri-Source Inc., dba Solis Salon, 2227 South Rainbow Boulevard, Melody A. Liddle, 100% - Ward 1 (Tarkanian)
61. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License, From: Wuff, LLC, dba Andy Capz Pub, John R. Huff, Mgr, Mmbr, 57% and Todd P. Wellman, Mgr, Mmbr, 43%, To: Miklis Corp, dba Andy Capz Pub, 1631 North Decatur Boulevard, Michael L. Biegacz, Dir, Pres, 50% jointly with spouse and Klodia I. Alkassyonan, Dir, Secy, Treas, 50% jointly with spouse - Ward 5 (Weekly)

RESOLUTIONS - DISCUSSION

62. R-9-2007 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the Redevelopment Agency and At Home Simplicity, LLC, d/b/a Uptown Motel, located at 813 East Ogden Avenue (APN 139-34-612-048), to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 5 (Weekly) [NOTE: This item is related to RDA Items 4 (RA-3-2007) and 5]
63. R-10-2007 - Discussion and possible action of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$245,052 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
64. R-11-2007 - Discussion and possible action 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. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$245,052 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

65. Bill No. 2006-70 – Amends the legal description and map describing and depicting the boundaries of the Pedestrian Mall to reflect certain street vacation actions. Proposed by: Bradford R. Jerbic, City Attorney
66. Bill No. 2006-71 – Adopts provisions regarding the use of public streets for motorized racing events. Sponsored by: Councilman Gary Reese and Councilman Lawrence Weekly

67. Bill No. 2006-72 – Adopts the 2005 Edition of the National Electrical Code, together with amendments and supplementary material. Proposed by: Paul K. Wilkins, Director of Building and Safety
68. Bill No. 2006-73 – Adopts the 2006 Edition of the Southern Nevada Pool Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
69. Bill No. 2006-74 – Adopts the 2006 Edition of the Uniform Mechanical Code, together with amendments thereto, as the City's Mechanical Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
70. Bill No. 2006-75 – Adopts the 2006 Edition of the Uniform Plumbing Code, together with amendments thereto, as the City's Plumbing Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
71. Bill No. 2006-76 – Adopts the 2006 Edition of the International Energy Conservation Code, along with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety
72. Bill No. 2006-77 – Adopts the 2006 Editions of the International Building Code and the International Residential Code, together with amendments thereto. Proposed by: Paul K. Wilkins, Director of Building and Safety
73. Bill No. 2006-78 – Updates the City's Administrative Code, relating to the administration of the various building and technical codes. Proposed by: Paul K. Wilkins, Director of Building and Safety
74. Bill No. 2006-79 – Allows small wind energy systems as a conditional use in the R-A, R-E and R-D Zoning Districts. Sponsored by: Councilman Steven D. Ross
75. Bill No. 2006-80 - Ordinance Creating Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Sponsored by: Step Requirement
76. Bill No. 2006-81 - Grants to Nevada Power Company, a Nevada Corporation, a non-exclusive franchise to install, operate and maintain an electrical distribution system to provide electrical service to consumers within the City subject to and in accordance with the terms and conditions of the Franchise Agreement between the City and Nevada Power Company. Proposed by: Mark R. Vincent, Director of Finance and Business Services [NOTE: This item will be trailed to be heard immediately following the public hearing (Item 84) in the afternoon session]

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.

77. Bill No. 2007-1 - Levies Assessment for Special Improvement District No. 1493 – Hualapai Way/Alexander Road (Cheyenne Avenue to Cimarron Road). Sponsored by: Step Requirement
78. Bill No. 2007-2 - Levies Assessment for Special Improvement District No. 1505 – Sierra Oeste Neighborhood Streetlights. Sponsored by: Step Requirement
79. Bill No. 2007-3 – Annexation No. ANX-12215 – Property location: On the north and south sides of I-215 (Clark County Highway 215), between Shaumber Road and Fort Apache Road; Petitioned by Southwest Desert Equities, LLC, et al.; Acreage: Approximately 259 acres; Zoned: R-E and P-F (County zoning), U (R), U (RNP), U (L), U (P-F) and C-V (City equivalents). Sponsored by: Councilman Steven D. Ross
80. Bill No. 2007-4 – Clarifies and standardizes the provisions that govern the expiration and termination of zoning-related applications and approvals. Proposed by: M. Margo Wheeler, Director of Planning and Development

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

81. 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

82. Hearing to consider the appeal regarding the Notice and Declaration of Chronic Nuisance located at 1919 Fremont Street. PROPERTY OWNER: JOSE E. & AZALEA PERAL - Ward 3 (Reese)
83. Public hearing on local improvement district for Special Improvement District No. 1506 - Fremont Street Pedestrian Improvements (Las Vegas Boulevard to 8th Street) (\$1,970,000 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
84. Public hearing to determine the advisability of granting an electrical distribution service franchise to Nevada Power Company, pursuant to the purpose, character, term, time and conditions of the proposed franchise agreement - All Wards

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

85. EOT-18434 - APPLICANT: TANEY ENGINEERING - OWNER: ROBERT EHRLICH - Request for an Extension of Time of an approved Rezoning (ZON-4554) FROM R-E (RESIDENCE ESTATES) TO R-PD9 (RESIDENTIAL PLANNED DEVELOPMENT - 9 UNITS PER ACRE) on 15.89 acres adjacent to the south side of Owens Avenue, approximately 630 feet west of Lamb Boulevard (APN 140-30-503-001 and 002), Ward 3 (Reese). Staff recommends APPROVAL
86. EOT-18350 - APPLICANT/OWNER: ARIZONA INVESTORS, LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-5723) THAT ALLOWED A TAVERN at 7045 North Durango Drive (APN 125-20-114-007), T-C (Town Center) Zone, Ward 6 (Ross). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

87. DIR-18634 - APPLICANT: TRIPLE FIVE NEVADA DEVELOPMENT - OWNER: BOCA FASHION VILLAGE - Request TO ALLOW THE OPERATION OF FOUR WATER FEATURES WHICH TOTAL 1,354.9 SQUARE FEET at an existing retail development on 6.04 acres at 680 South Rampart Boulevard (APN 138-32-312-005 and 008), Ward 2 (Wolfson). Staff recommends APPROVAL
88. VAR-17998 - PUBLIC HEARING - APPLICANT: LASCAL CORPORATION - OWNER: MARIA FERRA - Request for a Variance TO ALLOW 15 PARKING SPACES WHERE 23 SPACES ARE REQUIRED FOR A PROPOSED RESTAURANT WITH DRIVE-THROUGH on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL

89. SDR-17999 - PUBLIC HEARING - APPLICANT: LASCAL CORPORATION - OWNER: MARIA FERRA - Request for a Site Development Plan Review FOR A PROPOSED 2,227 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH AND A WAIVER TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG INTERIOR LOT LINES WHERE 8 FEET IS REQUIRED AND A 5-FOOT LANDSCAPE BUFFER WHERE 15 FEET IS REQUIRED ALONG PUBLIC RIGHT-OF-WAY on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL
90. SUP-18001 - PUBLIC HEARING – APPLICANT/OWNER: LESLIE DIANE - Request for a Special Use Permit FOR A PROPOSED PACKAGE LIQUOR ESTABLISHMENT at 625 South Las Vegas Boulevard (APN 139-34-410-182), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-1 vote) and staff recommend APPROVAL
91. SUP-18032 - PUBLIC HEARING - APPLICANT/OWNER: VIOLET SAHAKYAN - Request for a Special Use Permit FOR A PROPOSED CHILD CARE CENTER at 5150 North Jones Boulevard (APN 125-36-301-001), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (5-0 vote) and staff recommend APPROVAL
92. GPA-16511 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request to Amend a portion of the Southwest Sector Plan of the Master Plan FROM: ML (MEDIUM-LOW DENSITY RESIDENTIAL) TO: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
93. ZON-16519 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) UNDER RESOLUTION OF INTENT TO R-PD8 (RESIDENTIAL PLANNED DEVELOPMENT - 8 UNITS PER ACRE) TO: R-PD12 (RESIDENTIAL PLANNED DEVELOPMENT - 12 UNITS PER ACRE) on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
94. VAR-16525 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Variance TO ALLOW 35,642 SQUARE FEET OF OPEN SPACE WHERE 53,370 SQUARE FEET IS THE MINIMUM REQUIRED on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), R-1 (Single Family Residential) Zone under Resolution of Intent to R-PD8 (Residential Planned Development - 8 Units Per Acre) Zone [PROPOSED: R-PD12 (Residential Planned Development – 12 Units Per Acre) Zone], Ward 5 (Weekly). NOTE: THIS APPLICATION IS BEING AMENDED FROM 35,642 SQUARE FEET OF OPEN SPACE WHERE 53,370 SQUARE FEET IS THE MINIMUM REQUIRED TO 33,226 SQUARE FEET OF OPEN SPACE WHERE 55,321 SQUARE FEET IS THE MINIMUM REQUIRED. The Planning Commission (7-0 vote) and staff recommend DENIAL
95. SDR-16522 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SCHNIPPLE FAMILY TRUST - Request for a Site Development Plan Review FOR A PROPOSED 77-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 6.19 acres at the southeast corner of Smoke Ranch Road and Decatur Boulevard (APN 139-19-101-002), R-1 (Single Family Residential) Zone under Resolution of Intent to R-PD8 (Residential Planned Development - 8 Units Per Acre) Zone [PROPOSED: R-PD12 (Residential Planned Development - 12 Units Per Acre) Zone], Ward 5 (Weekly). NOTE: THIS APPLICATION IS BEING AMENDED TO INCLUDE PROPOSED THREE-STORY DEVELOPMENT. The Planning Commission (7-0 vote) and staff recommend DENIAL
96. 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
97. 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

98. 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
99. 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
100. 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
101. ZON-17740 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Rezoning FROM: R-4 (HIGH DENSITY RESIDENTIAL) TO: R-5 (APARTMENT) on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
102. VAR-17741 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW 150 PARKING SPACES WHERE 425 SPACES ARE REQUIRED IN CONJUNCTION WITH A PROPOSED APARTMENT DEVELOPMENT on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
103. VAR-17742 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW A PROPOSED APARTMENT BUILDING TO BE EIGHT FEET FROM THE NORTH PROPERTY LINE WHERE THE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A SETBACK OF 198 FEET AND TO ALLOW TRASH ENCLOSURES TO BE 10 FEET FROM RESIDENTIALLY ZONED PROPERTY WHERE 50 FEET IS THE MINIMUM SETBACK REQUIRED on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
104. VAR-17743 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW A PROPOSED APARTMENT BUILDING TO BE ZERO FEET FROM THE WEST PROPERTY LINE WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED, ZERO FEET FROM THE EAST PROPERTY LINE WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED, ZERO FEET FROM THE SOUTH PROPERTY LINE WHERE FIVE FEET IS THE MINIMUM SETBACK REQUIRED AND TO ALLOW A BUILDING HEIGHT OF 66 FEET WHERE 55 FEET IS THE MAXIMUM HEIGHT ALLOWED on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL

- 105.VAC-17744 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Petition to Vacate a portion of an existing alley generally located north of Bridger Avenue, 140 feet east of Tenth Street, Ward 5, (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 106.SDR-17745 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER LARRY AND PATRICIA SCHEUSNER FAMILY TRUST, POULOS FAMILY TRUST, AND ASHTON BOYD FAMILY TRUST - Request for a Site Development Plan Review for a PROPOSED 300 UNIT, 66 FOOT HIGH, SIX STORY APARTMENT BUILDING AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFERING STANDARDS FOR ZERO FEET OF LANDSCAPING WHERE TEN FEET IS REQUIRED ALONG THE SOUTHERN, EASTERN, AND WESTERN PERIMETER AND TO ALLOW FIVE FEET OF LANDSCAPING WHERE SIX FEET IS REQUIRED ALONG A PORTION OF THE NORTHERN PERIMETER on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026 through 028 and 041 through 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 107.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
- 108.VAR-16505 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ALVY COOK - Appeal filed by the applicant from the denial by the Planning Commission of a request for a Variance TO ALLOW A FIVE-FOOT REAR YARD SETBACK WHERE 15 FEET IS THE MINIMUM SETBACK REQUIRED FOR A PROPOSED ROOM ADDITION at 1117 Strong Drive (APN 162-05-511-005), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 109.VAR-14734 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - This is an Appeal filed by the applicant from the denial by the Planning Commission of a request for a Variance TO ALLOW PROPOSED SIX FOOT HIGH BLOCK WALLS IN THE FRONT YARD WHERE FOUR FEET IS THE MAXIMUM HEIGHT ALLOWED on 0.63 acres located on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U [(Undeveloped) Zone, R (Rural) General Plan Designation], Ward 2 (Wolfson). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 110.VAR-16769 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - Request for a Variance TO ALLOW A PROPOSED SINGLE FAMILY DWELLING TO BE FIVE FEET FROM THE SIDE PROPERTY LINE WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED on 0.63 acres located on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U [(Undeveloped) Zone, R (Rural) General Plan Designation], Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 111.SUP-15027 - PUBLIC HEARING - APPLICANT/OWNER: STEVEN PORTNOFF - Request for a Special Use Permit FOR A PROPOSED 80-FOOT HIGH AMATEUR RADIO ANTENNA TOWER on the south side of O'Bannon Drive, approximately 140 feet west of Lisa Lane (APN 163-04-401-002), U (Undeveloped) Zone [R (Rural) General Plan Designation], Ward 2 (Wolfson). The Planning Commission (5-0 vote) and staff recommend DENIAL
- 112.SUP-17551 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: FAMOUS UNCLE AL'S HOT DOGS - OWNER: VIRGIN TERRITORY, LLC - Request for a Special Use Permit FOR A PROPOSED BEER/WINE/COOLER ON-SALE ESTABLISHMENT IN CONJUNCTION WITH A PROPOSED RESTAURANT at 6020 West Craig Road (APN 138-02-611-006), R-E (Residence Estates) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Ross). NOTE: THE CORRECT ADDRESS IS 6010 WEST CRAIG ROAD, SUITE #110. The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.SUP-17729 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MARK JAGET - OWNERS: RICHARD WEISBANT FAMILY TRUST AND 3RD GASS PARTNERS, LLC - Request for a Special Use Permit TO ALLOW A MIXED-USE DEVELOPMENT adjacent to the northeast corner of Gass Avenue and 3rd Street (APNs 139-34-410-112 & 139-34-410-113), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-3 vote) recommends DENIAL. Staff recommends APPROVAL

- 114.SDR-17731 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MARK JAGET - OWNERS: RICHARD WEISBANT FAMILY TRUST AND 3RD GASS PARTNERS, LLC - Request for a Site Development Plan Review FOR A FIVE STORY MIXED-USE DEVELOPMENT WITH 30 APARTMENTS AND 2,200 SQUARE FEET OF RETAIL AND A WAIVER OF THE DOWNTOWN CENTENNIAL PLAN BUILDING STEPBACK REQUIREMENT on 0.31 acres adjacent to the northeast corner of Gass Avenue and 3rd Street (APNs 139-34-410-112 & 139-34-410-113), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-3 vote) recommends DENIAL. Staff recommends APPROVAL
- 115.SDR-17717 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: STEWART/NELLIS PARTNERS, LLC - Request for a Site Development Plan Review FOR AN 84,245 SQUARE FOOT SHOPPING CENTER on 7.81 acres on property adjacent to the northwest corner of Nellis Boulevard and Stewart Avenue, (APN 140-32-601-005), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 116.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
- 117.ROC-18341 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: WAGNER HOMES, INC. - Request for a Review of Condition Number 11 of an approved Site Development Plan Review (SDR-2418) TO REMOVE THE CONDITION THAT REQUIRED ANY PROPERTY LINE WALL SHALL BE A DECORATIVE BLOCK WALL, WITH AT LEAST 20 PERCENT CONTRASTING MATERIALS. WALL HEIGHTS SHALL BE MEASURED FROM THE SIDE OF THE FENCE WITH THE LEAST VERTICAL EXPOSURE ABOVE THE FINISHED GRADE, UNLESS OTHERWISE STIPULATED. ALL PERIMETER WALLS, INCLUDING A COMBINATION OF RETAINING AND SCREEN WALLS, SHALL NOT EXCEED EIGHT FEET IN HEIGHT, MEASURED FROM THE BASE OF THE RETAINING WALL, WITHOUT THE APPROPRIATE STEPBACKS for an approved residential subdivision on 10.80 acres adjacent to the southeast corner of Alexander Road and Fort Apache Road (APN 138-08-116-020 and 021) R-PD5 (Residential Planned Development - 5 Units Per Acre) Zone, Ward 4 (Brown). Staff recommends DENIAL
- 118.ZON-16179 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL) TO: C-1 (LIMITED COMMERCIAL) on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 119.VAR-16181 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 56.25 FEET WHERE 77.25 FEET IS THE MINIMUM REQUIRED AND TO ALLOW A TRASH ENCLOSURE TO BE PLACED 6 FEET FROM RESIDENTIAL PROPERTY WHERE 50 FEET IS THE MINIMUM REQUIRED on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (MEDIUM DENSITY RESIDENTIAL) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE AND TO REDUCE THE FRONT YARD SETBACK TO 15 FEET WHERE A MINIMUM SETBACK OF 20 FEET AND TO REDUCE THE REAR SETBACK 15 FEET WHERE A MINIMUM SETBACK OF 20 FEET IS REQUIRED. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 120.VAR-17191 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Variance TO ALLOW A MINIMUM LOT WIDTH OF 87 FEET WHERE 100 FEET IS THE MINIMUM WIDTH REQUIRED on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (Medium Density Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL

- 121.SDR-16180 - PUBLIC HEARING - APPLICANT/OWNER: YIN YAN & PETER CHUNG - Request for a Site Development Plan Review FOR A 3,000 SQUARE FOOT COMMERCIAL BUILDING AND A WAIVER OF THE PERIMETER LANDSCAPE REQUIREMENTS on 0.26 acres at 1333 Angel Drive (APN 163-01-612-039), R-3 (Medium Density Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). NOTE: THIS APPLICATION IS BEING AMENDED FROM 1333 ANGEL DRIVE TO 5104 MOUNTAIN VIEW DRIVE. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 122.ZON-17242 - PUBLIC HEARING – APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 123.VAR-17244 - PUBLIC HEARING - APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Variance TO ALLOW A RESIDENTIAL PLANNED DEVELOPMENT ON 2.86 ACRES WHERE FIVE ACRES IS THE MINIMUM REQUIRED on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre) Zone], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 124.SDR-17247 - PUBLIC HEARING - APPLICANT/OWNER: TOUSA HOMES, INC. - Request for a Site Development Plan Review FOR A PROPOSED FIVE-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT AND A WAIVER OF THE STREETScape REQUIREMENTS on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre) Zone], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 125.RQR-18663 - PUBLIC HEARING - APPLICANT/OWNER: LAS VEGAS ASSOCIATES, DBA WILSHIRE - Required Five Year Review of an approved Variance (V-0031-00) THAT ALLOWED THIRTY SEVEN (37) PARKING SPACES WHERE SIXTY FIVE (65) ARE THE MINIMUM PARKING SPACES REQUIRED FOR A PROPOSED BANQUET FACILITY at 5243 West Charleston Boulevard, Suites 2 and 3 (APN 163-01-501-007), C-1 (Limited Commercial), Ward 1 (Tarkanian). Staff recommends APPROVAL
- 126.VAR-17127 - PUBLIC HEARING - APPLICANT/OWNER: PICERNE PROVIDENCE II, LLC - Request for a Variance TO ALLOW 926 PARKING SPACES WHERE 937 PARKING SPACES IS THE MINIMUM NUMBER OF PARKING SPACES REQUIRED on 18.98 acres at 6851 North Hualapai Way (APN 126-24-610-004), PD (Planned Development) Zone and U (Undeveloped) Zone [PCD (Planned Community Development) Land Use Designation under Resolution of Intent to PD (Planned Development) Zone] [Medium Density Residential Cliff's Edge Special Land Use Designation], Ward 6 (Ross). NOTE: THIS APPLICATION IS BEING AMENDED FROM 926 PARKING SPACES TO 918 PARKING SPACES. Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 127.SDR-17128 - PUBLIC HEARING - APPLICANT/OWNER: PICERNE PROVIDENCE II, LLC - Request for a Site Development Plan Review FOR A PROPOSED 124-UNIT ADDITION TO AN APPROVED APARTMENT COMPLEX on 18.98 acres at 6851 North Hualapai Way (APN 126-24-610-004), PD (Planned Development) Zone and U (Undeveloped) Zone [PCD (Planned Community Development) Land Use Designation under Resolution of Intent to PD (Planned Development) Zone] [Medium Density Residential Cliff's Edge Special Land Use Designation], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 128.VAR-17871 - PUBLIC HEARING - APPLICANT: DEJA VU'S LITTLE DARLINGS - OWNER: ARTHUR G. AND JEAN M. GRANT - Request for a Variance TO ALLOW A PROPOSED 80-FOOT DOUBLE FACE 2,470 SQUARE-FOOT FREESTANDING SIGN WHERE 720 SQUARE FEET IS THE MAXIMUM ALLOWED on 2.46 acres at 1508 Western Avenue (APN 162-04-602-010), M (Industrial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
- 129.SDR-17312 - PUBLIC HEARING - APPLICANT: DÉJÀ VU'S LITTLE DARLINGS - OWNER: ARTHUR G. AND JEAN M. GRANT - Request for a Site Development Plan Review FOR A PROPOSED 80-FOOT HIGH FREESTANDING SIGN on 2.46 acres at 1508 Western Avenue (APN 162-04-602-010), M (Industrial) Zone, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL

- 130.SUP-17739 - PUBLIC HEARING - APPLICANT: JL PARADISE, LLC - OWNER: MANIJEH DANESHFOROOZ - Request for a Special Use Permit FOR A PROPOSED MASSAGE ESTABLISHMENT AND WAIVERS TO ALLOW A DISTANCE SEPARATION OF 180 FEET FROM AN EXISTING MASSAGE ESTABLISHMENT WHERE 1,000 FEET IS THE MINIMUM REQUIRED AND TO ALLOW NO SEPARATION FROM A RESIDENTIAL USE WHERE 400 FEET IS THE MINIMUM SEPARATION REQUIRED at 2205 South Paradise Road (APN 162-03-413-017), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-0-1 vote) recommends APPROVAL
- 131.SUP-18037 - PUBLIC HEARING – APPLICANT: CAROLLO’S TROPICAL MOTORS, INC. - OWNER: EP DECATUR, LP - Request for a Special Use Permit FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT at 2025 South Decatur Boulevard (APNs 163-01-708-001 and 002), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (4-1 vote) recommends DENIAL. Staff recommends APPROVAL
- 132.SDR-18034 - PUBLIC HEARING – APPLICANT: CAROLLO’S TROPICAL MOTORS, INC. - OWNER: EP DECATUR, LP - Request for a Site Development Plan Review FOR THE ADDITION OF A PROPOSED 1,680 SQUARE-FOOT OFFICE BUILDING TO AN EXISTING MOTOR VEHICLE SALES (NEW) ESTABLISHMENT AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS TO ALLOW A ZERO FOOT LANDSCAPE BUFFER WHERE 15 FOOT AND EIGHT FOOT LANDSCAPE BUFFERS ARE REQUIRED on 3.74 acres at 2025 South Decatur Boulevard (APNs 163-01-708-001 and 002), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (4-1 vote) and staff recommend DENIAL
- 133.VAC-18045 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUITANIA CORPORATION - Petition to Vacate a 24-foot section of a public right-of-way radius corner generally located at the northeast corner of Main Street and Bonanza Road, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 134.SDR-18025 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUITANIA CORPORATION - Request for a Major Modification to an approved Site Development Plan Review (SDR-8649) FOR A PROPOSED ADDITION OF A 2,600 SQUARE-FOOT RESTAURANT AND AN ADDITION OF 40 FEET IN HEIGHT OF AN APPROVED MIXED-USE DEVELOPMENT AND TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 57 FEET WHERE 375 FEET IS THE MINIMUM REQUIRED on 2.87 acres at the northeast corner of Main Street and Bonanza Road (APNs 139-27-810-001, 002, 003, 004 and 139-27-707-008, 046 through 051), R-2 (Medium-Low Density Residential) Zone and C-M (Commercial/Industrial) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 135.ROC-18046 - PUBLIC HEARING - APPLICANT/OWNER: THE AQUATANIA CORP. - Request for a Review of Condition Number 3 of an approved Rezoning (Z-0046-02) TO ALLOW A RADIUS OF 30 FEET WHERE 54 FEET WAS REQUIRED ON THE NORTHWEST CORNER OF BONANZA ROAD AND MAIN STREET (APNs 139-27-810-001, 002, 003, 004 and 139-27-707-008 and 139-27-712-046 through 051, C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends APPROVAL
- 136.ROC-18953 - PUBLIC HEARING - APPLICANT: CITY OF LAS VEGAS - OWNER: SVS PROPERTIES, LTD, LLC - Request for a Review of Condition to delete Condition Number 4 of an approved Site Development Plan Review (SDR-17211) which stated that AN ADDITIONAL TWO LOADING SPACES SHALL BE ADDED TO THE SITE IN ACCORDANCE WITH TITLE 19.10 STANDARDS on 1.46 acres at 700 East Charleston Boulevard (APN 162-03-501-003), P-R (Professional Office and Parking) Zone, Ward 3 (Reese). Staff recommends APPROVAL

SET DATE

- 137.Set date on any appeals filed or required public hearings from the City Planning Commission Meetings, Centennial Hills Architectural Review Committee and Dangerous Building or Nuisance/Litter Abatements

CITIZENS PARTICIPATION

138. 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: JANUARY 17, 2007

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:

CITY MANAGER SELBY stated he had nothing to report.

MAYOR GOODMAN thanked CITY MANAGER SELBY and all staff that was involved in the State of the City Address, which was a very successful event. It was held in the second structure of the World Market Center, and the accommodations were very impressive.

Also, COUNCILMAN REESE thanked CITY MANAGER SELBY and his staff for the recent briefing he received. It was very thorough.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: CITY MANAGER

DIRECTOR: DOUGLAS A. SELBY

☐ Consent ☒ Discussion

SUBJECT:

ADMINISTRATIVE:

Report and possible action related to the Las Vegas Strategic Plan Priorities concerning "Aggressively attract and retain diverse businesses" and "Provide an open government which allows access, participation and respectful communication" - All Wards

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Key Performance Indicators (KPIs) of the city's current Strategic Plan were presented to Council Members during the budget workshop on March 27, 2006. KPIs establish a baseline for implementing the plan and allow for data-driven decision making. Each team responsible for one of the city's eight priorities will make an annual presentation to Council, which will include information on the KPIs and recent accomplishments.

RECOMMENDATION:

Receive presentation and direct staff accordingly

BACKUP DOCUMENTATION:

1. Priority IV PowerPoint Presentation
2. Priority VI Report

Motion made by GARY REESE to Approve to Accept the report

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:

SCOTT ADAMS, Director of the Office of Business Development, detailed a PowerPoint presentation, a copy of which is made a part of the minutes, on the four Key Performance Indicators (KPIs) used in measuring the Strategic Goal to Aggressively Attract and Retain Diverse Businesses.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

MAYOR GOODMAN was alarmed about the numbers reflected in the last slide, as it suggests a per capita income of about \$470 a week, which would make it very difficult to purchase a home or rent an apartment. MR. ADAMS interjected that most economists focus on actual household income, to which MAYOR GOODMAN pointed out that even a household of \$50,000 a year could not purchase a home.

MR. ADAMS agreed that it is a challenge. The United States is realizing a decline in real wages, because the global economy is creating a competition with the United States and really pulling the wages down. The more service-oriented economy has had an effect on per capita medium household income and wages as well. Hence, the City's economic development strategy should include a focus on the desired types of jobs. MAYOR GOODMAN added that, given these statistics, the City needs to focus on attracting higher-paying jobs. The emphasis on the academic medical complex, the Alzheimer's facility, etc., will provide that opportunity. He stressed that he wants the United States to continue to be a world-power, and the City should start discussions on what can be done on a local level to help rectify the situation.

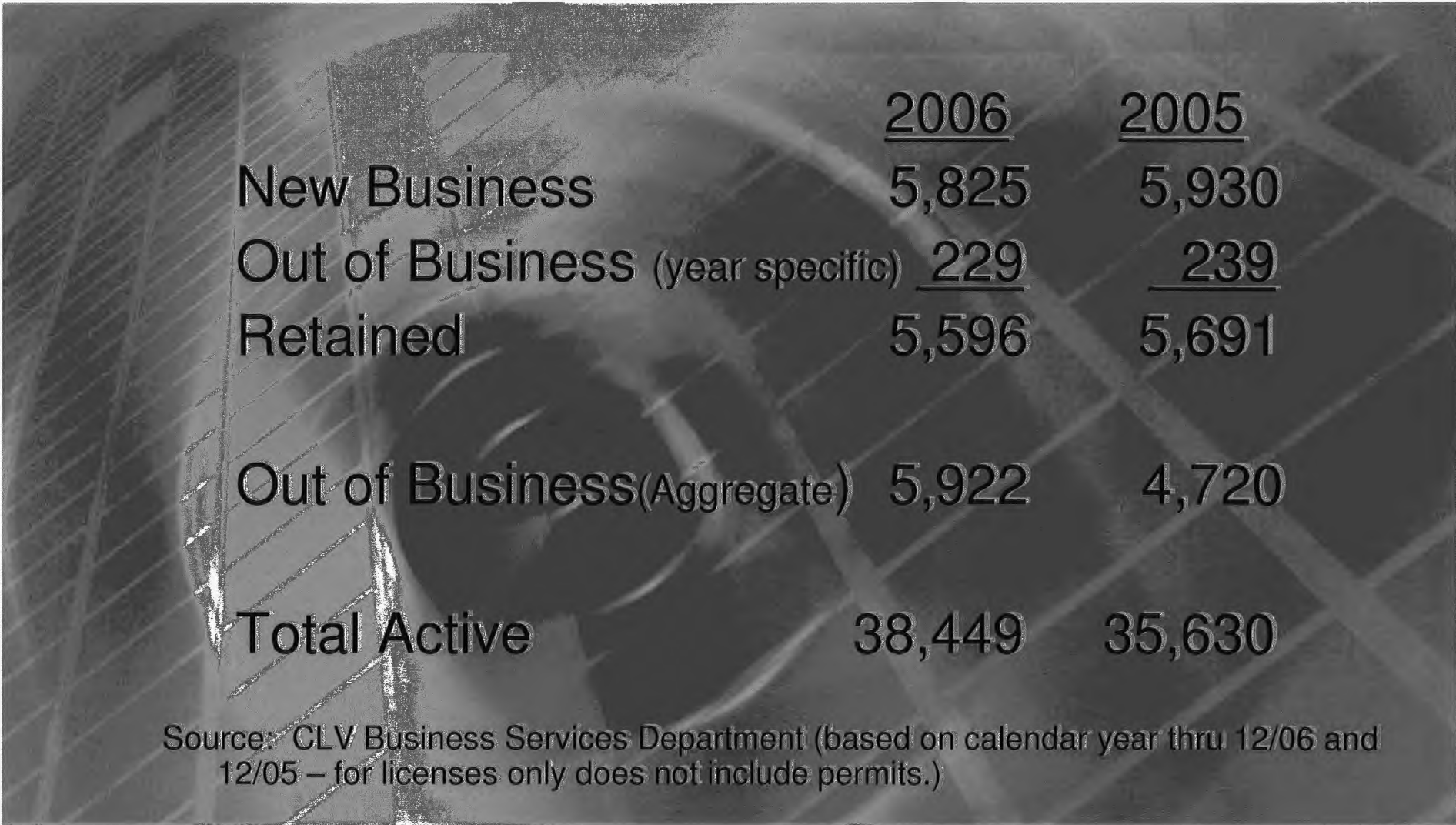
DAVID RIGGLEMAN, Director of the Office of Communications, and JOSEPH MARCELLA, Director of Information Technologies, addressed the Key Performance Indicators for Strategic Plan Priority VI, to Provide an Open Government Which Allows Access, Participation and Respectful Communication, by showing a videotape presentation, of which a DVD was submitted for the minutes.

COUNCILMAN WOLFSON commented that Channel 2 has a big following, and he would like the Office of Communications to take advantage of that and explore further ways to enhance the City's image by involving the community. MR. MARCELLA remarked that he has received many telephone calls from people across the country who watch Channel 2 on the website.

COUNCILWOMAN TARKANIAN recognized the great job that staff has done.

Strategic Goal:
Aggressively Attract &
Retain Diverse Businesses

Office of Business Development
January 17, 2007



	<u>2006</u>	<u>2005</u>
New Business	5,825	5,930
Out of Business (year specific)	<u>229</u>	<u>239</u>
Retained	5,596	5,691
Out of Business(Aggregate)	5,922	4,720
Total Active	38,449	35,630

Source: CLV Business Services Department (based on calendar year thru 12/06 and 12/05 – for licenses only does not include permits.)

Key Performance Indicator:

Business Licenses Issued



	<u>FY 2006</u>	<u>FY 2000</u>
RDA Tax Base	\$11,334,863	7,399,937

Source: CLV Finance Department (Total Cash collected)

Key Performance Indicator:

RDA Real/Personal Property Tax

	2006	2005
	<u>Acres</u>	<u>Acres</u>
Land	84,006	70,435
Resid. Occupied	27,993	22,884
Non-Resid. Occupied	16,109	13,506
Vacant/ROW	39,905	34,045
	<u>Percent</u>	<u>Percent</u>
Resid. Occupied	33.3%	32.5%
Non-Resid. Occupied	19.2%	19.2%
Vacant/ROW	47.5%	48.3%

Source: CLV Planning Department as of 7/1/06

Key Performance Indicator:

Land in CLV

	<u>2005</u>	<u>2000</u>
Per Capita	\$25,703	\$26,708
Median Household	\$49,431	\$53,354

Source: U.S. Census ACS 2005 (2006 \$\$\$ adjusted for inflation)

Key Performance Indicator:
Income for Residents

City of Las Vegas

Strategic Plan Priorities - Key Performance Indicators

Priority VI:

Provide an open government which allows access, participation, and respectful communication.

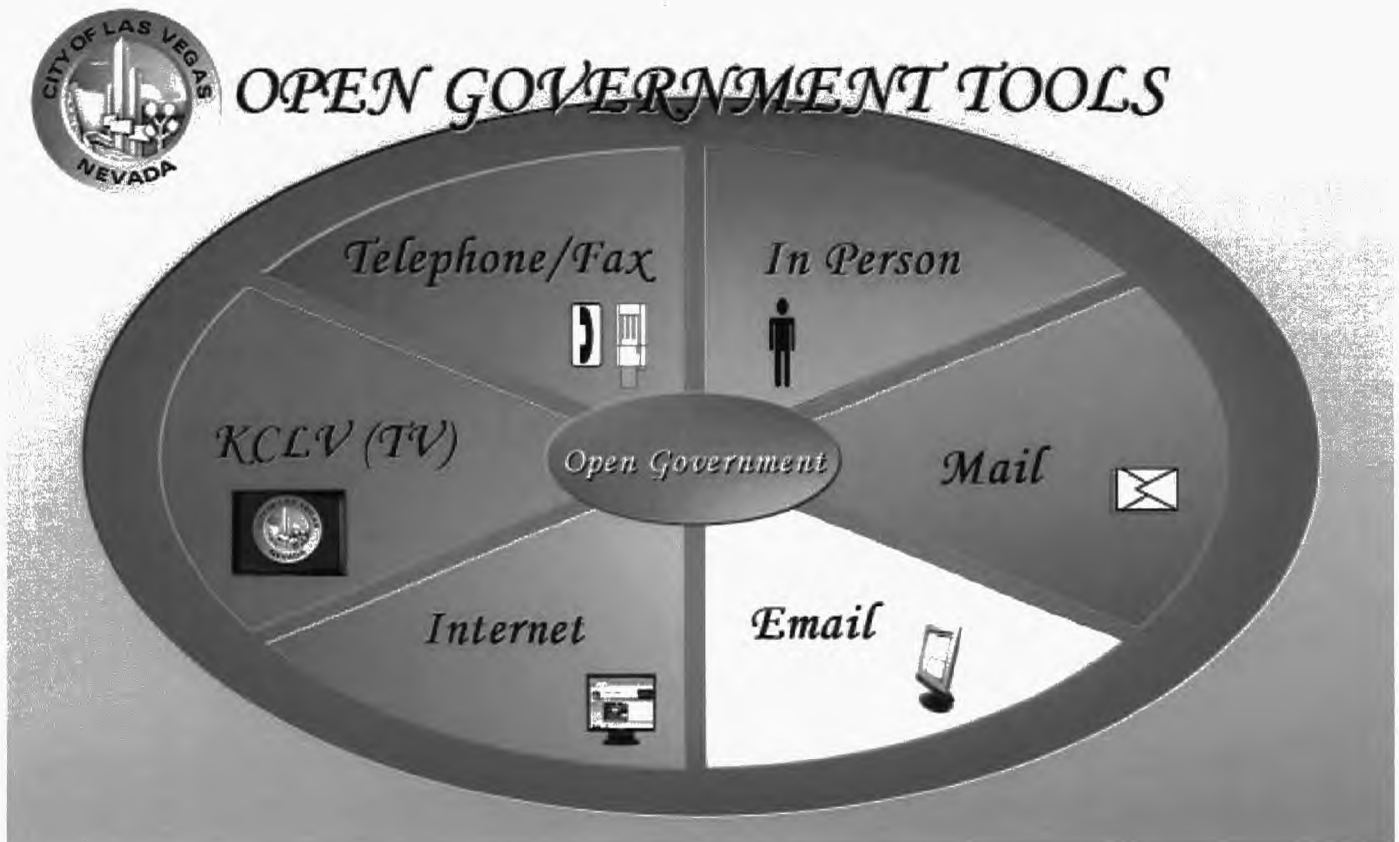


Priority VI
**Provide an open government which allows access,
participation, and respectful communication**

The city has a goal of promoting open government, which entails enhancing democracy; making processes more accessible; leveraging citizen participation in public policy decision-making; increasing transparency and accountability and making government more accessible and aligned to its constituency.

This goal is being accomplished by utilizing a host of transformational tools to allow businesses and the general public to communicate and access city services in more effective and efficient ways than ever before. Government's role is changing at an incredible pace. This process can improve our lives and make our city better. The city of Las Vegas is responding to the demands of its citizens and businesses to make access, participation and communication with its services efficient, responsible and trustworthy.

The city is employing several tools and technologies to enhance the ability for citizens and city government to communicate and conduct business in an expedient and effective manner. These tools include KCLV, Cable channel 2, the city's new Internet site and automated telephone systems, all of which allow the city to communicate and deliver city services in a more customer-friendly and service-oriented approach.



Key Performance Indicators

All departments in the city are charged with meeting the priority of open government. In particular, the Office of Communications, the Departments of Information Technologies, Human Resources, Neighborhood Services and Leisure Services, in conjunction with the city Managers Office, have identified specific Key Performance Indicators (KPIs) to assist them in this endeavor. The data gathered and contained in this report has helped these internal business units to gauge where resources are best allocated and how services will be impacted in meeting this priority. Data was compiled for the following Key Performance Indicators:

- KCLV viewer satisfaction
- KCLV local market penetration
- The cultural, ethnic and language diversity of citizens accessing KCLV
- Customer Relationship Management (CRM) program call resolution
- Online services adoption

The city is preparing to conduct a comprehensive survey in 2007 to improve our overall effectiveness in all levels of communication with the public, including how we reach across cultural, ethnic and language barriers.

Factoid:

Definition: Key Performance Indicators, also known as KPI or Key Success Indicators (KSI), help an organization define and measure progress toward organizational goals. Key Performance Indicators are quantifiable measurements, agreed to beforehand, that reflect the critical success factors of an organization.

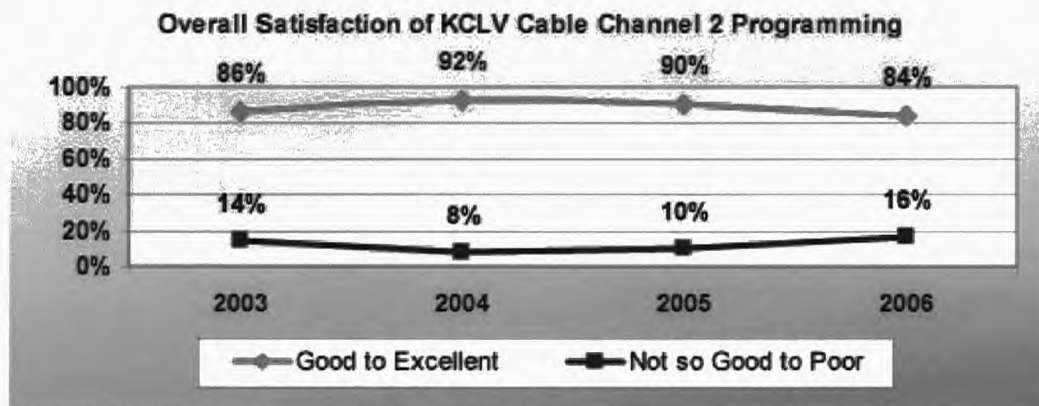
Key Performance Indicator 1

KCLV Viewer Satisfaction

KCLV operates 24 hours a day, seven days a week. The staff of KCLV produces a number of original shows including *City Scene*, *Access City Council*, and *Town Hall* featuring live calls to Mayor Oscar B. Goodman. The station is supported entirely by cable fees, not tax dollars.

Each year, a random survey consisting of about 500 Las Vegas residents who subscribe to Cox cable is conducted over the telephone. This survey helps us understand how we are doing at KCLV.

Of those surveyed and who watch KCLV, about 90% over the past four years say the programming is good, very good, or excellent.



Factoid:

KCLV-produced TV programs include *City Beat*, *Las Vegas City Scene*, *Las Vegas Town Hall*, *Flood Channel*, *City Council* and *Planning Commission* meetings.

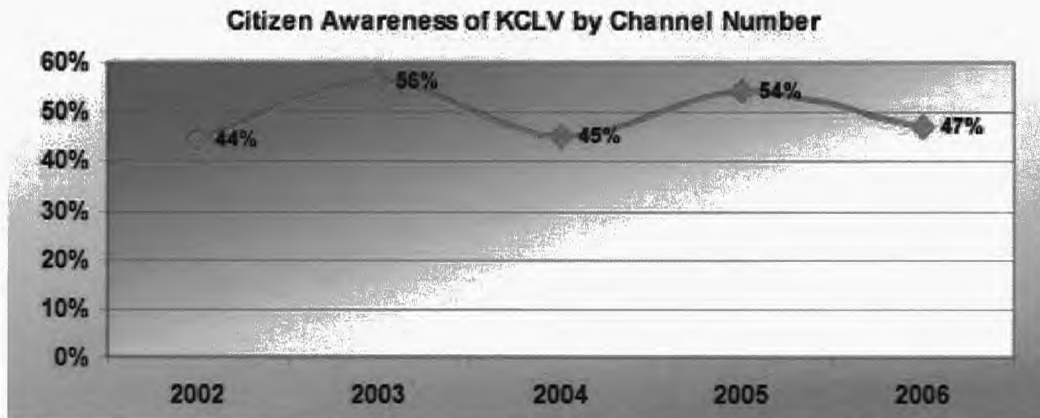
Additional local partnered programming includes *LVMPD Briefing Room*, *Eye on Nellis*, *Water Ways*, *Community Calendar*, *NASA SCI Files*, *Earth Revealed*, *Small Business 2000*, *You're the Chef*, *Power of Place*, *Exploring the World of Music*, *On the Move*, *Connie Martinson*, *Navy/Marine News*, *Project Gimme Shelter*, *SHAMU TV*, *In2Film*, *Classic Arts*, *Health Matters*, *Health and Home*, *Unseen Life on Earth*, *Water Ways*, *Education News*, *City Cinema*

Key Performance Indicator 2

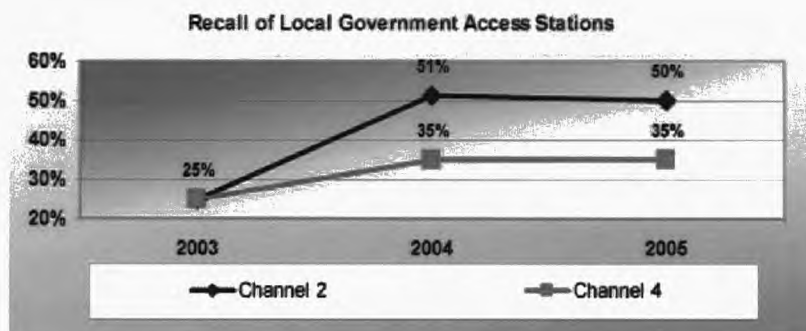
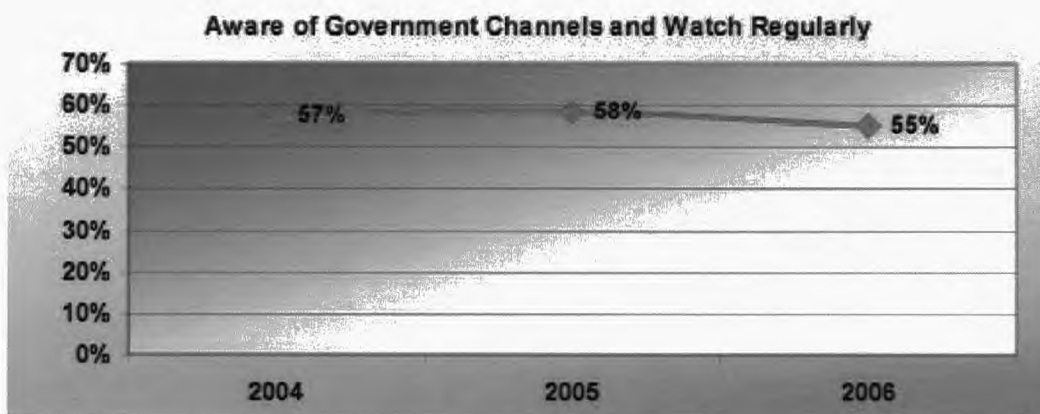
KCLV Local Market Penetration

It is important to understand that government access television's purpose is very different from commercial TV. Unlike commercial television, whose primary goal is to generate a profit, government access television's primary purpose is to provide a means of open and accountable government. This is accomplished by informing citizens about their government, offering them an opportunity to be involved in governmental decisions as well as easy access to their elected officials, public meetings and community activities.

This year 47% of citizens are aware of KCLV by channel number.



Of those city citizens that are aware of KCLV by channel number, 55% watch KCLV on a regular basis.



Factoid: Comparison of awareness of KCLV vs. other local government access channels.

Key Performance Indicator 3

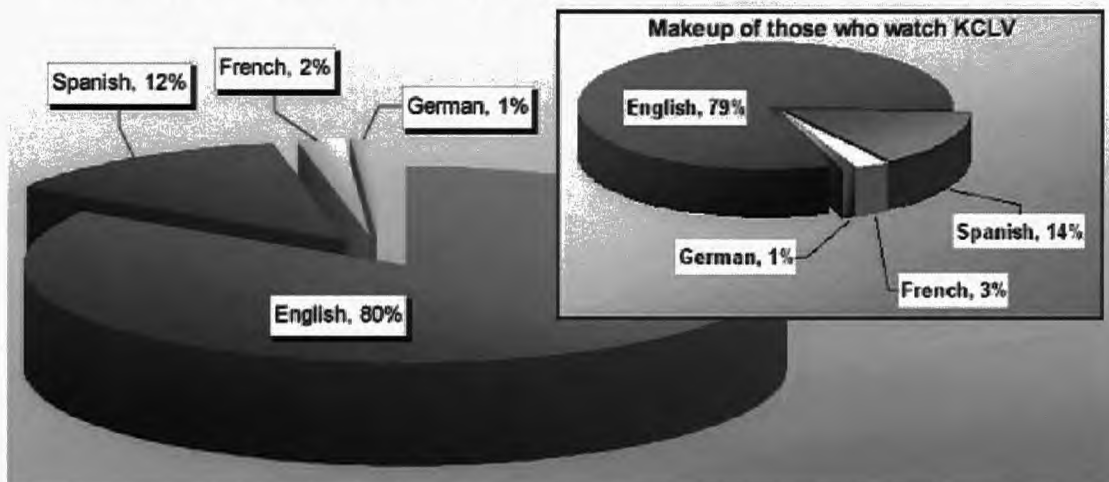
Percentage of Cultural, Ethnic and Language Diverse Citizens Accessing KCLV

It is important to the city that citizens of diverse cultures, languages and ethnicity have access to, and utilize, city services. Although the city will be conducting an annual survey this year to gain a more thorough understanding of our effectiveness in communicating with the public, we have found that viewership of KCLV does indeed reach across diverse ethnicities and languages.

The difference in percentages between non-English languages spoken at home and race/ethnicity varies from the viewership of KCLV by less than three percent.

Language spoken in the household

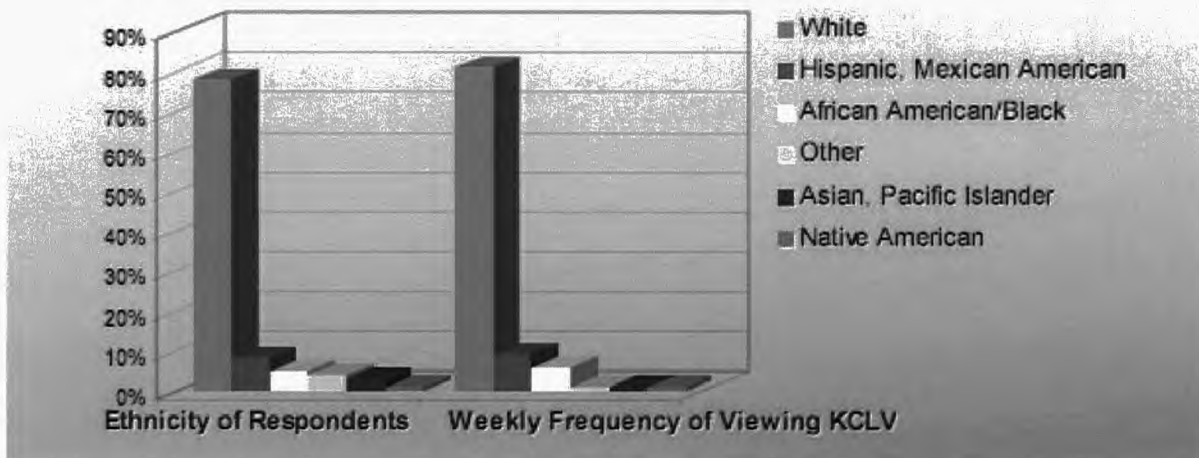
Makeup of those surveyed by Language



The total percentage of viewers surveyed by language compared with total percentage of language variation watching KCLV showed that there was no significant difference.

Viewership by Race/Ethnicity

KCLV Viewership by Race/Ethnicity



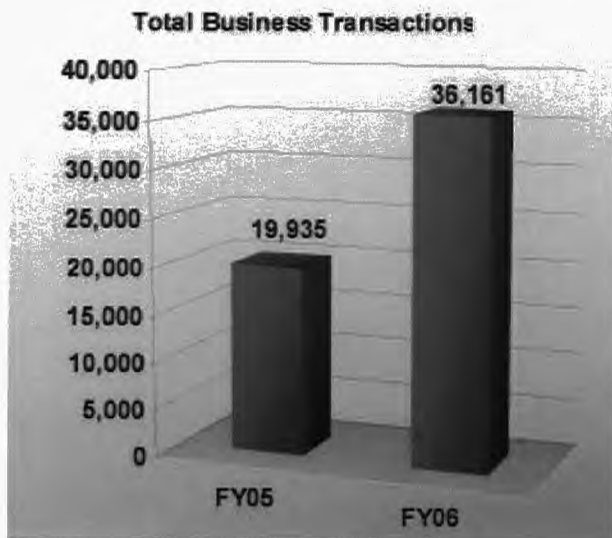
Similarly, race/ethnicity variation among respondents was found to be in agreement with KCLV viewership.

Key Performance Indicator 4

Online Services Adoption

The city has recognized and acted on opportunities to deliver city services through the Internet and automated telephone systems. In the past, many city services required citizens to come to a city facility during business hours to conduct transactions such as attending traffic school, scheduling a building inspection, or looking for a lost pet at an animal shelter. Providing these services online or through automated telephone systems in addition to walk-up service adds convenience, lowers costs, improves quality and expands the service day to 24/7.

There has been an 81% increase in usage of interactive online tools to conduct city business during the past fiscal year.



These transactions consist of sewer and parking citation payments, traffic school attendance, scheduling building inspections, as well as numerous customer service requests and complaint inquiries. Although there was an 81% increase in actual transactions, there was a 99.7% increase in revenue collected from online services.

Factoid: Processing a piece of paper costs a government agency \$5 on average. Generating that same form electronically costs only \$1.65 on average; the savings come from labor, postage, paper, and equipment costs, according to a Gartner Group study. A recent study released by Deloitte Research shows that the savings to citizens is even greater.

Six ways that online initiatives have enhanced the delivery of city service:

- provide information in one easy-to-access location;
- simplify and streamline reporting requirements;
- reduce the number of forms;
- make transactions (paying fees, obtaining permits) easier;
- help businesses understand what regulations apply to them; and
- allow transactions to be processed less expensively

Factoid: The city redesigned its web site in the summer of 2005. In 2006, the city's web site won a *Best of the Web* award from the Center for Digital Government, earning fourth place nationwide out of more than 300 cities.

The redesign of the site was based on usability best practices and employing the revolutionary approach of presenting functions while de-emphasizing departments.

Since the redesign of the city's web site, average statistics include:

- 205,046 visitors a month
- 2.11 average visits per visitor each month
- 14,222 average visits per day
- 8,524,635 hits (clicks or activity) per month

From the city's web site, one may:

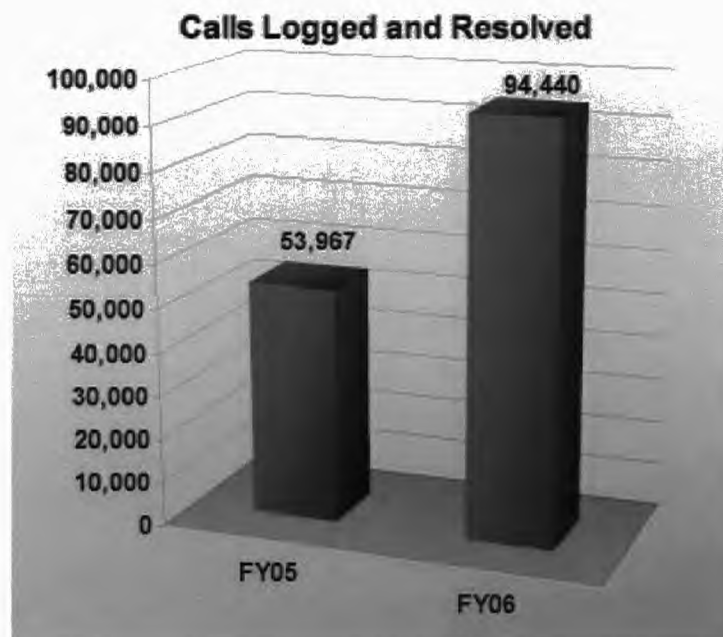
- **Apply for:**
 - Jobs
 - Licenses
 - Permits
 - Planning applications
 - Grants
- **Find:**
 - Emergency information
 - Maps
 - Parks and facilities
 - Pets (missing or adoptable)
 - Recreational or cultural activities
- **Check status of:**
 - Building permit
 - Development application
 - Plan review
- **Pay:**
 - Property tax
 - Sewer bill
 - Tickets or citations
- **Register or enroll:**
 - Activities or classes
 - Corporate challenge
 - Traffic school
- **Request help with:**
 - Animal control
 - Business license
 - Child care license
 - Neighborhood Problem
 - Parking enforcement
 - Sewer billing
 - Street or sewer services
 - Traffic control
 - Traffic signals, signs, lighting or pavement markings
- **Schedule:**
 - Inspections
- **Watch:**
 - City Council and other city meetings
 - Business development videos
 - Fire recruitment videos
 - Public safety shows
 - Public service announcements
 - Channel 2 live or on demand
 - Traffic Cameras

Key Performance Indicator 5

Citizen Relationship Management (CRM) Program Call Resolution Trend Analysis

The city's Citizen Relationship Management (CRM) tool is an application used by the city to manage our interaction with citizens by tracking and resolving requests for services or by responding to complaints. Information is analyzed and used to manage the internal workflow so citizen requests do not "slip through the cracks." The data may be analyzed to improve processes to make them more efficient or to identify problem areas. Our CRM processes are often used to automate what were previously manual processes, which allows city staff to gain access to information accurately and to provide services more quickly and efficiently.

From fiscal year 2005 to fiscal year 2006, usage of the city's CRM to resolve citizen calls for service has risen 75%.



Factoid: There are over 60 different types of calls for which the system keeps track. Some of the types of complaints or requests for service that the city's CRM manages are calls for graffiti removal, code violations and applications for business licenses and rezoning.

Future Measure

Citizen Survey

The city uses a variety of means to communicate with our citizens. To better understand how those efforts are working as a whole, the city will conduct a comprehensive survey in 2007. The questions will be simple and direct. We'll ask things like:

- Have you interacted with the city of Las Vegas?
- Are you satisfied with those interactions?
- How can we better provide information you need?

The survey will help us understand our overall effectiveness in all levels of communication with the public — including how we reach across cultural, ethnic and language barriers.

Validation

Communicating with citizens of the 21st Century, using 21st Century methodologies.

This concept is at the heart of the city's goal to provide a more open government. For more than seven years now, the city Council has directed city staff to create an environment in which citizens do not merely have access to information and services—but also communicate freely with the city. This two-way communication, or dialogue with the citizens, is reflected in the Strategic Plan as Priority 6: to provide an open government which allows access, participation and respectful communication.

The city of Las Vegas has been a leader in this effort, using the latest technologies. From government access television programming, complete with live call-in shows such as *Las Vegas Town Hall*; to an easy-to-navigate Web site, residents and tourists can quickly find out what's happening at the city from virtually anywhere.

Citizens can peruse council agendas and look at council meeting videos on the city's web site, or schedule building inspections and sign up for leisure classes using our effective automated phone system.

For efforts like these, the city has won numerous awards. In 2006, our web site was named one of the top four government sites in the nation by the Center for Digital Government.

Our e-newsletter, *Net News*, took second place in a national competition by the city-County Communications and Marketing Association.

And the city's TV station, KCLV Channel 2, has won dozens of first place national and regional awards, including being named *the best government access channel in the nation* by the Beacon Foundation (3CMA).

The city of Las Vegas is committed to constant and unending improvement in providing an open government that allows access, participation and respectful communication for all.

2006 Awards and Recognitions

- **Introduction into the Nevada Broadcasters Hall of Fame:**
 - Nancy Byrne
 - Charles Hosmer-McGraw
 - David Riggelman
 - Shari Singer
- **Southern Nevada Human Resources Association:**
 - First place, Best Diversity practices for Local Government
- **Center for Digital Government**
 - Fourth best city Web Site nationwide (with IT)
- **City-County Communications and Marketing Association (3CMA) Award**
 - First Place Savvy Award for Promotional Video, *The Remote*
 - Silver Circle Award for *Net News* Electronic Newsletter (with IT)
- **Cable Access Guild Beacon Awards**
 - First Place for best storytelling, *D-Day Hero*
 - First Place for best talk show, *Las Vegas Town Hall*
- **Public Relations Society of America**
 - Tri-State Pinnacle Award of Merit for the city of Las Vegas Web Site
- **National Association of Telecommunications Officers and Advisors (NATOA)**
 - NATOA National, second place, for Public Service Announcement, *Black History Month*
 - NATOA National, third place for Community Event Coverage, *Fallen Officer*
 - NATOA, Honorable Mention for Special Audience Segment, *Ten-Point Plan*
 - NATOA Regional, First Place for documentary, *Fallen Officer*
 - NATOA, Regional, Second Place for Public Service Announcement, *Black History Month*
 - NATOA Regional, Second Place for documentary, *D-Day Hero*
 - NATOA Regional, Third Place for overall KCLV station excellence

City Council Meeting of
January 17, 2007

DVD SUBMITTED AS
BACKUP FOR ITEM 46 –
FILED WITHIN MINUTE
BINDER

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: GOVERNMENT AND COMMUNITY AFFAIRS

DIRECTOR: TED J. OLIVAS

☐ Consent ☒ Discussion

SUBJECT:

ADMINISTRATIVE:

Discussion and possible action on the 2007 Federal Legislative Agenda

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Each year the City Manager's Office develops a Federal Legislative Agenda based on meetings with the Mayor, Council members, and each City department. The Agenda includes the City's appropriation priorities, legislative priority issues, legislative and regulatory issues, grant priorities, and grant opportunities. This document is used to guide federal lobbying efforts by the City and its federal lobbying firm, Ball Janik, LLP. Staff will provide an outline of the 2007 Federal Legislative Agenda.

RECOMMENDATION:

It is recommended that the City Council approve the 2007 Federal Legislative Agenda and direct staff accordingly.

BACKUP DOCUMENTATION:

Submitted at meeting – City of Las Vegas 2007 Federal Legislative Agenda by staff

Motion made by GARY REESE to Approve to Accept the report

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:

TED OLIVAS, Director of Government and Community Affairs, referred to the submitted 2007 Legislative Agenda, a copy of which is made a part of the minutes, and gave a brief overview. He pointed out that the document does not include a section on public lands, as it has previously; it will be forthcoming on a future agenda. Also, the 2007 Legislative Agenda will be used by Ball Janik to lobby on the City's behalf. A total of \$21,450,000 is being requested in

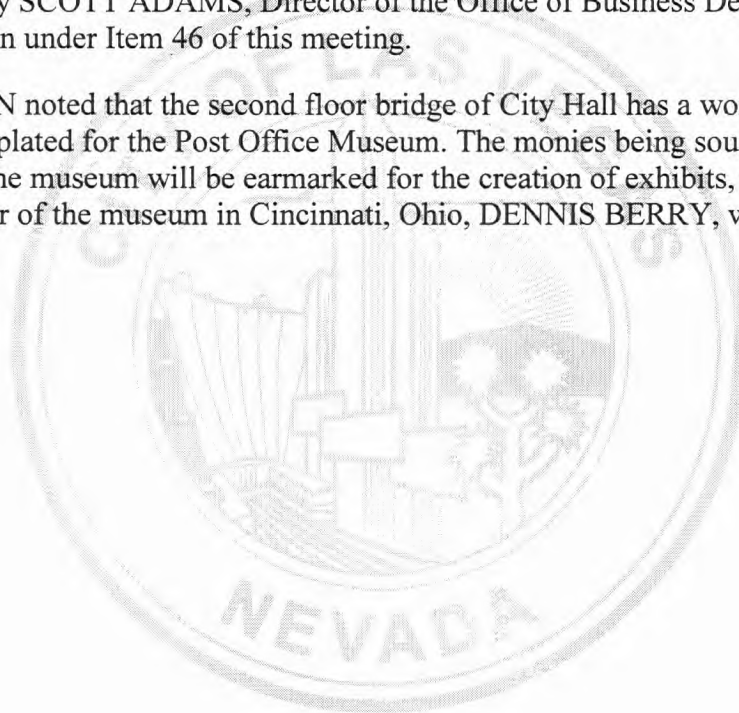
CITY COUNCIL MEETING OF: JANUARY 17, 2007

appropriations; \$15 million for Phase I of the Regional Public Safety Complex, \$1 million for the Post Office Museum, \$3 million for the partial funding of the environmental assessment of the Mountain Edge Parkway, \$1.5 million for the development and enhancement of a sustainability program, \$450,000 for the Batteries Included Initiative program and \$500,000 for the EVOLVE program.

The Federal Issues section of the Legislative Agenda identifies the City's position on various topics, including telecommunications, urban area security initiative, eminent domain, affordable housing, homelessness, homeland security, FAA and Yucca Mountain.

MR. OLIVAS advised that, if approved today, this plan will be presented during the U.S. Conference of Mayors winter meetings to brief federal delegates, along with Ball Janik, later in January. During these meeting, it might be appropriate to include some of the economic indicators provided by SCOTT ADAMS, Director of the Office of Business Development, during his presentation under Item 46 of this meeting.

MAYOR GOODMAN noted that the second floor bridge of City Hall has a wonderful display of what is being contemplated for the Post Office Museum. The monies being sought under this Legislative Plan for the museum will be earmarked for the creation of exhibits, which will be handled by the curator of the museum in Cincinnati, Ohio, DENNIS BERRY, who is known for creating excitement.





CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

Submitted at City Council
Date *1/17/2007* Item # *47*



CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

TABLE OF CONTENTS

- FY 2008 Appropriations Summary
 - Regional Public Safety Complex
 - Post Office Museum
 - Environmental Assessment for the Mountain Edge Parkway
 - Sustainability Program
 - Youth Initiative Program
 - EVOLVE Program
- Legislative Issues
- Priority Grant Applications
- Prior Year Federal Appropriations



CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

FY 2008 APPROPRIATIONS SUMMARY

REGIONAL PUBLIC SAFETY COMPLEX: The City of Las Vegas, along with its regional partners, is in the process of designing a Regional Public Safety Complex (RPSC) to enhance emergency preparedness and response capabilities in the Las Vegas/Clark County area. The purpose of the facility is to serve as a multi-agency, multi-disciplined complex capable of hosting regional public safety training, disaster coordination and management, and a specialized tactical deployment base. The complex will be located on a 55-acre parcel located near Hualapai Way and the I-215 Beltway in northwest Las Vegas that was secured through a long-term lease from the Bureau of Land Management. The City is currently working on a business plan for the complex that will include an Emergency Operations Center, an Intelligence Fusion Center, a 9-1-1 Communications Center, and a multi-disciplined All-Hazard Regional Multi-Agency Operations and Response (ARMOR) team facility which will house specially trained police, fire, and bomb squad personnel. **The City requests \$15,000,000 for Phase 1 of the RPSC to complete the architectural design and begin construction on an Intelligence Fusion Center and ARMOR team facility.**

POST OFFICE MUSEUM: The City of Las Vegas has acquired the historic Post Office/Courthouse located in downtown Las Vegas with the intention of transforming it into a museum and cultural facility. The overall project goals are to create an economically successful anchor and destination attraction to reinvigorate the northern edge of downtown Las Vegas. Additionally, it will capitalize on the colorful history of Las Vegas by highlighting its fascinating history, particularly the era of the 1930s through the 1960s and the impact of organized crime on the city's development. The estimated cost to rehabilitate the building will be approximately \$30,000,000, which does not include the cost of exhibit fabrication. The goal of this museum is to capture the attention and interest of both residents and visitors to Las Vegas. **The City requests \$1,000,000 to assist in the funding of exhibit content, with a total estimated cost of approximately \$6,000,000.**

ENVIRONMENTAL ASSESSMENT FOR THE MOUNTAIN EDGE PARKWAY: Over the past three years, the City of Las Vegas has been studying the need and alignment of the Mountain Edge Parkway, a multi-modal transportation facility in the north part of the Las Vegas Valley. The purpose of preserving the Mountain Edge Parkway Corridor is to provide transportation access in the northern city limits of Las Vegas and North Las Vegas, to enhance opportunities to meet long range mobility needs, and promote an integrated transportation corridor. **The City requests \$3,000,000 to complete a National Environmental Policy Act study for the entire length of the Mountain Edge Parkway to address any future impacts and necessary mitigation to allow for the project to move forward and be eligible for future federal construction funds.**

SUSTAINABILITY PROGRAM: The City of Las Vegas has established a strategic planning priority “to create, integrate and manager orderly and sustainable development and growth in our community.” To that end, no fewer than twelve distinct sustainability initiatives, including commuter incentives, open space preservation, green building, alternative fuels and renewable energy, have been developed. However, the next step for the City is to make sure these initiatives are administered and evaluated by several departments throughout the City government. As such, the City of Las Vegas seeks an appropriation to incorporate a unified Sustainable Las Vegas Program modeled on the successful Chicago Environmental Action Agenda. **The City requests \$1,500,000 to allow for the consolidation, implementation, and evaluation of existing sustainability projects/programs and to create new opportunities for innovation in climate protection and resource conservation.**

YOUTH INITIATIVE PROGRAM*: Schools and the quality of education they provide, along with strong quality government support services, are key elements in creating stable neighborhoods and shaping residents’ perception of the quality of life in their community. The Youth Initiative is a program that partners the City of Las Vegas with the Clark County School District and other youth service providers to evolve and expand youth programs. The initiative includes seven components including education and after school awareness, incorporating education into after school programs, city/school partnerships, youth engagement, celebrating youth achievement, youth career development, and re-engaging disconnected youth. Future target areas will be to lower high school drop out rates, increase graduation rates, lower juvenile justice referrals, lower the number of students who are credit deficient, and improve higher education rates for the State of Nevada in the 18-24 age groups. **The City requests \$450,000 to continue and expand the Youth Initiative Program.**

EVOLVE PROGRAM*: The City created the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program in 2002 as a result of the numerous barriers ex-offenders face as they re-enter society. The program’s goal is to assist ex-offenders in securing and retaining employment. The program seeks to increase public safety, reduce recidivism, improve the workforce in Southern Nevada and promote self-sufficiency. EVOLVE is based on a continuum of care approach providing accessible intensive case management, education, and training in a viable trade in order to secure livable wage employment. Initial findings from an independent evaluation conducted by the University of Nevada Reno (UNR) shows a 10% recidivism rate for ex-felon EVOLVE participants compared to the national average of 43%. While the EVOLVE Program is currently dedicated to assisting ex-offenders, these services can be expanded to work with chronic inebriates, homeless, and mentally unstable individuals that overburden the local judicial and jail systems, mental health providers and hospitals. **The City seeks \$500,000 to continue and expand the EVOLVE Program.**

****FY07 requests that were listed in House and Senate appropriations bills.***



CITY OF LAS VEGAS REGIONAL PUBLIC SAFETY COMPLEX (RPSC)

Executive Summary:

The Las Vegas/Clark County region is the largest metropolitan area in the state of Nevada with a population of over 1.9 million residents and a transient tourist population that often exceeds 250,000 visitors per day. Although the region is the lifeblood of the state, it currently lacks a comprehensive public safety complex for the county's multiple jurisdictions to perform regionalized counter-terrorism planning, training and general emergency management activities.

To address this problem the City's Fire & Rescue Department and Office of Emergency Management have been assigned a lead role in pursuing the research, design, and construction of a regional public safety complex to fill this important gap. The project has four core construction phases, including an intelligence "fusion center" to enhance the region's counter-terrorism efforts; an emergency operations center (EOC) to enhance the region's coordination of emergency planning and response; a combined public safety communications center for dispatching police, fire and emergency medical service (EMS) resources; and an on-site training facility for public safety personnel.

The City is joined in this project by multiple agencies in the region including Clark County and the Las Vegas Metropolitan Police Department (Metro). Furthermore, the cities of Boulder City, Henderson, Mesquite and North Las Vegas have expressed interest and will be incorporated into the project planning. To proceed with this important project, the City of Las Vegas and allied agencies are seeking funding assistance in the amount of \$15 million to initiate Phase 1 of the project.

Discussion: Located on 55-acres of City-owned land, the City of Las Vegas and allied partners intend to design and construct a regional public safety complex that will be utilized by the various jurisdictions and public safety agencies in southern Nevada (see figure-1).

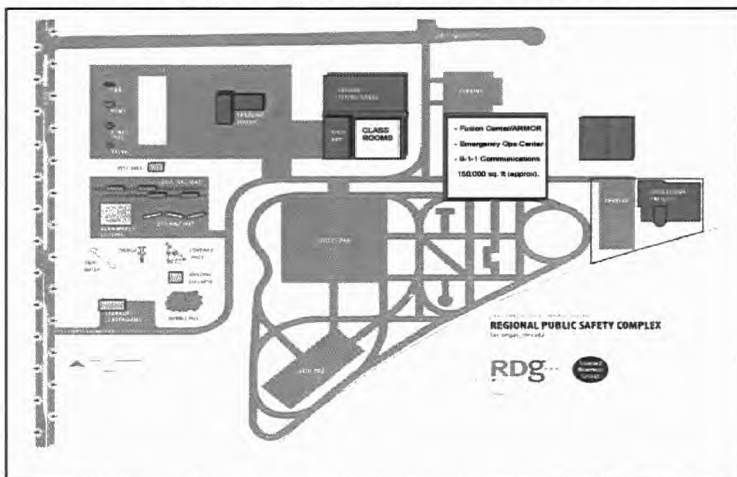
The complex will have four primary components:

1. Collect, analyze and disseminate intelligence information through a fusion center;
2. Serve as the region's central emergency operations center (EOC) to plan and coordinate the response and recovery of large-scale emergencies/disasters;
3. Dispatch police-fire-EMS units in the regional 9-1-1 communications center; and,
4. Train public safety first responders including firefighters, police officers, paramedics, and ancillary responders including public works crews, public utility company crews, and civilian volunteers.

Work completed to date on this project includes completion of a comprehensive business plan through the efforts of the Interact Group of Lake Forest, California (<http://www.theinteractgroup.com>).

Additionally, the consultant group Urban Environmental Research of Las Vegas (<http://urbanenvironmentalresearch.com>) has also been commissioned to develop an appendix to the existing business plan that more comprehensively addresses the fusion center, emergency operations center and dispatch center components. Upon completion, the comprehensive business plan will identify a clear mission statement of the project, proposed agency participants in the Las Vegas region, assessment of functions and services to be performed and a general layout of the proposed facilities to be included in the design of the complex.

Figure-1 – View of Regional Public Safety Complex- Las Vegas, Nevada



Phase 1: Intelligence Fusion Center and ARMOR Facility



Figure-2- Sample Intelligence Fusion Center

The first phase of the complex involves the design and construction of a facility to serve as a regional intelligence fusion center. The term “fusion center” means a location where intelligence experts from police, fire, public health and other disciplines work collaboratively to collect, analyze, and disseminate a wide array of intelligence information for the purpose of identifying terrorist threats and preventing attacks from occurring.

This center will also include a deployment facility for the region's All-Hazard Regional Multi-Agency Operations and Response (ARMOR) team.

The Las Vegas Fire & Rescue Department, Clark County Fire Department and the Las Vegas Metropolitan Police Department have executed an interlocal contract establishing a regional ARMOR team. This team is comprised of personnel from each agency who possess specialized training and equipment in order to leverage a wide assortment of unique capabilities into a single, streamlined response force. Members of the ARMOR team respond to various high-risk events in the region including bomb calls, dangerous substances involving criminal intent, and other incidents of homeland security concern.

This phase of the project is consistent with the U.S. Department of Homeland Security's (DHS) FFY-2007 grant guidance which promotes the development of a nationwide network of fusion centers, especially in the nation's core metropolitan/urban cities. Other cities in the nation that have developed fusion centers include (but not limited to) Chicago, Los Angeles, New York, Phoenix, Seattle, and Washington, D.C.

Las Vegas is a designated region in the DHS Urban Area Security Initiative (UASI) program and is expected to develop a fusion center to serve the southwest region of the nation. Such a facility will be outfitted with modernized communication equipment and computer systems linking the Las Vegas fusion center to the national network. Development of this center will facilitate intelligence information sharing both nationally and internationally.

Phase 2: Emergency Operations Center (EOC) and 9-1-1 Communications Center

The second phase of the complex is the design and construction of a regional EOC and combined 9-1-1 Communications Center for dispatching police, fire and EMS resources.

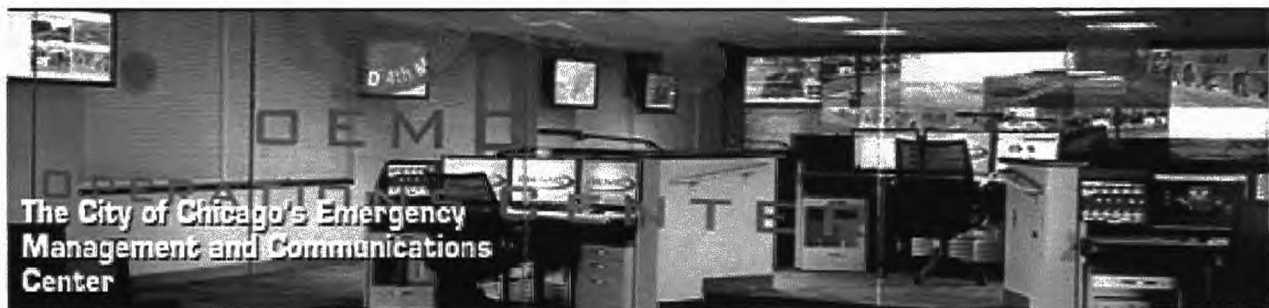


Figure-3 - Sample Emergency Operations Center, City of Chicago, Illinois

An EOC is the physical location where designated officials from multiple jurisdictions and subject matter(s) experts from the region's public safety agencies, public utilities, volunteer agencies and other non-governmental organizations (NGOs) assemble to coordinate incident management in a collaborative manner. This type of cooperative arrangement is known as "multi-agency coordination" or "MAC" and is a component of the Federal National Incident Management System (NIMS) compliance requirement.

Currently, the Las Vegas/Clark County region does not have a dedicated EOC facility to foster multi-jurisdictional coordination. Consistent with the federally mandated NIMS, a dedicated EOC will serve as the region's central point of coordination in planning for, responding to, and recovery from large-scale emergencies/disasters and other significant events. Other regions in the nation that have dedicated EOC's include Broward County (FL), Chicago, Los Angeles, New York, Seattle and Washoe County (NV).

In 2006, the region's Urban Area Working Group (UAWG) included the development of a regional EOC in the urban area strategy, and Clark County's Nuclear Waste Division and Office of Emergency Management jointly commissioned a private consultant to conduct a feasibility assessment to determine the desirability of developing a new EOC in the region. This assessment revealed overwhelming support from the local emergency management and public safety officials to pursue the development of a new regional EOC.

Existing 9-1-1 communication centers in the Las Vegas/Clark County region are separate facilities for police and fire/EMS departments and neither discipline possesses an adequate back-up center for secure redundancy. Therefore, Phase 2 of the complex will also include the construction of a combined 9-1-1 Communications Center for dispatching police, fire and EMS resources from a single common facility. The existing Metro Communications Center (MetroCom) will be maintain as a back-up center and existing fire department dispatching consoles will be incorporated to achieve sufficient redundancy for all public safety disciplines.

Combining a regional EOC and 9-1-1 Communications Center is common across the nation and leverages the construction of robust telecommunications and computer infrastructures that are required by both types of facilities. Beyond emergency/disaster coordination, intended usage of this facility includes emergency management and public safety officials from the various jurisdictions in Las Vegas/Clark County co-locating offices for daily operations in order to enhance the interagency coordination and collaboration thereby eliminating jurisdictional issues that often impede regionalization efforts.

Phase 3: Public Safety Training Center

Phase 3 of the complex involves the development of a comprehensive training center for public safety personnel. This component will include an Emergency Vehicle Operations Course (EVOC) to train responders to drive emergency apparatus safely. It will also include a campus of classrooms, auditoriums, an in-door shooting range, and state-of-the-art simulators and props that will facilitate training police officers, firefighters and EMS personnel in the latest concepts of public safety and specialized training for response to incidents involving terrorism/weapons of mass destruction.

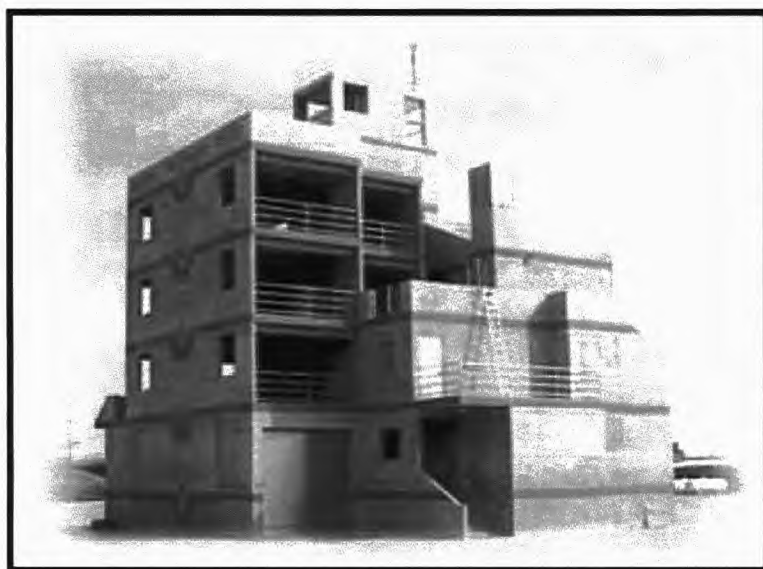


Figure-4- Sample Fire Department Training Tower

Due to the explosive growth of Las Vegas/Clark County, it is necessary to decentralize training by strategically locating satellite facilities throughout the region to accommodate the increased training demands.

Training public safety personnel is an essential component of the region's quality assurance process. Robust training programs enable agencies to validate strengths and identify weaknesses in order to improve the region's overall emergency response system.

Implementation/Task Plan:

The planned implementation schedule for the aforementioned phases is depicted in the following table:

Event Description
Phase 1: Intelligence Fusion Center and ARMOR Facility
Develop engineering plans
Begin construction
Final inspection & acceptance
Staff training on facility
Implement operations
Phase 2: Emergency Operations Center (EOC) and 9-1-1 Communications Center
Develop engineering plans
Begin construction
Final inspection & acceptance
Staff training on facility
Implement operations
Phase 3: Public Safety Training Facility
Develop engineering plans
Begin construction
Final inspection & acceptance
Staff training on facility
Implement operations

Conclusion: The Las Vegas/Clark County region represents 70% of Nevada's population and provides the economic lifeblood for the entire state. Construction of enhanced, state-of-the-art public safety facilities is crucial in order to prevent terrorist attacks, respond to emergency incidents that do occur, and promptly restore the community to working order after disasters. **Consistent with the U.S. Department of Homeland Security goals and objectives, the City of Las Vegas and allied agencies are seeking funding assistance in the amount of \$15,000,000 to complete the architectural design and begin constructing Phase 1 of the Regional Public Safety Complex including an Intelligence Fusion Center and ARMOR team deployment facility.**



CITY OF LAS VEGAS POST OFFICE MUSEUM

The U.S. General Services Administration (GSA) transferred the Post Office and Court House property to the City of Las Vegas in 2002 with specific covenants for its preservation and adaptive use. The federal court relocated from the building in 1965. A variety of federal tenants have occupied the building in later years, including the U.S. Tax Court and Social Security Administration. The U.S. Postal Service was the last federal tenant to occupy the building until the post office function relocated in early 2005.

At the center of the historic downtown core, rehabilitation of the former federal building as The POST Modern (as the cultural facility is becoming known) is essential as an anchor to and catalyst for a central business district renaissance. Although there is an economic and civic revival currently underway in downtown Las Vegas, unparalleled in recent history, the area remains underutilized by visitors and local residents. Significant infrastructure improvements, such as the Fremont Street Experience, the Lewis Street/Justice Corridor and the Cultural Corridor, aim to make the area a primary regional destination. Attraction of national private investment in retail, residential and institutional development downtown is a priority goal of the current Mayoral administration. Rehabilitation and reuse of the Post Office and Court House is widely viewed by elected officials and citizens of Las Vegas as one of the centerpieces of downtown revitalization.

Status of Project

This spring, the City retained Strategic Surveys to develop and implement a comprehensive and comparative survey to assess 1) visitors' and residents' levels of interest in and potential attendance at the proposed museum and 2) local residents' views towards the project as a City-sponsored community amenity and educational venue. A very high level of support and interest was expressed by both visitors and residents for the museum concept and programs. Just as important, surveyors were also able to project from the data extremely high potential paid attendance figures, using the most conservative calculation methodologies available.

A great deal of planning, consulting expertise and commitment has already been invested in this project. Westlake Reed Leskosky was selected as the project's design architectural firm and a contract was approved by the Las Vegas City Council on August 2, 2006. The firm has completed the predesign phase of the project which includes a detailed space design for the building, a layout of all administration, exhibit, retail, and mechanical needs, suggestions for exhibit content and design, and a revised estimated cost schedule.

Exterior rehabilitation and interior demolition work is beginning while the architectural design is underway. Plans are to start full building rehabilitation and museum and exhibit construction at the end of 2007 with the museum opening in 2009. Previously allocated federal funds have been drawn down to fund these activities.

Specific Use for Requested Funds

Based on the results of the survey and the excitement the prospect of this museum has caused, design of the museum content is critical. Creative exhibit design and construction are critical to the success of the museum. There is so much history to portray and share with the public and citizens of Nevada that, if not for expeditious implementation of both interior and exterior building rehabilitation, the long-term stability and preservation of this nationally significant treasure could be forever lost.

Funds needed for exhibition design and fabrication work will span the next two years. The resulting overall project goals include:

- Design and present a unique cultural product appealing to both residents and out-of-town visitors.
- Create an economically successful anchor and destination attraction to reinvigorate the northern edge of downtown Las Vegas, connecting to and complementing Fremont Street, Third Street and the Cultural Corridor.
- Capitalize on the history of the building and nationally significant events that took place in the courtroom.
- Present and interpret Las Vegas' colorful and fascinating history, particularly the era of the 1930s through the 1960s and the impact of organized crime on the city's development.
- Employ cutting-edge exhibition design, with highly interactive, educational and experiential environments.

The City requests \$1,000,000 to assist in the funding of exhibit content with a total estimated cost of approximately \$6,000,000.

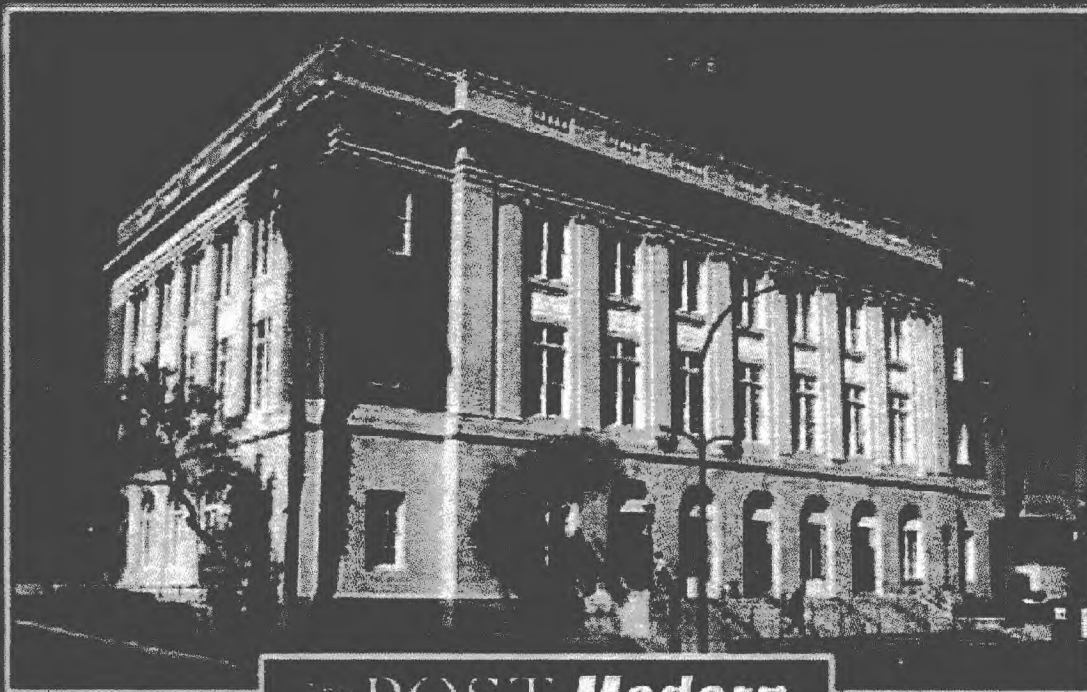
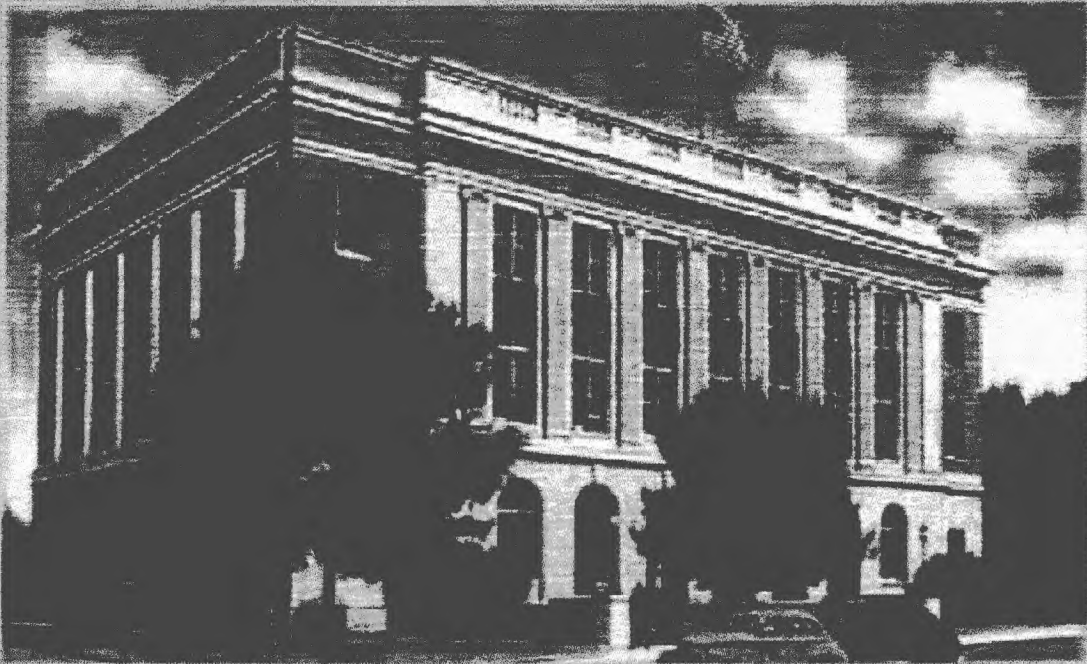


Aerial view of area surrounding Post Office (arrowed) with City Hall at right (2004).

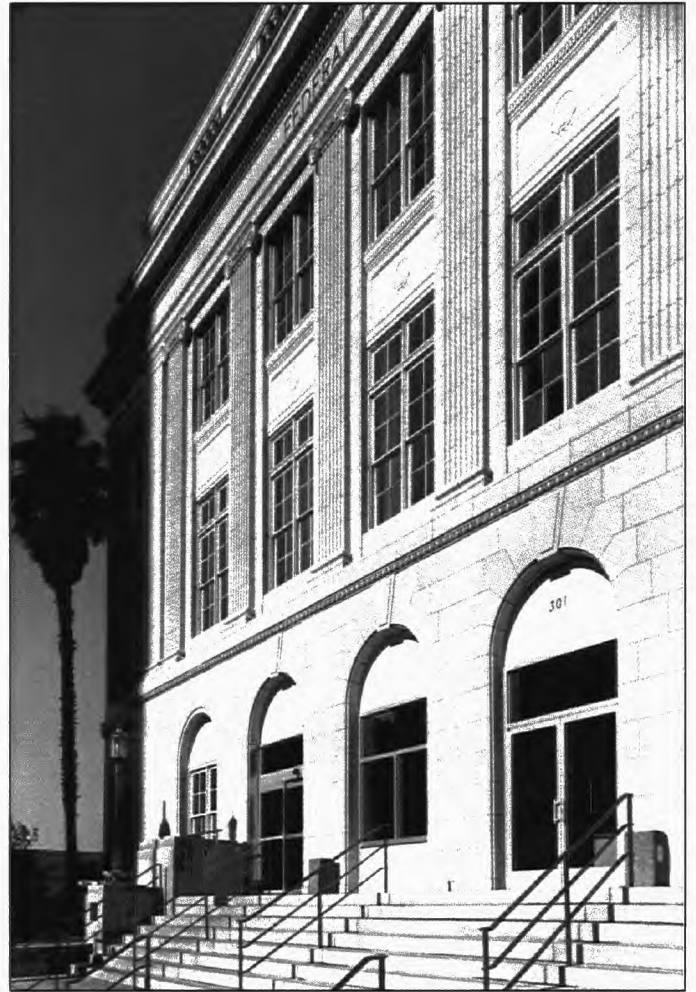
The **POST** *Modern*

Reinventing the United States Post Office and Court House, Las Vegas

Post Office and Federal Building, Las Vegas, Nevada



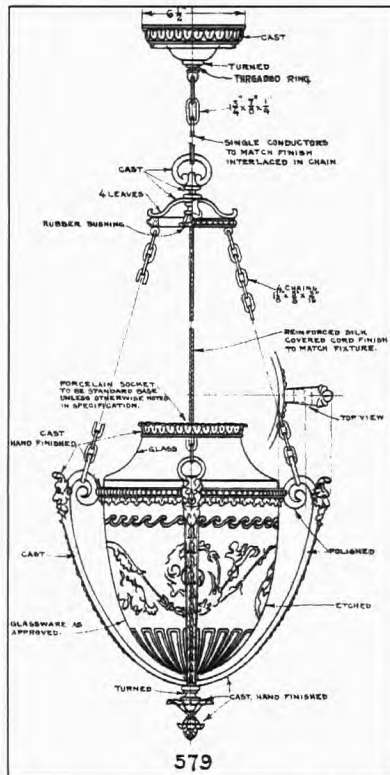
The **POST** *Modern*



United States Post Office and Courthouse, Las Vegas. Above left: northeast view (Tavo Olmos, 2005). Below left: North view (c. 1940, Nevada State Museum and Historical Society). Right: Facade Detail (Tavo Olmos, 2005).

Constructed in 1933 as part of a national federal building campaign, the Las Vegas United States Post Office and Court House was listed in the National Register of Historic Places in 1983 at the local level of significance. The National Register listing was recently amended to incorporate information that firmly establishes the building's national significance as a pivotal location of the Senate Special Committee to Investigate Organized Crime in Interstate Commerce, led by U.S. Senator Estes Kefauver, commonly known as the Kefauver Hearings, in the early 1950s.

The Post Office and Court House is located on Stewart Avenue in downtown Las Vegas at the northern terminus of Third Street. Classical Revival in style, the stately three-story-plus-basement, concrete-encased, steel frame building is clad in blended yellow-colored brick, limestone and terra cotta. Characteristic of the style, the building features a loggia with round-arched openings, double height fluted, Ionic pilasters, and an entablature and parapet pierced with double-belly balusters. Surrounding driveways and open parking areas emphasize the building's close proximity to the street.



Left: Original drawing of light fixture to be reproduced for public lobby (no longer extant). Right: Post Office boxes, public lobby (dropped ceiling has since been removed) (Tavo Olmos, 2005).

United States Post Office and Courthouse, Las Vegas, Nevada:

As the building now lies vacant, mothballing activities will continue in order to protect the building from weather, as well as secure it from vandalism. Proposed activities supported by the Save America's Treasures grant will ensure that the building envelope, including cladding and windows, are weather tight. Currently, the building exterior is extremely vulnerable to the elements, and existing leaks, loose glazing, and missing sealant problems will only worsen. The requested funds will help cover the cost of the exhibit fabrication.





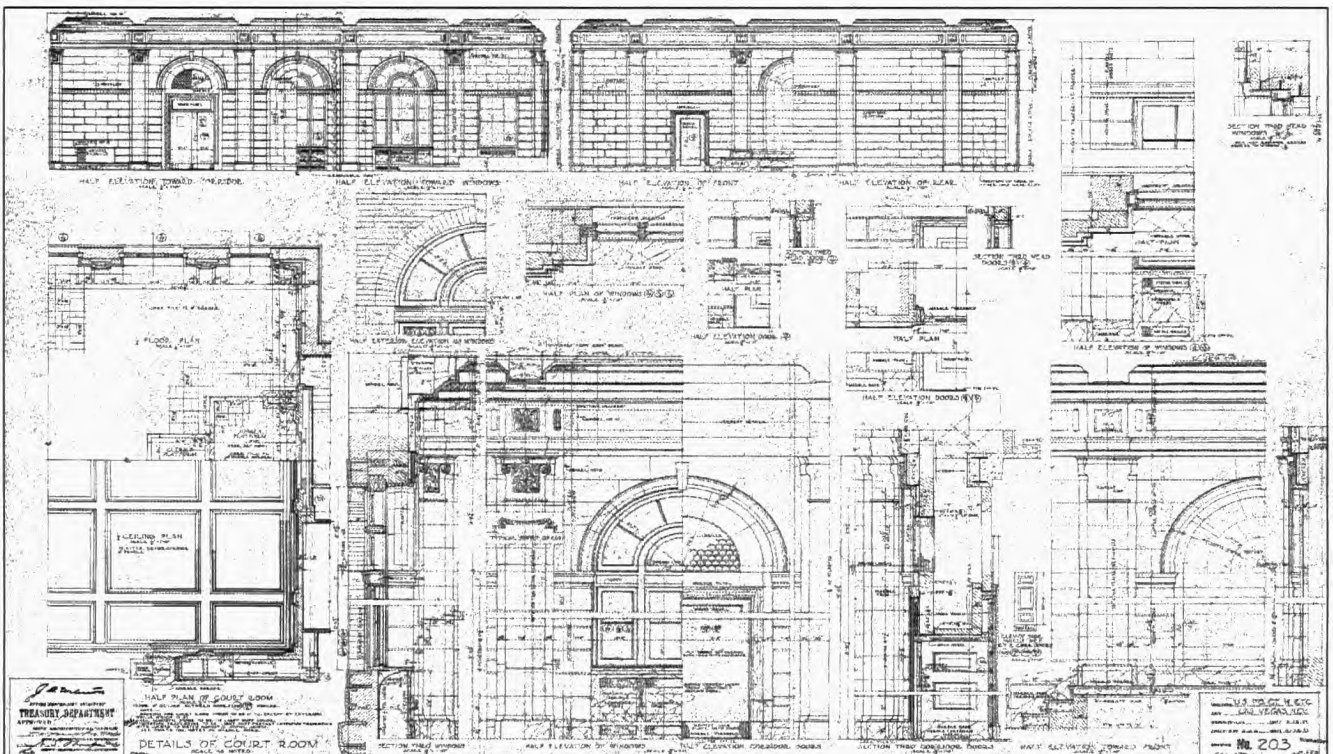
The City was recently successful in amending the building's National Register nomination and the building is now the first and only nationally significant National Register property in the City of Las Vegas in recognition of the 1950 Kefauver Hearings that took place in the courtroom.



Top Left: "Crime Hunter Kefauver: Gamblers + Politicians = Corruption," TIME Magazine cover, March 12, 1951. Top right: Kefauver and other Committee members (ACME, March 28, 1951). Middle right: Joe Adonis, who refused to testify, watches Frank Costello's hands during his testimony (LIFE Magazine, April 6, 1951). Middle left: Staff and clients at a blood bank watch the proceedings (LIFE Magazine, April 6, 1951). Bottom Right: Las Vegas Review Journal, 1951.



Top left and right: Views of second floor courtroom after removing of demising wall (2005). Middle left and right: Views of second floor courtroom east (left) and southeast (right).



Bottom Right: Original drawings of the second floor courtroom details (1933).



CITY OF LAS VEGAS ENVIRONMENTAL ASSESSMENT FOR THE MOUNTAIN EDGE PARKWAY

Over the past three years, the City of Las Vegas has been studying the need and alignment of the Mountain Edge Parkway, a multi-modal transportation facility in the north part of the Las Vegas Valley. The purpose of preserving the Mountain Edge Parkway Corridor is to provide transportation access in the northern city limits of Las Vegas and North Las Vegas, enhance opportunities to meet long range mobility needs, and promote integrated transportation corridor.

High density urban development continues to expand into the north of the Las Vegas Valley. The population growth and development densities have generated considerable traffic demands. In March 2003, workshops were held with local, regional, and state governments to identify transportation needs in the northern region of the valley. The result of the workshops identified the need for another multi-modal transportation corridor (Mountain Edge Parkway) that would address infrastructure needs in this region. The Mountain Edge Parkway corridor will connect the Clark County 215 Beltway (CC-215), U.S. Highway 95 and Interstate 15 (I-15) in the northern most limits of the Valley (see attached exhibit). This multi-modal corridor includes general purpose travel lanes, frontage roads, dedicated high-capacity transit right-of-way, and multi-use trails for bicyclists and pedestrians.

The area in northern the Las Vegas Valley contains some sensitive environmental and cultural resources that were identified in the 2004 *Las Vegas Valley Disposal Boundary Environmental Impact Statement* and other sources. The City of Las Vegas now desires to further study potential environmental and cultural impacts that may be caused by the Mountain Edge Parkway.

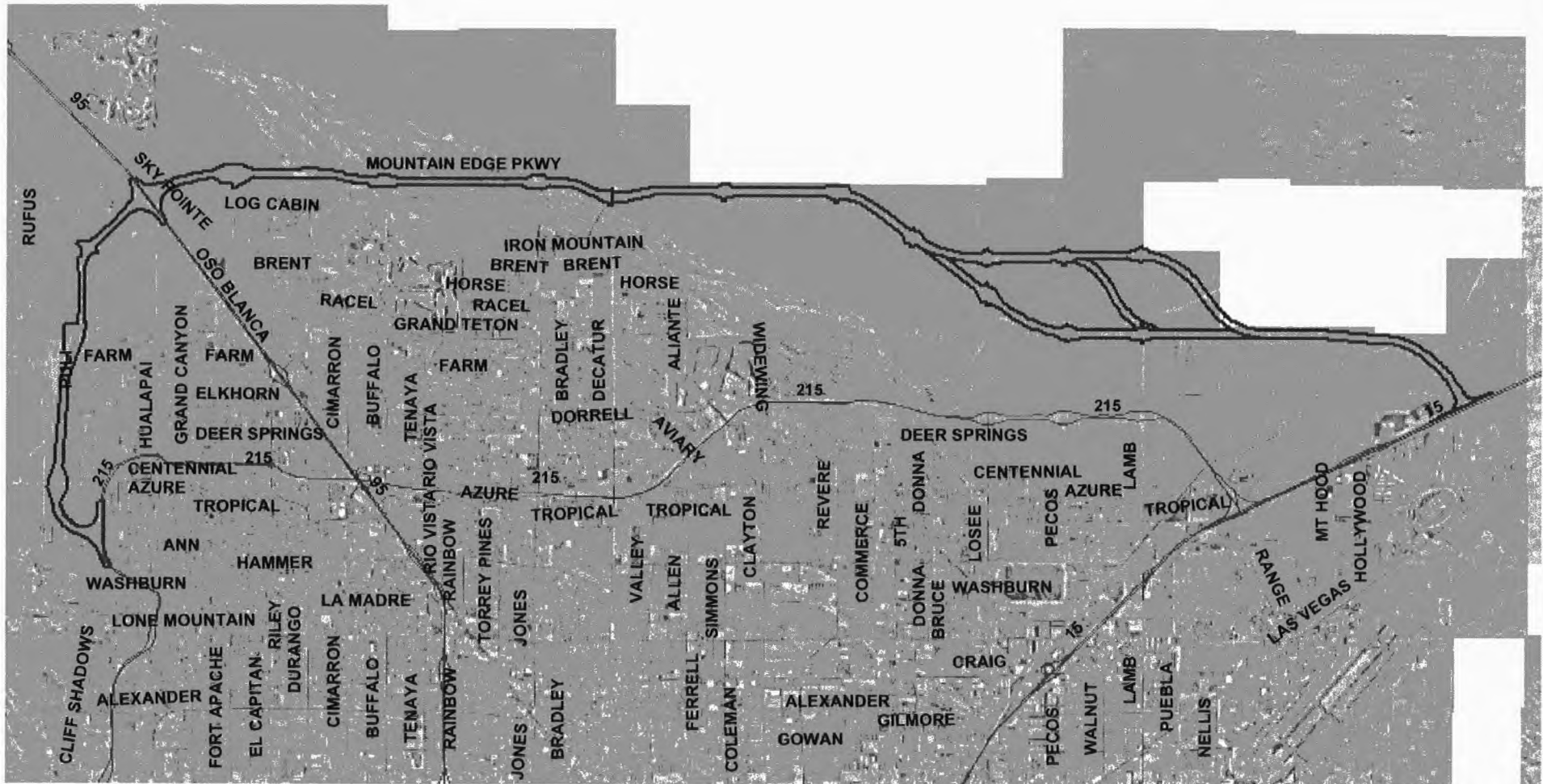
The City requests \$3,000,000 to complete a National Environmental Policy Act study for the entire length of the Mountain Edge Parkway. This study is needed to address any future impacts and necessary mitigation to allow for the project to move forward and be eligible for federal construction funds in the future.



Mountain Edge Parkway I-215 to I-15



0 0.3 0.6 1.2 1.8 2.4
Miles





CITY OF LAS VEGAS SUSTAINABILITY

SUSTAINABLE LAS VEGAS

The City of Las Vegas is expanding its focus on the issues of global climate change, energy conservation incentives and sustainability. The Las Vegas City Council recently adopted a Climate Protection Resolution and the City is embarking on exciting sustainability projects – for example, the City has vowed all new City buildings will be built to a LEED Silver standard and will provide incentives for developers to participate in the City's new Green Building Program. The Green Building Program was developed in a partnership with the Southern Nevada Homebuilders Association and the U.S. Green Building Initiative. Both the 1,700-acre master planned community at Kyle Canyon and the 61 acres in downtown Las Vegas have considerable sustainable elements. Further, the City is moving forward on a solar-fueled wastewater plant. The City will work with the federal delegation to provide incentives and creativity in dealing with energy conservation, global climate change and sustainable development goals.

Introduction

The City of Las Vegas is rapidly becoming known for its progressive environmental policies. Fleet services, green building, climate protection, and other strategies are setting a new standard for sustainability in Las Vegas. With a solid foundation to build on, the City is ready to evolve its program to the next level. Coordination among city departments, with input from select public, private and quasi-public agencies, will create a robust program to begin changing the cultural mindset within the City towards more sustainable practices, and eventually spread throughout the community.

The following section presents strategies currently employed by the City and new strategies that will be explored for consideration to create a more comprehensive sustainability program.

EXISTING STRATEGIES/POTENTIAL INITIATIVES

Energy and Green Building Existing Strategies

- Green Building Program
 - City to achieve a LEED silver equivalent level of design for all new city structures.
 - A green building fund made up of any incremental increase in franchise fees from gas, electricity and solid waste disposal in an amount annually not to exceed \$2.5 million. This fund will help offset costs of achieving LEED, could potentially be used for promotion, outreach, education, and grant programs for green building.

- Partnership with the Southern Nevada Homebuilders Association for residential construction. In conjunction with City of Las Vegas, U.S. Green Building Initiative and other stakeholders, the SNHBA established the Southern Nevada Green Building Partnership. Homes built under the program criteria will be recognized by the City, and the builder will be provided with marketing on the City's website, television station, and other promotional materials.
- US Green Building Council LEED Certified Buildings
 - Four buildings, totaling over 617,000 square feet, were approved or completed in 2005, and are in the process for LEED certification for green building, including:
 - The 75,000 square foot Regional Animal Shelter at 3000 Harris;
 - The 325,000 square foot, 17 story Molasky Corporate Center office project at Grand Central Parkway and City Parkway; and
 - A 10,678 square foot furniture showroom with Live/Work unit at 815 and 817 South Main Street.
- SNWA Water Smart Home
 - In 2005, KB Home, Southern Nevada's highest volume residential builder, signed on to be Southern Nevada Water Authority's first Water Smart Builder.
 - KB Home, with six active subdivisions in the City of Las Vegas will build every home and community to the standards of Water Smart Home.
 - Several other builders have either signed on or are in planning stages with the Water
 - Authority to begin building Water Smart Homes this fall
 - According to the SNWA, 300 Water Smart Homes have been constructed to date within the city.
- EnergyStar
 - There are over 50 active EnergyStar subdivisions in the City of Las Vegas.

Energy and Green Building Potential Initiatives

- Perform commissioning on City buildings. Building commissioning, in the broadest sense, is a process for achieving, verifying, and documenting that the performance of a building and its various systems meet the design intent and the functional operational needs of the owner and occupants. It is the systematic process for ensuring that building systems (e.g., HVAC, lighting) are designed, built and operate as intended. Because all building systems are integrated, a deficiency in one component can result in sub-optimal operation and performance among other components. Remediating these deficiencies can result in a variety of benefits including:
 - Improved occupant comfort
 - Energy savings
 - Improved environmental conditions
 - Improved system and equipment function
 - Improved building operation and maintenance
 - Improved building productivity

- Identify savings and payback period on conservation measures related to LEED new structures and LEED maintenance. Upon payback, reinvest savings into sustainability programs.
- Implement green roofs program.
- Develop Energy Plan for the city.
- Update the Conservation Element of the Master Plan.

Climate Protection Existing Strategies

- Continuing to increase the percentage of vehicles that use alternative fuel in the City's non-emergency fleet.
- Expanding the availability and use of mass transit for the employees, residents and visitors of the City.
- Developing neighborhood parks in areas with deficient service levels and develop mini-parks/urban parks in areas of high density.
- Requiring that new residential development provide adequate neighborhood parks as development occurs.
- Improving streetscape enhancements in the highly urbanized areas of the City.
- Maintaining recognition by the National Arbor Day Foundation as a Tree City USA.
- Establishing programs and incentives to encourage builders and developers to implement green building practices.

Climate Protection Potential Initiatives

- Promoting the efforts of the City in reducing greenhouse gas emissions.
- Encourage the Board of County Commissioners, and the Mayors of Henderson, North Las Vegas, Boulder City and Mesquite to support the U.S. Mayors Climate Protection Agreement.
- Set paving reduction standards.

Mobility Existing Strategies

- The City actively promotes the development of mass transit options throughout the city and the Southern Nevada region including light rail, monorail, and Bus Rapid Transit. In addition, a Super Speed Train connecting Las Vegas with Primm, Nevada and ultimately with Barstow and Anaheim, California is in the planning stages.
- The City provides incentives and subsidies to employees who commute by mass transit, van pool or car pool, and increased employee enrollment in the Club Ride Program in May of 2006 by 18%, and is recognized by the EPA as one of America's "Best Workplaces for Commuters."
- The City is a leader in the reduction of greenhouse gas emissions through the use of alternative fuel vehicles, with 87% of the City's non-emergency fleet running on alternative fuels and comprising a significant portion of the 7,000 alternative fuel vehicles operating in Southern Nevada.

Mobility Potential Initiatives

- Increase number of alternative fuel vehicles
- Increase average fuel economy
- Reduce vehicle emissions
- Improve sustainability of fleet facilities
- Transit Oriented Development/Mixed Use ordinance.

Traditional Neighborhood Design Existing Strategies

- Kyle Canyon Gateway is a 1,700 acre project envisioned to be a sustainable master planned community. To achieve a sustainable community, the Mayor and City Council adopted design principles that were made available to potential master developers for the site. The resolution included, among other items:
 - Retention of natural arroyos and washes and the use of pedestrian linkages between natural open space areas.
 - Reduce per capita water consumption to 150 gallons per person per day.
 - Provision of plumbing for irrigation by reclaimed water so that it can be used once available.
 - Use of irrigation systems which are centrally controlled, connected to on-site weather stations and do not spray hard surfaces.
 - Options for photovoltaic panels, fluorescent lighting and indoor motion-sensor lighting in all buildings.
 - Required use of renewable resources, low volatile organic compound components, and formaldehyde-free fiberglass.
 - Development of transportation and recreation trail system linking homes with parks, schools and commercial districts.
 - Pedestrian friendly streets as part of integrated circulation system.

Traditional Neighborhood Design Potential Initiatives

- Master plan future land sales and reserve rights-of-way and land for other public amenities. Establish a land use plan, street network and design guidelines for development consistent with the objectives of TND. Land for rights-of-way, parks, schools and other public amenities would be identified and set aside. Developer parcels would then be sold to individual builders.
- New design standards and incentives for infill.
- Strategy to redesign infill areas to provide transit, auto and pedestrian connectivity.

Infrastructure and Resource Management Existing Strategies

- Recognized as Tree City USA.

Infrastructure and Resource Management Potential Initiatives

- Explore potential for permeable hardscape
- Reduce impermeable hardscape
- Reduce hardscape to minimize urban heat island
- Set goals for tree planting

Sustainability Indicators Existing Strategies

- As part of the Mayor and City Council Strategic Planning program, a series of Key Performance Indicators have been established to measure outcomes. Some of these measures are loosely tied to the sustainability priorities.

Sustainability Indicators Potential Initiatives

- A series of performance outcomes need to be identified that are directly linked to the environmental agenda objectives and implementation strategies identified by the Technical Committee and Environmental Advisory Committee.

Education and Outreach Existing Strategies

- The Mayor has established the Urban Design Award Program to honor projects that incorporate urban design principles that foster pedestrian-friendly developments and mixed-use projects within the City limits.
- The Public Information Office coordinates Public Information Officers within each of the departments. These coordinated efforts produce press releases, website postings, television programming, newsletters, brochures and other publications that discuss and promote existing strategies within the various departments.

Education and Outreach Potential Initiatives

- Sustainability Awards
- Efficiency Incentive Program (e.g. accelerated review process or density bonus for Green Building projects)
- Partner with building supply stores to offer rebates linked to in store sales promotions for sustainable materials, for example: energy star appliances, fluorescent bulbs, materials with high recycled content, high efficiency plumbing fixtures, native or drought tolerant plants, potassium for water softeners, and low VOC paints.
- Partner with building supply stores to promote rebates and sales of sustainable materials.
- Develop subsidized loan program for achieving green building objectives or use of sustainable materials in remodel projects. Interest rates could be tied to level of effort.
- Establish demand for green building technologies – builders, suppliers, designers, etc.
- Establish economic development program and incentives aimed at bringing green technologies to Las Vegas – solar research and development, light manufacturing of green building materials.
- Establish green building grant program.
- Coordinate with school district to introduce education program into the school science curriculum.
- Establish sustainable speakers bureau including representatives from the Environmental Advisory Committee to give presentations to civic groups, in the schools, and professional organizations.
- Develop a webpage to promote sustainability, provide information to businesses and citizens, and serve as a clearinghouse of information.

CONCLUSION

The individual programs that make up an informal environmental agenda for the City are directly linked to the Strategic Plan of the Mayor and City Council. The Strategic Plan identifies Strategic Priorities intended to guide City programs and budgets. A formal arrangement of City resources to promote the Strategic Priorities, particularly regarding sustainability, can best be achieved through a coordinated effort within the city and among community interests. This will provide the necessary framework for establishing an environmental agenda with objectives, implementation strategies and measurable performance outcomes that are aligned with the Strategic Plan Priorities.

Once the objectives are in place, City departments will have the autonomy to develop their programs and implementation strategies to meet sustainability objectives, while working within a framework that encourages collaboration and sharing of ideas across functions. City departments and organizations representing a cross-section of the Las Vegas community will come together to implement and promote a well thought out environmental agenda promoting sustainable living for the City and its citizens.



CITY OF LAS VEGAS YOUTH INITIATIVE PROGRAM

Schools and the quality of education they provide, along with strong quality government support services, are key elements in creating stable neighborhoods and shaping residents' perceptions of the quality of life in their community. The Youth Initiative is a program that partners the City of Las Vegas with the Clark County School District and other youth service providers to evolve and expand youth programs.

The Batteries Included Youth Initiative supports the idea that schools are most powerful when all community stakeholders (government, health and social service providers, parents and school staff) work together to share resources and expertise; creating a support system that will motivate and engage students in learning both in the classroom and in the community. These partnerships integrate the educational focus with support services and opportunities that can improve student learning, strengthen families, and promote healthy communities.

The seven components of the "*Batteries Included*" Initiative will focus on providing programs and services in the following areas:

Education and After School Awareness

- Increase parent involvement in schools
- Increase community support for after school programs
- Reduce the number of unsupervised youth in the after school hours
- Decrease the number of youth in the justice system
- Educate parents on how to prepare and assist their student through school from kindergarten to graduation
- Educate parents and students on the importance of fitness, nutrition and healthy lifestyle choices

Incorporating Education Into After School Programs

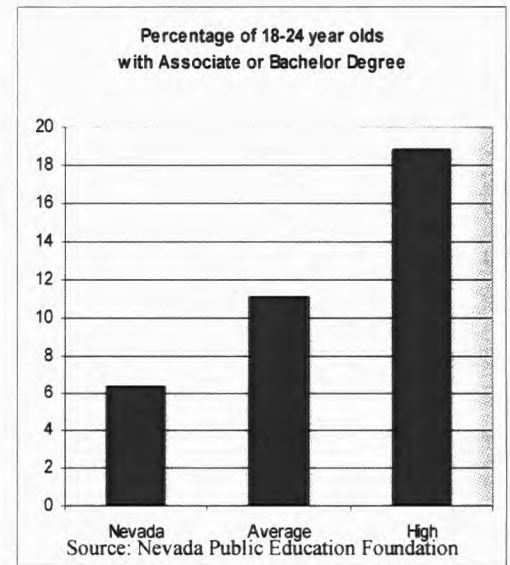
- Provide after school programs and activities that reinforce and provide real-life applications for classroom learning
- Incorporate fitness and nutrition into after school programs to reduce childhood obesity
- Train youth workers to incorporate education opportunities into after school activities
- Provide drug awareness workshops and activities
- Provide gang prevention workshops and activities
- Provide tutoring in community centers and partnering school sites

Youth Engagement

- Increase diversify the number of youth participating in service-learning and volunteer activities
- Increase the number of youth voters
- Prepare youth to become engaged citizens as adults
- Provide opportunities for youth to address issues in their community
- Develop a youth section of the city's website
- Create a youth town hall talk show to discuss youth issues

Celebrating Youth Achievements

- Recognize youth for achievements and improvements in all areas (academic, athletic, volunteerism, leadership, etc.)
- Provide incentives for youth to make positive decisions and strive for success
- Showcase Las Vegas' youth accomplishments locally and nationally



City/School/Public Partnerships

- Coordinate health and social services in city community centers and partnering school sites
- Increase community access to after school programs and support service by providing them in partnering school sites

Youth Career Development

- Provide paid internship opportunities for youth to explore career options
- Provide job training and life-skills workshops to middle and high school aged youth
- Create a career exploration program to expose youth to various career fields
- Develop a youth mentoring program

Re-engaging Disconnected youth

- Identify youth who have dropped out of school and reconnect them to education opportunities
- Offer job training and work opportunities for disconnected youth
- Connect youth from the foster care and juvenile justice to services throughout the community

From the above components, the focus will be to prevent students from dropping out of school, prevent youth from becoming involved in the juvenile justice system, develop youth leaders and re-engage disconnected youth to programs and service to help them get back on track.

Conclusion: The City requests \$450,000 to continue the Batteries Included Youth Initiative. The future of education and building a strong foundation for youth is dependent on a collaborative effort between school districts, public and private sector, parents and youth. Batteries Included will not only unite key partners but also ensure that youth and parents play a major role in strengthening families and promoting healthy communities. The intent of this initiative is to leverage resources for Las Vegas youth and their families by increasing and improving access to after school educational activities and providing more opportunities for youth engagement and diverse employment. In conclusion, Batteries Included represents the City of Las Vegas commitment to youth excellence and achievement.

**“Batteries Included”
Youth Initiative Program Budget**

Education and After School Awareness		
Proposed Programs	Descriptions	Amount Requested
Light On After School	Annual event highlighting local after school programs	\$35,000
First Day of School	National event to welcome students and parents back to school and encourage parent to get involved with school activities	
Public Service Announcements and Community Forums	Television and radio announcements and community forums to highlight the importance of afterschool programs and to bring awareness to education and youth issues	

Incorporating Education into After School Programs		
Proposed Programs	Descriptions	Amount Requested
SafeKey	Tutoring, homework assistance and educational afterschool activities for elementary school youth	\$35,000
Outreach Services	Tutoring, homework assistance, educational activities for adults and youth of all ages in neighborhoods without access to a community center	
Health and Wellness Education Programs	Education workshops for youth and parents	
Summer and Track Break Activities	Educational and social activities for youth to continue to engage them in learning over their summer break	

**“Batteries Included”
Youth Initiative Program Budget**

Youth Engagement		
Proposed Programs	Descriptions	Amount Requested
Las Vegas Youth Advisory Commission	City council appointed youth who advise the council on youth issues	\$150,000
Youth Councils	Youth groups established in various community centers who plan and implement educational, service-learning and social activities for youth in their community	
Youth Vote Initiatives	Programs to encourage youth to register to vote and to participate in government as active citizens	
City of Las Vegas Youth Website	Pages on the City of Las Vegas’ website to provide youth with information on upcoming programs and opportunities	
Service Learning and Volunteer Activities	Projects to encourage youth to volunteer their time to improve their community	
Teen Talks	Forums for youth to discuss youth issues and concerns	

Celebrating Youth Achievement		
Proposed Programs	Descriptions	Amount Requested
Nevada League of Cities and Municipalities Youth Awards	Youth awards programs coordinated by the NLC&M and funded by the city to recognize youth whose service has benefited their community	\$15,000
Mayor and City Council Scholarship Program	College scholarship for youth who have made outstanding contributions to the city	
City Council Ceremonial Items	Recognizing youth during council meetings for their accomplishments (academic, athletic, volunteer service)	
Youth of the Month/Youth of the Quarter	Honoring one youth each month and each quarter for their outstanding contributions	
Southern Nevada Youth Impact Awards	Recognizing youth for their volunteer service	

**“Batteries Included”
Youth Initiative Program Budget**

City/School/Public Partnerships		
Proposed Programs	Descriptions	Amount Requested
Parent Involvement Grants	Matching grant program providing funding for public schools to create programs to increase parent involvement	\$30,000
Outreach Services	Parent resource centers, training for parents on topics such as positive parenting, health and nutrition, continuing student education at home	

Youth Career Development		
Proposed Programs	Descriptions	Amount Requested
School to Work Program	Internship programs where students gain work experience during school hours one day a week	\$150,000
Career Exploration	Internship program where youth are exposed to various careers to help them select a path for their future	
Summer Employment Fairs	Employment fairs where youth can learn about various summer employment opportunities	
Summer Employment and Internships	Paid summer employment in departments within the City of Las Vegas; includes life-skills workshops one day per week	

Re-engaging Disconnected Youth		
Proposed Programs	Descriptions	Amount Requested
Community Service Opportunities	Providing community service opportunities youth to perform court ordered community service hours	\$35,000
Juvenile Justice Alternatives	Alternative sentencing programs for youth facing incarceration.	

TOTAL BUDGET REQUEST: \$450,000

EVOLVE



Helping People Help Themselves

*EVOLVE's goal is to assist hard-to-serve
populations, which include violent and
non-violent ex-offenders, the homeless, chronic
inebriates and other individuals, with finding the
supportive and employment services needed
to become and remain self-sufficient.*

EVOLVE Educational and Vocational Opportunities
Leading to Valuable Experience

PROGRAMS

CHRONIC INEBRIATE PROGRAM (CIP)

This is a pilot program designed to study how providing alternative life services such as substance abuse treatment, housing and stable employment can reduce the high costs associated with individuals who frequent our jails and hospitals as a result of their addiction.

EMERGENCY HOUSING ASSISTANCE PROGRAM (EHAP)

This program is offered to city of Las Vegas residents to assist individuals at risk of becoming homeless due to a sudden change in income or unforeseen circumstances. The program, which also provides services to the chronic homeless (some of whom are mentally ill), provides for one-time rental or utilities assistance.

GED PROGRAMMING

The EVOLVE center has been listed by the Clark County School District Department of Adult Education as one of the designated sites where individuals can work on their Adult Education Diploma or GED. Classes are open to the public.



PRISONER RE-ENTRY PROGRAM

This program is designed to assist violent and non-violent ex-offenders in obtaining and maintaining meaningful employment. Supportive services such as bus passes, housing assistance, interview clothing, tools, etc. are provided to ex-offenders in an effort to remove barriers to employment. The program provides training through partnerships with local Workforce Investment Board providers and Nevada Job Connect.



WOMEN IN TRANSITION PROGRAM (WIT)

Funded in part by the Nevada Department of Corrections (NDOC), this program provides re-entry services, which include pre-and post-counseling and workshops to women who are transitioning from incarceration back into society. As a subset of the WIT program, some funding is set aside to provide transitional jobs. The transitional jobs program provides violent and non-violent women ex-offenders with an opportunity to gain valuable work experience in a controlled, non-threatening environment. Issues related to appearance, substance abuse, punctuality and work product are observed by worksite supervisors and are used by EVOLVE job coaches/case managers as teaching tools in preparation for permanent, fulltime work. Participants are paid a training wage of \$8 per hour for approximately 8 - 12 weeks.



WORKSHOPS

COMPLETING COMPUTER APPLICATIONS

This workshop teaches basic computer functions so individuals can navigate the on-line/computer application process.

EMPLOYABILITY

This workshop assists individuals with techniques and strategies needed to obtain employment. It also gives the ex-offender suggested techniques on how to answer the "ex-felon" question during an interview. Mock interview sessions are recorded and strategies for improvement are shared with the participant.

FINANCIAL MANAGEMENT

This workshop is facilitated by banking professionals to focus on the basics of checking and savings accounts, predatory lending and understanding how to identify predatory lending institutions.

IMAGE MANAGEMENT

Participants are coached on proper workplace attire, personal hygiene, proper posture, eye contact and self esteem.



JOB CLUB

The job club provides job search techniques and offers specific strategies successfully used by ex-offenders to find employment.

LIFE SKILLS ENRICHMENT

Participants are engaged in motivational life skills presentations that center on attitudes, behaviors, accountability and workplace social skills. Basic money management is also taught in this session.

PLANNING FOR SUCCESS

Participants learn to plan their future through benchmarking and planning. Participants also learn the importance of setting short, mid, and long-term goals and the most logical ways to achieve those goals.

PROFESSIONAL PRACTICE

This is an opportunity for participants to practice all the learned techniques with their peers.



RESOURCES & SERVICES

RESOURCES

- Assistance in establishing eligibility for employment through training, vocational and educational programs.
- Job readiness and resume writing workshops.
- Access to computers equipped with Microsoft Office and Internet access.
- Access to America's Job Bank and state employment programs.
- Job search assistance.
- Listings for job vacancies, job skill requirements and job descriptions.

EMPLOYER BENEFITS

- Tax incentives.
- Subsidies for on-the-job training opportunities.
- Certification and licensure assistance for employee participants.
- Customized training provided for employee participants.
- Opportunity to have a positive impact on the community.

SUPPORT SERVICES PROVIDED

- Employment preparation/employment development.
- Job referrals – qualified clients are referred to identified employment opportunities.
- Training is provided in partnership with the Southern Nevada Workforce Investment Board (SNWIB)/ Nevada Job Connect.
- Housing assistance- is provided on a case by case basis for participants enrolled in an EVOLVE center program.
- Tools – in support of employment or training activities.
- Clothing – needed for interviews or to maintain employment.
- Uniform assistance – in support of employment or training activities.
- Child care – in support of employment or training activities.
- Transportation assistance – bus passes/tokens are provided in support of job searches, training activities or, if needed, to maintain employment.
- Grooming – this support is provided to participants who are conducting job searches or are ready for interviews and need basic haircuts and grooming services.
- On-site substance abuse counseling and prevention services are available.





EVOLVE Center

1951 Stella Lake Street • Suite 26 • Las Vegas, NV 89106

(major cross streets Martin Luther King Blvd and Lake Mead Blvd)

Monday - Friday 8 a.m. - 5 p.m.

Orientations: Tuesday or Wednesday *(please call for appointment time)*

Phone (702) 638-6371 • TTY (702) 386-9108 • Fax (702) 638-6374



City of Las Vegas Neighborhood Services Department

www.lasvegasnevada.gov



The EVOLVE Center is an Equal Opportunity Employer Program.

Auxiliary services are available upon request to individuals with disabilities.



CITY OF LAS VEGAS EVOLVE PROGRAM

Over the past three years, the City of Las Vegas has worked in conjunction with the Nevada Department of Corrections, Nevada Parole & Probation Division, Southern Nevada Workforce Investment Board (SNWIB) and other community partners to build and create a specialized center/program designed to address the social, economic, vocational, and employment needs of ex-offenders. The EVOLVE (Educational and Vocational Opportunities Leading to Valuable Experience) Program, which has been in existence since 2003, has assisted more than 500 ex-offenders by providing wraparound supportive services such as housing and transportation assistance, job coaching and counseling services, and job development and other employment related services to assist the ex-offender population.

In 2005, the centers' target demographic has expanded to include providing services to other hard to service populations and now provides programs and services to other segments of the population to include the Homeless, Chronic Inebriates, Women In Transition (i.e. women recently released from prison), and regular re-entry populations. Since expanding the services, an additional 200 individuals received assistance in achieving self-sufficiency. Listed below is a brief description of the programs offered at the EVOLVE Center:

- **Emergency Housing Assistance Program (EHAP)** – This is designed to assist individuals at risk of becoming homeless due to a sudden change in income or unforeseen circumstances.
- **Chronic Inebriate Program (CIP)** - This is a pilot program designed to study how providing alternative “life services,” i.e., substance abuse treatment, housing, and stable employment, can reduce the high cost of servicing individuals who frequent local jails and hospitals as a result of their addiction.
- **Women In Transition Programs (WIT)** – Funded in part by the Nevada Department of Corrections (NDOC), this program provides re-entry services to include pre and post counseling and workshops to women who are transitioning from incarceration to back into society with the ultimate goal of them becoming employed and self-sufficient.
- **Prisoner Re-Entry Program** – This is a program designed to assist ex-offenders in obtaining and maintaining meaningful employment.
- **Transitional Jobs Program** - The City of Las Vegas' Transitional Jobs Program provides ex-offenders with an opportunity to gain valuable work experience in a controlled non-threatening environment. Issues related to appearance, substance abuse, punctuality, and work product are observed by worksite supervisors, and used are used by EVOLVE job coaches/case managers as a teaching tool in preparation for permanent fulltime work. Participants are paid a training wage of \$8.00 per hr. for approximately 6-8 weeks, and typically have a spotty work history or little to no previous work experience at all.

SPECIFIC USE FOR REQUESTED FUNDS

The city requests \$500,000 to be used to support the overall mission of EVOLVE which is to provide individualized employment services to program participants ultimately enhancing their ability to become financially self-sufficient. Funds will specifically be used to support the Transitional Jobs Program which will allow us to provide a unique real world work experience to an individuals who have limited or no work history and to enhance the mental health and substance abuse treatment services to both Chronic Inebriates and ex-offender participants.



CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

LEGISLATIVE ISSUES

TELECOMMUNICATIONS: The 110th Congress is expected to revisit a rewrite of the Communications Act in 2006. There was significant activity in the last Congress and the FCC has opened several proceedings that could directly impact cities. The City of Las Vegas recognizes that its communications infrastructure is essential to the economic competitiveness of the nation and local governments. The City is committed to working with Congress, federal regulators and the Administration to ensure that communications policy changes reflect the core shared values of all parties involved. Our public safety officers need E911, CALEA and spectrum to protect the public. Consumers deserve a broadband marketplace that includes competition for both price and service quality. The City supports competition in telecommunications. The City supports preserving local authority to manage public rights of way for the benefit of everyone, including the right to a local franchising process and the right to establish reasonable construction permitting, insurance, bond and indemnification requirements for all rights-of-way users. The City seeks to protect local authority to establish taxes that are consistent with local needs and that maintain adequate revenue. The City seeks to protect and enhance local ability to provide for homeland and hometown security and the City recognizes local roles in promoting nondiscriminatory access to the full range of communications services. The City supports PEG channels. The City opposes legislation that would remove state and local control, as well as their ability to levy taxes, from VoIP provided telephone services.

URBAN AREA SECURITY INITIATIVE (UASI): The City of Las Vegas approves the Department of Homeland Security's (DHS) retention of Las Vegas on the Urban Area Security Initiative (UASI) list. In addition to the criteria used by the DHS in making its risk assessment, Las Vegas' proximity to Hoover Dam, proximity to Yucca Mountain, proximity to Nellis Air Force Base, its symbolic and iconic status as an exemplar of American values, and the increased population due to tourism are all risk factors to consider. The City is hopeful that it will remain on the UASI list and supports full funding for the UASI program.

EMINENT DOMAIN: The City of Las Vegas urges Congress to thoroughly review the issue of eminent domain before moving forward with legislation that may be too sweeping and have unintended consequences for local governments. The City opposes efforts to by-pass the state court system in "takings" cases.

HOMELAND SECURITY:

The City of Las Vegas supports funding for domestic security needs and first responder funds to cities based upon population and risk of terrorist attack. The City supports efforts to take into consideration population increases caused by a large influx of tourists and transient populations. The City also urges Congress and the Department of Homeland Security (DHS) to fully fund rail security efforts and give cities the ability to participate in decisions made by railroads regarding routing and parking of rail cars transporting hazardous materials.

The City has embarked on a number of exciting and innovative programs, such as the Fusion Center and the All Hazard Regional Multi-Agency Operations and Response (ARMOR) Team. The City supports increased DHS funding for training and allowing the use of DHS funds to help pay for construction of training facilities and the hardening of police and fire stations and other key public buildings. The City is also concerned that while local governments are required to share sensitive information with the federal government, there is often not full reciprocity in the federal government sharing information with appropriate, cleared local government officials.

The City is participating with other government entities (Clark County, Las Vegas Metropolitan Police Department, City of Henderson, City of North Las Vegas) in a Regional Communications Assessment Initiative which includes wireless communication opportunities, voice and data communications convergence, 911 consolidation and contingency, E911 cellular response, reverse 911 notification and non-emergency call management (311). The City supports funding for a multi-jurisdiction comprehensive analysis of these communications systems and the development of a plan that defines opportunities, goals and responsibilities.

AFFORDABLE HOUSING/CDBG/HOMELESS: The City of Las Vegas supports efforts to provide additional federal funds to key housing and urban development programs such as the Community Development Block Grant, HOME, brownfields redevelopment and other economic development programs. These are essential tools for funding basic affordable housing and community development projects in the City. While the Las Vegas housing market has slowed in comparison to the previous two years, the median price for a re-sale home is \$285,000 and a new home is \$310,000. This means that a household must earn not less than 151% of the Average Medium Income (AMI) to afford a re-sale home and at least 165% of AMI to afford the purchase a median priced new home in Las Vegas. By raising the maximum allowable income for federally funded assistance to 120% of AMI, many more households would be able to afford home ownership, which in turn will support recruitment and retention of socially important professions. Finally, the City experiences a large homeless population and believes that federal funding for homelessness should be increased nationwide. The City is encouraged that Congress may review affordable housing strategies and supports a revised national housing policy that includes passage of the exit tax legislation to preserve affordable housing as well as expansion of the Low Income Housing Tax Credit. The City also supports the Housing America's Workforce Act and the National Housing Trust Fund legislation both of which will be re-introduced in the new Congress.

BUDGET: The City of Las Vegas urges Congress, in the FY 2008 budget and appropriations process, to continue level funding for key local government programs in the areas of housing, economic and community development, transportation, law enforcement and public safety, workforce training and environmental programs.

FEDERAL AVIATION ADMINISTRATION (FAA): The City of Las Vegas opposes the proposed change to flight paths (such as the new “right turn” departure for eastbound flights) at McCarran International Airport and urges the FAA to consider safety and population density issues in reviewing this proposal.

YUCCA MOUNTAIN: The City of Las Vegas is opposed to the shipment and storage of nuclear waste in Nevada.

TRANSPORTATION: The City of Las Vegas supports the efforts and priorities of the Regional Transportation Commission (RTC). The City supports funding for the extension of transit – either monorail or bus service - into the downtown area to support redevelopment efforts and the growing density downtown. The City supports federal funding for the downtown intermodal center. The City advocates for regional light rail, for example, to the northwest via Rancho and Kyle Canyon. The City supports funding for the construction of the Nevada-California High Speed Rail line. The City supports funding to allow Amtrak to upgrade the tracks from Las Vegas to Los Angeles. The City supports the Safe Routes to Schools program. The City supports full funding for the grade separation program. The City is concerned about the movement of hazardous materials by rail or truck through the City since city officials would be responsible for emergency response in the event of an incident or spill. The City is also concerned that the railroads store railcars within City limits. The City supports federal policies that require prior notification if hazardous materials are being stored on railcars within City limits.

SAFETEA LU will begin the preliminary work towards the reauthorization of SAFETEA LU in 2009. The City of Las Vegas will have a major stake in the outcome of that legislation in both transit and highway fields and will begin to plan for the reauthorization.

WORKFORCE INVESTMENT ACT (WIA): As Congress considers the reauthorization of the WIA, the City of Las Vegas supports the creation of a funding category for “hard to serve” populations that separates them from the adult/dislocated categories and that provides for ex-offenders, homeless and individuals with disabilities. In conjunction, Congress should consider setting performance measures at a level that accounts for the barriers of the hard to serve populations. Congress should then increase the period of services to accommodate the special needs of the hard to serve populations and allow WIA funds to be used (when justified) to provide treatment for hard to serve populations (such as substance abuse treatment, mental health treatment, etc.). This might allow for the WIA to permanently fund a program similar to the City’s very successful EVOLVE Program. The City also supports legislation to create and fund a federal prisoner re-entry program.

FEDERAL PREEMPTIONS: The City of Las Vegas opposes federal pre-emption of its fiscal, legal and administrative authority and flexibility.

FIRE: The City of Las Vegas supports the Fire Sprinkler Incentive Act, enhanced 911-locator capacity funding and full funding for the SAFER program. The City also supports full funding for the Fire Administration and the Emergency Management Institute. In addition, the City supports the federal programs that provide funding to EMS and Fire Personnel such as the Department of Homeland Security's Metropolitan Medical Response System and the Assistance to Firefighter Grant Program.

VOLUNTARY SIBLING REGISTRY: The City of Las Vegas is interested in seeing legislation introduced in Congress to establish a voluntary sibling registry for those in foster care programs to locate their siblings.

MENTAL HEALTH CARE: The plight of the mentally ill and the mentally ill homeless is of great importance to the City of Las Vegas. The City encourages and supports the Federal, State and Clark County Health District efforts to provide more mental health services throughout the community. The City supports the reauthorization of the Substance Abuse and Mental Health Services Administration (SAMHSA) and encourages Congress to increase coordination between SAMHSA funded programs and local efforts to end homelessness.

WATER INFRASTRUCTURE: Congress may review drinking and wastewater infrastructure needs nationwide and explore funding mechanisms to pay for these needs. The City supports the efforts of the Clean Water Coalition.

NEW MARKETS INITIATIVE: The City of Las Vegas will be making an application for one of the last rounds of the New Markets Initiative. The City urges the delegation to do all they can to support that application.



CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

PRIORITY GRANT APPLICATIONS

PRISONER RE-ENTRY INITIATIVE: The Prisoner Re-Entry Initiative, funded by the Department of Labor Employment and Training Administration – WIA, sought to strengthen urban communities characterized by large numbers of returning prisoners through an employment centered program that incorporated mentoring, job training and other comprehensive transitional services. The program was designed to reduce recidivism by helping inmates find work when they return to their communities, as part of an effort to build a life in the community for everyone. All programs must provide comprehensive and coordinated services to ex-offenders in the following three areas: employment, housing, and mentoring. The grant requires that a community based or faith based agencies serve as the grantee, so the City forms partnerships with various agencies to perform the case management services to ex-offenders.

SENIOR ASSISTED LIVING FACILITY: Seniors continue to make up an increasingly larger segment of the population of the City of Las Vegas and a large number of the city's seniors live below the poverty level. Through a partnership with the private business community, the city developed plans for a model assisted living facility for very low-income frail seniors and desires to pursue grants to construct more of these facilities.

TEN YEAR PLAN TO END HOMELESSNESS: The City of Las Vegas is working with the Southern Nevada Regional Planning Coalition (SNRPC) to address homelessness from a regional perspective. To that end, the City continues to strengthen the partnerships between the homeless advocacy groups and service providers. The City has adopted a 10 year plan to reduce homelessness. To address these and other affected populations, the City's future goals related to homelessness include preventing homelessness whenever possible; providing services that promote housing stability and self sufficiency; working in concert with regional partners to rapidly re-house people when homelessness cannot be prevented; providing ongoing support of regional homeless efforts and initiatives; coordinating jurisdictional and regional service delivery systems; reducing duplication of programs and services; and improving collaborations to maximize funding.

SMALL BUSINESS ASSISTANCE: The City of Las Vegas supports federal government assistance programs including those provided by the SBA that provide initiatives and activities designed to provide information, education, and training to prospective and existing small business owners.

BROWNSFIELDS GRANTS/ECONOMIC DEVELOPMENT GRANTS: The City of Las Vegas will pursue grant opportunities to help clean up and develop the 61 acres as well as older areas of the City. The City supports additional federal funding to remediate Brownfields. The City is encouraged that Congress is interested in holding hearings to review the efficacy and funding for the Superfund and Brownfields programs.

SUPPORT OF OUR VETERANS: Through partnerships, the City of Las Vegas will work to make available to our veteran's those programs available through the Veteran's Administration, Housing and Urban Development and the Department of Labor's Veteran's Employment and Training Programs.

FAITH BASED INITIATIVE MATCHING GRANT PROGRAM: In June 2006, the City of Las Vegas worked with members of the faith community to create a faith-based initiative. The initiative, formally known as the Community Interfaith Council (CIC), was developed to provide service to the community by collaborating with faith-based organizations throughout the city; developing ongoing strategies for networking, capacity building and improving the effectiveness of service provision; and the identification of federal/state funding and private donations. The City is proposing a pilot program to encourage tax exempt, 501(c)(3) faith-based and community organizations to partner with neighborhood organizations, the business community, and the City to offer children, youth, or family support programs. The program would award matching grants from \$5,000 to \$10,000 to qualifying 501(c)(3) organizations. Eligible organizations applying for a grant must match, at a minimum, the City awarded grant amount. In addition, the grant funded programs must foster community service and volunteerism in one of two categories – character development or civic responsibility.



CITY OF LAS VEGAS 2007 LEGISLATIVE AGENDA

The City of Las Vegas supports federal funding for the Smith Performing Arts Center, Arts District, Ruvo Alzheimer's Institute, Stadium, Cultural Corridor, Academic Medical Center, and Phase II of the Nevada Cancer Institute Project.

THE CITY WILL PURSUE OTHER GRANT OPPORTUNITIES AS THEY BECOME AVAILABLE AND MONITOR LEGISLATION/REGULATIONS RELATING TO:

- Adaptive/Inclusionary Programs
- Alternative Energy/Energy Conservation
- Alternatives to Incarnation
- Americans with Disabilities Act (ADA)
- Broadband/WiFi Communications
- Cultural Security
- Cyber Security
- Day Laborers
- Diversity/Equal Opportunity
- Domestic Violence, DUI, Drug Courts
- Economic Development
- Education Funding for Technology-based Workforce
- Electronic Records Management
- Emergency Preparedness
- Fair Labor Standards Act (FLSA)
- First Offender Prostitution Programs
- Flood Control
- Health Insurance Portability and Accountability Act (HIPPA)
- Identity Theft
- Internet Sales Tax Moratorium
- Jail Bed Expansion
- Obesity Prevention
- Policing Issues
- Privacy Issues
- Senior Services
- Smart Growth/Livable Communities
- Sustainable Development
- Zoning and Land Use Authority

BALL JANIK LLP
ATTORNEYS

FY 2007 APPROPRIATIONS MATRIX
LAST UPDATE 9/13/2006

CITY OF LAS VEGAS						
Project	Request	Account	House	Senate	Conference Final	Notes
REGIONAL EMERGENCY OPS CENTER	\$1,000,000	SCIENCE/STATE/COMMERCE/JUSTICE	-0-	-0-		
POST OFFICE/MUSEUM	\$1,000,000	TREASURY, TRANSPORTATION, HUD - EDI or INTERIOR - Save America's Treasures	-0-	-0-		
5TH STREET SCHOOL	\$1,500,000	TREASURY, TRANSPORTATION, HUD - EDI or INTERIOR - Save America's Treasures	-0-	\$250,000 (EDI)		
EVOLVE	\$500,000	LABOR/HHS/ED - SAMSA Center for Mental Health Services or DOJ Byrne Grants	\$250,000 EVOLVE from CDC Public Health Leadership & Improvement (Labor/HHS/Ed) ***** and ***** \$366,000 to CLV for walk-in employment center from DOL, Pilots & Demonstrations	Soft earmark in DOJ - Byrne Grants ***** and ***** \$500,000 in Labor HHS/Ed/D OL Pilots and demos		
YOUTH INITIATIVE	\$450,000	SCIENCE/STATE/COMMERCE/JUSTICE - DOJ-OJP/Juvenile	2 separate soft earmarks; dollar figures added in conference	-0-		

In December 2006 the Republican controlled Congress decided they could not complete the appropriations process. The newly elected Democratic leadership for the 110 Congress announced that there would be no earmarks when they complete the process in 2007.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning codes, Bor Vada, LP, dba On The Border, 5630 Centennial Center Boulevard, GenBusiness Corporation, General Partner, 5%, John D. Gantes, Principal, Yanni Capital Business Partnership, LP, Limited Partner, 95%, John D. and Linda R. Gantes, Community Property Trust, Principal - Ward 6 (Ross)

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. GenBusiness Corp., General Partner 5%

John D. Gantes, Separate Property Trust, 70%

Allan B. Gantes, 30%

Yanni Capital Business Partner, LP, Limited Partner 95%

BearBreck, Inc., General Partner, 5%

John D. & Linda R. Gantes Community Property Trust, 75%

Allan B. Gantes, 25%

Marina J. Gantes Trust, 9.5%

James B. Gantes, 9.5%

John D. Gantes, Separate Property Trust, 9.25%

Allan B. Gantes, 19%

John D. & Linda R. Gantes, Community Property Trust, 47.75%

RECOMMENDATION:

Recommend approval subject to the provisions of the planning codes with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by GARY REESE to Hold in Abeyance Items 48 and 49 to 2/7/2007

CITY COUNCIL MEETING OF: JANUARY 17, 2007

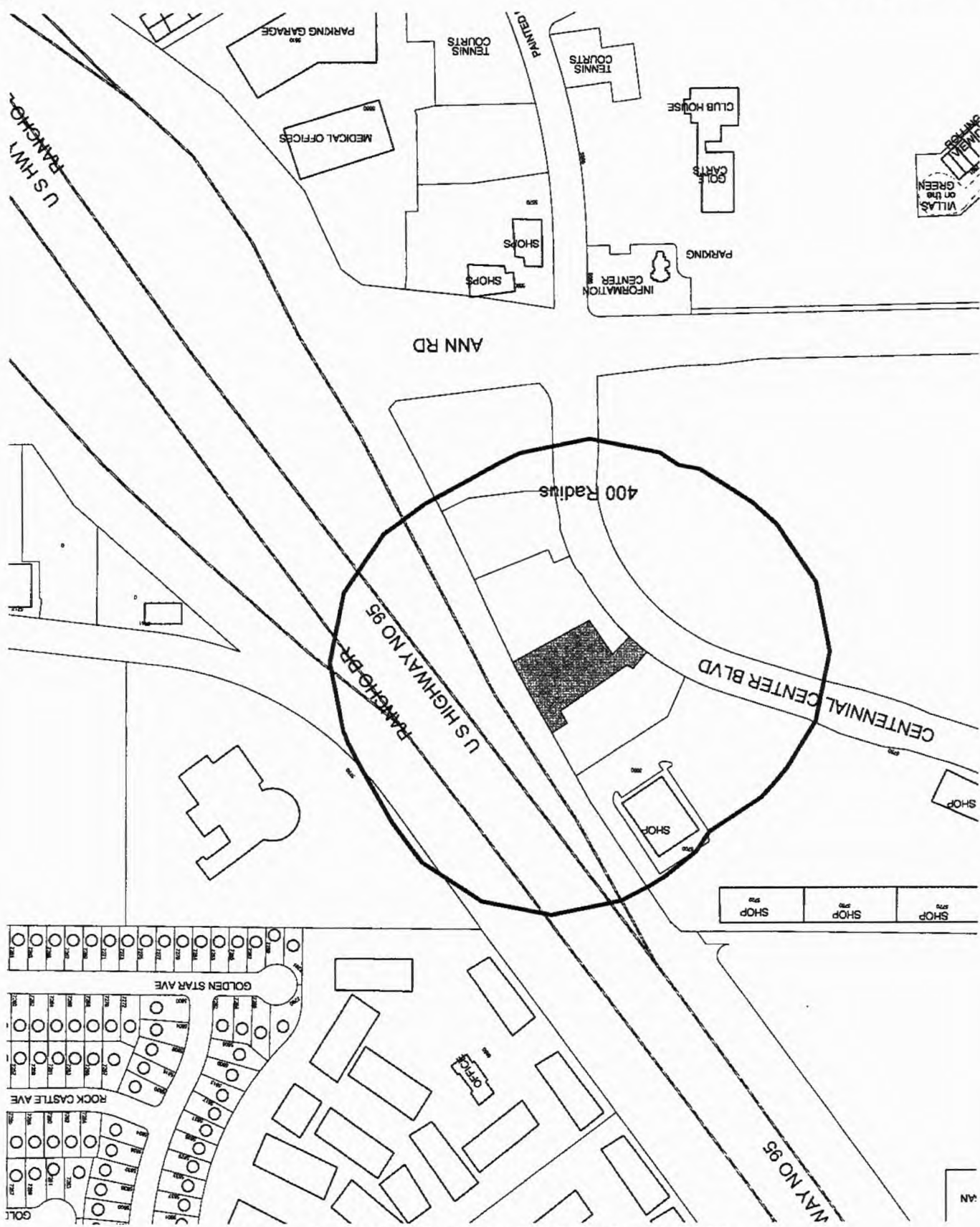
Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

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)



ON THE BORDER

0 100 200 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of Change of Ownership, Change of Location and Change of Business Name for a Tavern License, From: Golden Wok Restaurant, Inc., dba Golden Wok Restaurant (Non-operational), 504 South Decatur Boulevard, Koon K. Chang, Pres, Yuk C. Chan, Secy and Kwok W. Cheng, Treas, To: Culture Club of Las Vegas, LLC., dba Polly Esther's, 2000 South Las Vegas Boulevard, Andrew W. Adelman, 33.3%, Robert M. Watman, 33.3% and Bamny, LLC., Timothy T. Ouellette, 33.3% - 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 with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

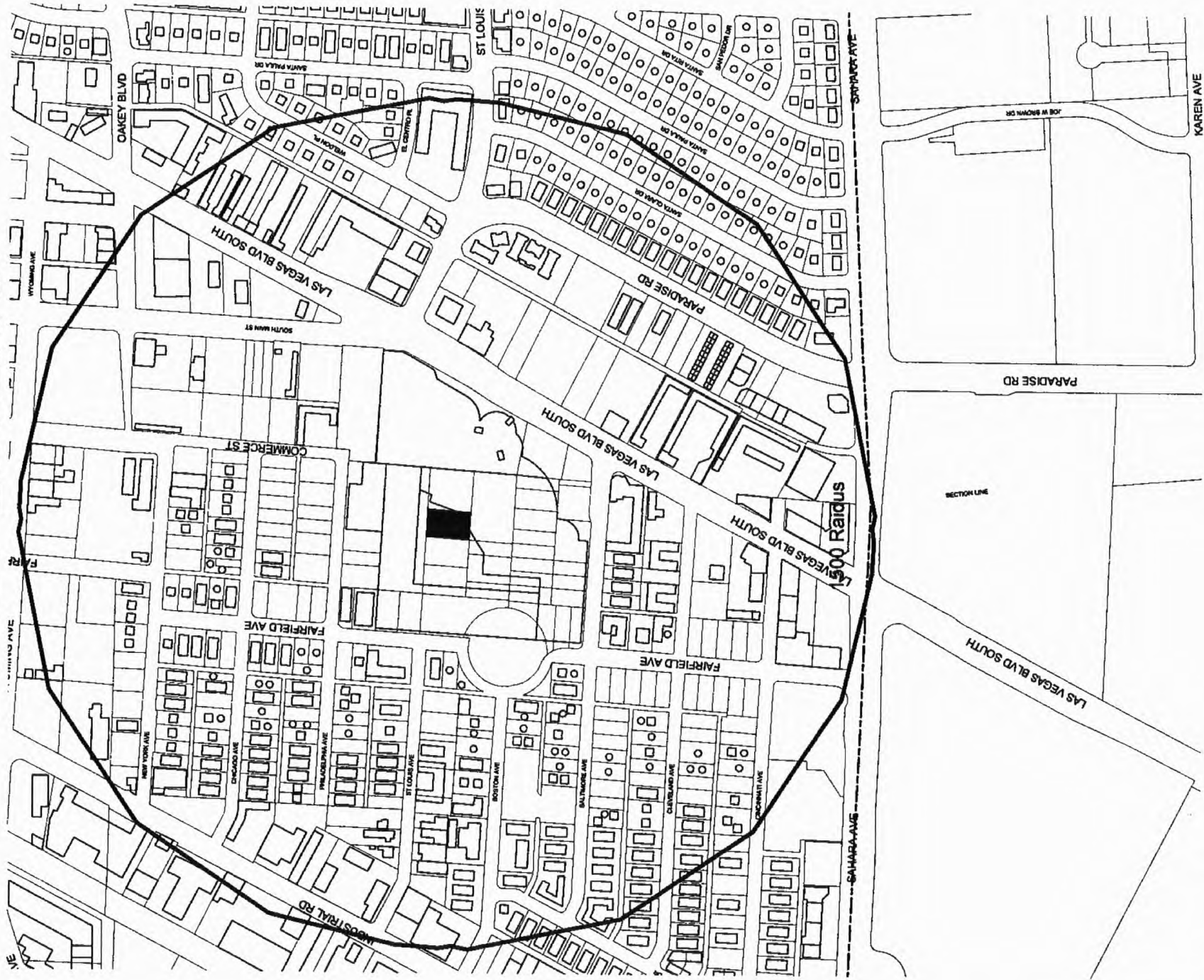
Map

Motion made by GARY REESE to Hold in Abeyance Items 48 and 49 to 2/7/2007

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)

POLLY ESTER'S



0 200 400 Feet



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

ABEYANCE ITEM - Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License, David R. Silvaggio, 9330 West Sahara Avenue, #250 - Ward 2 (Wolfson)

Fiscal Impact

☒

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

None

Motion made by STEVE WOLFSON to Approve the permanent license subject to the permanent condition that MR. SILVAGGIO report any arrest or violation in writing within 48 hours to Business Services, with authority granted to the Director or Designee to immediately suspend the license if MR. SILVAGGIO fails to comply

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 present.

MARK VINCENT, Director of Finance and Business Services, briefly outlined this matter at the request of COUNCILMAN WOLFSON. MR. SILVAGGIO was denied renewal of his license, because he failed to report an arrest that occurred. Even though the arrest had nothing to do with his work performance, the license carried a condition that any arrest had to be reported in writing to Business Services within 48 hours.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

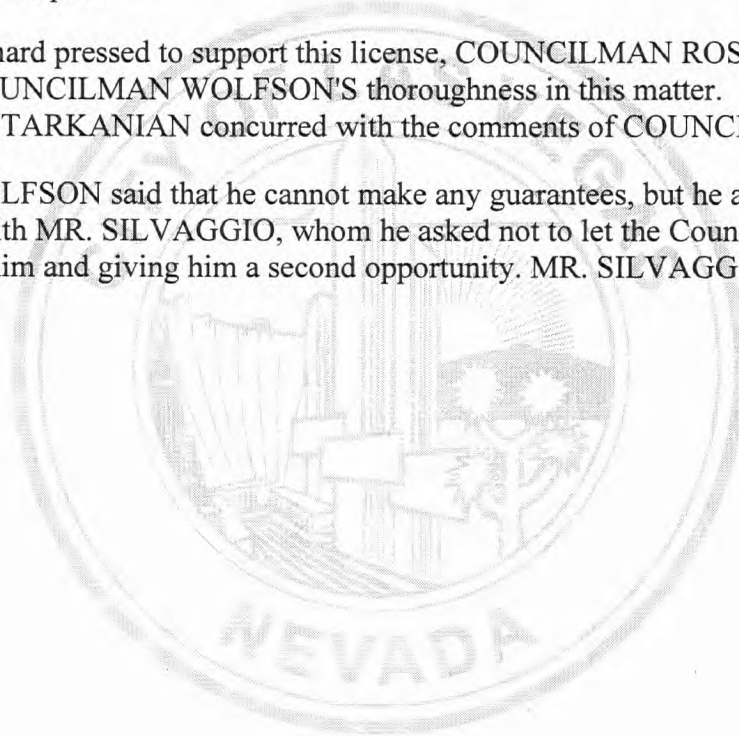
COUNCILMAN WOLFSON confirmed with MR. VINCENT and MR. SILVAGGIO that MR. SILVAGGIO has had a license in the City for two and a half years, that there have been no problems with regard to his conduct as a massage therapist, no complaints from his customers, and he cannot perform cross-gender massage.

MR. VINCENT recommended approval of the permanent license, with a permanent condition that any arrest or violation be reported within 48 hours in writing to Business Services, with authority granted to the Director or Designee to immediately suspend the license if MR. SILVAGGIO fails to comply. MR. VINCENT noted that effective July 1, 2007, the State will take over regulation over the massage therapy industry. Issuance of the permanent license by the City does not preclude MR. SILVAGGIO from having to file for a new license with the State before the City license expires.

Even though he was hard pressed to support this license, COUNCILMAN ROSS indicated he would because of COUNCILMAN WOLFSON'S thoroughness in this matter.

COUNCILWOMAN TARKANIAN concurred with the comments of COUNCILMAN ROSS.

COUNCILMAN WOLFSON said that he cannot make any guarantees, but he acquired a comfort level after meeting with MR. SILVAGGIO, whom he asked not to let the Council down after putting their trust in him and giving him a second opportunity. MR. SILVAGGIO expressed his appreciation.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a Three Month Review of a Tavern License, Nevada Receivership, LLC, dba Crazy Horse Too, 2476 Industrial Road, Michael J. Signorelli, Managing Mmbr, 100% - Ward 3 (Reese)

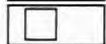
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Three Month Review of a Tavern License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Verbatim Transcript

Motion made by GARY REESE to Approve a 90-day temporary license, or until Metro completes the report, but not to exceed 4/18/2007 and subject to the following added conditions:

F. No person related by blood or marriage or formal marital status to any defendant in the Federal cases mentioned in Condition A can be employed or allowed on the premises of the business.

G. Neither the licensee, nor anyone associated with him, may communicate in any fashion with Rick Rizzolo, or anyone associated with him, about the operation of Crazy Horse Too.

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)

NOTE: MAYOR GOODMAN disclosed that he would be abstaining, because ATTORNEY BROWN and he share ownership in a business on West Charleston, as well as for reasons previously stated regarding relationships with his former law office.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

Minutes:

A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

OSCAR GOODMAN, Mayor

GARY REESE, Mayor Pro-Tem

MARK VINCENT, Director, Finance and Business Services

BRAD JERBIC, City Attorney

LOIS TARKANIAN, Councilwoman

STEVE WOLFSON, Councilman

JAY BROWN, Attorney, representing MICHAEL SIGNORELLI

MICHAEL J. SIGNORELLI, applicant

CHARLES PLATT

STEVEN ROSS, Councilman

LARRY BROWN, Councilman

LAWRENCE WEEKLY, Councilman



CITY COUNCIL MEETING OF
January 17, 2007
VERBATIM TRANSCRIPT – ITEM 51

1 **Discussion and possible action regarding a Three Month Review of a Tavern License,**
2 **Nevada Receivership, LLC, dba Crazy Horse Too, 2476 Industrial Road, Michael J.**
3 **Signorelli, Managing Mmbr, 100% - Ward 3 (Reese)**

4
5 **APPEARANCE LIST:**

6 OSCAR GOODMAN, Mayor

7 GARY REESE, Mayor Pro Tem

8 MARK VINCENT, Director of Finance and Business Services

9 BRAD JERBIC, City Attorney

10 LOIS TARKANIAN, Councilwoman

11 STEVE WOLFSON, Councilman

12 JAY BROWN, 520 South Fourth Street

13 MIKE SIGNORELLI, Applicant

14 CHARLES PLATT, Financial Consultant, 115 Washington Place West, Number 19, New York

15 STEVEN ROSS, Councilman

16 LARRY BROWN, Councilman

17 LAWRENCE WEEKLY, Councilman

'8
19 39 minutes

20
21 Typed by: Carmel Viado

22 Proofed by: Ydoleena Yturralde

CITY COUNCIL MEETING OF
January 17, 2007
VERBATIM TRANSCRIPT – ITEM 51

23 **MAYOR GOODMAN**

24 Item 51 is discussion and possible action regarding a three-month review of a tavern license,
25 Nevada Receivership, LLC, doing business as Crazy Horse Too, 2476 Industrial Road, Michael
26 Signorelli, Managing Member. This is in Ward 3. I see Mr. Brown is representing Mr.
27 Signorelli. Because I have an ownership in a business with Mr. Brown on West Charleston, I'm
28 gonna have to abstain from this.

29

30 **MAYOR PRO TEM REESE**

31 Make sure you abstain for other reasons.

32

33 **MAYOR GOODMAN**

34 And I abstained for other reasons before. I'll incorporate those in the record as well, as to
35 relationships with my former law office. All right.

36

37 **MAYOR PRO TEM REESE**

38 Thank you, Mayor. Mr. Jerbic or Mark.

39

40 **MARK VINCENT**

41 Just wanna mention, Mayor Pro Tem, that Mr. Jerbic and I met with Mr. Brown, Mr. Signorelli
42 yesterday. And I'm gonna turn over this part of this presentation to Mr. –

43

44 **MAYOR PRO TEM REESE**

45 You're not gonna bring Ms. Meyers up here to help you?

46

47 **MARK VINCENT**

48 I need all the help I can get today. Thank you.

CITY COUNCIL MEETING OF
January 17, 2007
VERBATIM TRANSCRIPT – ITEM 51

49 **BRAD JERBIC**

50 Well, I'm pitching in for Mr. DiFiore, Metropolitan Police Department, and Mr. Vincent at this
51 point in time. Let me, by way of history, let you know that we were last here in November, but
52 the original temporary license was granted by this Council on October 18, 2006, after
53 considerable debate and after the imposition of four special conditions, in addition to the
54 standard conditions, on that temporary license. We came back before the Council November
55 first of 2006, and added a fifth special condition to that temporary license. That temporary
56 license expires tomorrow night at midnight.

57 This Council has three choices today. One choice is to not grant an additional temporary or
58 permanent license, in which case the club just closes tomorrow. Another choice is to grant a
59 permanent. And a third choice is to grant an additional temporary license.

60 Under our Code, this Council can only grant two temporary licenses and no more. So if a
61 temporary license is considered today, understand it is the last opportunity to grant a temporary
62 license and it cannot exceed six months, although it can be for a period of time less than that.

63 Having met with the Las Vegas Metropolitan Police Department and the Department of Finance
64 and Business Services, we knew three months ago it was not likely that Metro would complete
65 their background investigation and have a written report by the time of this meeting and that was
66 accurate. Metro has worked very diligently on this. They have gathered considerable evidence,
67 not to suggest that it – cuts one way or the other, but that they – have not finished this report at
68 this point in time and they are gonna need more time to finish it. Based on the fact that there is
69 not written report, there will be no recommendation for a permanent license at this point in time.
70 The, so the two choices, that I think the Council has realistically is to grant another temporary to
71 give Metro an opportunity to complete that report and present those written facts to the Council
72 with any areas of concerns that remain areas of concern. Or to not take any action, which, in
73 which case the club would close at this point in time.

74 Let me let you know that based on a conversation yesterday with Mr. Signorelli, who has made
75 himself available every time we've asked him to, and his new attorney, Mr. Brown, and the Las
76 Vegas Metropolitan Police Department, there exists five areas, specifically, and I'm not gonna

CITY COUNCIL MEETING OF
January 17, 2007
VERBATIM TRANSCRIPT – ITEM 51

77 limit Metro to these five areas, but I've been asked to just briefly summarize the areas that
78 they're gonna be looking at before this report is finally prepared.

79

80 **MAYOR PRO TEM REESE**

81 Please do.

82

83 **BRAD JERBIC**

84 One is questions exist regarding incomplete lease payments made during the last three months to
85 the landlord. Of two: possible communication by the prior owner regarding club operations
86 with the prior owner. Three: the tipping of cab drivers for patrons. Four: employment of an
87 individual related to a defendant and the federal lawsuit. And five: possible illegal use of a
88 merchant account during initial few weeks of operation by the club, by Mr. Signorelli or his –
89 employees. Let me say that, having said that, that's not to say that at the end of the report any of
90 those are gonna be necessarily true or untrue, but those are areas of concern right now that exist
91 that Metro needs to work out. With that, I'll submit it to the Council and I'll be glad to answer
92 any questions that you have.

93

94 **MAYOR PRO TEM REESE**

95 Before we open it up for questions, I just have a couple comments that I want to, I think, put on
96 the record. It really bothers me, number one, when Mr. Signorelli admitted that, to Mr. DiFiore
97 that he's not paying his \$400,000 a month to Mr. Rizzolo. I think it's been stated he's only paid
98 approximately \$312,000 for the three months. That's a lot less than 12,000 –

99

100 **BRAD JERBIC**

101 One point two million.

102

103 **MAYOR PRO TEM REESE**

104 One point two million, yes, that he owes. And the other one that really bothers me is, is after
105 we've had him in before, he allowed Mister, appears his wife, to go to work at the Crazy Horse.

CITY COUNCIL MEETING OF
January 17, 2007
VERBATIM TRANSCRIPT – ITEM 51

106 It just makes no sense to me why he would jeopardize this license, if he's honest and sincere, and
107 wants to buy this, why he would allow something like that to happen. And again, I am
108 concerned also about what he admitted to, it was the first two or three weeks he was in operation,
109 when somebody put a card in there that it went right to Mr. Rizzolo's bank account. I – any,
110 anybody's that's been in business before, would know that shouldn't have happened. It, I don't
111 – understand at all. That's one thing that I really want to – bring out. I think it's important that
112 we understand why this happened. Are there any other questions from the Councilmembers at
113 this time?

114

115 **COUNCILWOMAN TARKANIAN**

116 No, but I think those questions you're bringing forth are very important.

117

118 **MAYOR PRO TEM REESE**

119 Thank you.

120

121 **BRAD JERBIC**

122 If I could –

123

124 **MAYOR PRO TEM REESE**

125 Yes.

126

127 **BRAD JERBIC**

128 – Mr. Mayor Pro Tem. If there is a motion to grant a second temporary license, I do have a
129 recommendation for a couple of additional conditions that could be imposed.

130

131 **MAYOR PRO TEM REESE**

132 Okay. I – want to read on record here. It's this liquor, our con – liquor control chapter is an
133 exercise of the regulatory powers delegated to the City Council, pursuant to the City Charter.
134 The regulations contained in this chapter involve, to the highest degree, the economic, social,

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135 fiscal and moral wellbeing of the residents and taxpayers of the City. The sale or other
136 disposition of alcoholic beverage is not a matter of right, but of privilege, which would otherwise
137 be unlawful if it were not exercised pursuant – to a license. This privilege may be denied,
138 revoked, conditioned, suspended or subjected to any other disciplinary action by the City in the
139 exercise of its policy powers, police powers for the protection of the safety, welfare, health,
140 peace and morals of the residents and taxpayers. I think that's very important. This here is
141 something that I don't think this Council has ever taken lightly since the, on the 12 years I've
142 been here. And I understand, you know, the amount of money that's being talked about to buy
143 this – location. But I just want the applicant to know, that we are very serious here, that this is –
144 it's not an act of frustration for me. I take this very serious and I just want you to know that
145 things like this, especially after we've had many, many, many warnings about the action that we
146 have over at this – location. Mr. Brown, if there's no other questions or comments at this time I
147 will allow you to present your case.

148

149 **COUNCILMAN WOLFSON**

150 I would like to –

151

152 **MAYOR PRO TEM REESE**

153 Okay. I'm sorry. Sorry.

154

155 **COUNCILMAN WOLFSON**

156 Thank you –

157

158 **MAYOR PRO TEM REESE**

159 Yes.

160

161 **COUNCILMAN WOLFSON**

162 – Mayor Pro Tem Reese. Just a couple of observations, again. I'm – working off notes I have,
163 Mr. Signorelli and Mr. Brown, and one of those notes talks about Mr. Signorelli paying monies

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164 to taxi cab drivers who brought customers to the Crazy Horse Too and that these are significant
165 sums of money that are allegedly being paid to taxi cab drivers. And then there's a statement
166 about whether you thought or didn't think it was contrary to law. Well, I'd like to get it out in
167 the open right now. Is it or is it not against the law to pay taxi cab drivers cash to bring
168 customers to your establishment?

169

170 **MAYOR PRO TEM REESE**

171 I – would just like to add a little bit to that, before this is answered. As far as I know, it is
/2 against the law. I – believe that this industry went together and said, okay, we won't do this
173 anymore. And they kinda formed a pact. And I don't know whether they – signed it in blood or
174 not. But they said we won't do this anymore. I believe one of the – group went astray and
175 started paying the cab company again. And so I think this here forced each one of these
176 businesses to do this. But it's not only in this industry, it's also in the wedding chapel industry,
177 whether they do this. I don't know how we can control that. I don't know whether that, how
178 justified we are, looking that issue here. I would ask Mr. Jerbic to – please bring that to our
179 light. I – don't know, you know, whether, we can't, it is against the law to do that. But I guess
180 to be competitive, they – do pay it, right?

181

182 **BRAD JERBIC**

183 Well, let me say that we visited this issue several times over the years since I've been City
184 Attorney and actually met with the cab, Taxi Cab Authority regarding this issue. They have
185 always opined that it has been illegal for a club owner or business owner to pay a gratuity or –
186 some kind of fee to a cab driver to bring a patron to their business. A big problem in the industry
187 has been the lack of – enforcement 'cause there's too few people that work for the Taxi Cab
188 Authority, in the enforcement business, to police it. Now, having said that, yesterday when I met
189 Mr. Brown, Mr. Brown's a fine attorney, indicated that there have been some recent changes to
190 that law. I'm unaware of those changes.

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191 **JAY BROWN**

192 I – didn't say there were any changes to that law.

193

194 **BRAD JERBIC**

195 Oh, I'm sorry. Then I – misspoke. I – have not reviewed the law very recently, but the last I
196 reviewed it, it has been illegal and every time I've had a discussion about that, it has been
197 prohibited by State law.

198

199 **COUNCILMAN WOLFSON**

200 Well, what I'd like to say –

201

202 **MAYOR PRO TEM REESE**

203 Yeah, you bet.

204

205 **COUNCILMAN WOLFSON**

206 With your permission, Mayor Pro Tem, is let's get the law straight.

207

208 **JAY BROWN**

209 I agree with you, Council –

210

211 **COUNCILMAN WOLFSON**

212 Today. I mean, you're operating a business today as we speak. Are we not, Mr. Signorelli?

213 Well, I'd like your attorney to advise you based upon what the status of the law is today. If it's
214 against the law, my advice is don't do it. And if you're doing it, you're breaking the law. That's
215 not gonna sit well with me.

216

217 **JAY BROWN**

218 Can I respond to that, Mr. Wolfson?

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219 **COUNCILMAN WOLFSON**

220 Sure.

221

222 **JAY BROWN**

223 Do you wanna go through your list first? Whatever's your –

224

225 **COUNCILMAN WOLFSON**

226 No. Let's do 'em –

227

228 **JAY BROWN**

229 – you have your pleasure.

230

231 **COUNCILMAN WOLFSON**

232 Let's do 'em one by one.

233

234 **JAY BROWN**

235 Okay. Pleasure. Jay Brown, 520 South Fourth Street, representing the applicant. The
236 applicant's also present. First of all, Mr. Signorelli's in a very difficult position, period, and this
237 exasperates him, unintentionally. In this community, and let's not talk about his business, if you
238 don't mind. In this community, for too many years to discuss, adult cabarets pay significant
239 dollars to cab drivers. Okay. Significant. Okay. If you told me it was 10, 20 million a month,
240 you wouldn't surprise me. That's how significant we're talking about. Okay. If right now, we
241 distinguish – Mr. Signorelli from everybody else, he's out of business. Okay. Let's assume it is
242 against the law and I'm not making that assumption, I'm gonna give you, I'm gonna take the
243 County's position on this in a moment. If you, so why hasn't it been enforced, you know, all this
244 period of time. If – right now, he does something that's different, he's gonna pay the price.
245 Starting off in a new business, it's unfair to put the further burdens of starting out a new business
246 on this gentleman. So –

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247 **COUNCILMAN WOLFSON**

248 I'm sorry. I'm sorry, Mr. Brown. I disagree with that. I – agree that it may be going on. You
249 know, I've been in town 26 years. I've heard it forever and I agree that to be competitive that
250 the – folks, the business owners in this industry are doing this. But that doesn't make it right.

251

252 **JAY BROWN**

253 I – didn't –

254

255 **COUNCILMAN WOLFSON**

256 And Mr. Signorelli chose to get into this business, hopefully with his eyes open, and just because
257 he's new in the business and struggling to make it work, doesn't mean that he should be allowed
258 to break the law, even though others are doing it. We're not talking about others today. If –
259 enforcement is lacking, then that's another subject, another day. What I'm talking about is that
260 if the law says it's against the law, then he shouldn't be doing it.

261

262 **JAY BROWN**

263 Again, I'm not sure the law –

264

265 **COUNCILMAN WOLFSON**

266 Okay.

267

268 **JAY BROWN**

269 Okay.

270

271 **COUNCILMAN WOLFSON**

272 Neither am I.

273

274 **JAY BROWN**

275 In the County –

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276 **MAYOR PRO TEM REESE**

277 It is. It's against the law.

278

279 **JAY BROWN**

280 In the County, when this came up, okay, and they, the business director wanted me to put more
281 strength into this law to enforce it, the County chose, you know, not to – change the law and, in
282 fact, to let this, to – not make this, you know, unlawful. Okay. At least that's my understanding.
283 Stand corrected, but I think that's the case. In – any event, you know, it's – not my position here
284 to argue this and the last thing I wanna do is – get in, be – contentious with you. But it is very,
285 very difficult for him to proceed if everybody else in the industry is proceeding differently.
286 That's all.

287

288 **COUNCILMAN WOLFSON**

289 I understand that. What I'm gonna ask of – Mr. Jerbic and yourself, Mr. Brown, is to do a little
290 legal research on this.

291

292 **JAY BROWN**

293 Fair enough.

294

295 **COUNCILMAN WOLFSON**

296 This is not a sophisticated thing.

297

298 **BRAD JERBIC**

299 Right.

300

301 **JAY BROWN**

302 Fair enough.

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303 **COUNCILMAN WOLFSON**

304 Do a little legal research. Have a conversation so that your client can be accurately advised as to
305 what the law is and what the law isn't.

306

307 **JAY BROWN**

308 Fair enough.

309

310 **COUNCILMAN WOLFSON**

311 Secondly, with regard to the credit card charges that were placed on the Crazy Horse merchant
312 account, I mean, I'm sorry, Mr. Signorelli, but this is business 101. This is a merchant account
313 that apparently, I'm led to believe, that you, well, let me just finish. If I'm wrong, I'm wrong.
314 You – basically used the merchant account of the previous owner for a few weeks, and then
315 realized that you were using Mr. Rizzolo's corporation's merchant account and then changed it
316 over to your account. Is that right or wrong?

317

318 **MIKE SIGNORELLI**

319 Yes and –

320

321 **MAYOR PRO TEM REESE**

322 We – need you –

323

324 **MIKE SIGNORELLI**

325 I –

326

327 **MAYOR PRO TEM REESE**

328 – to go to the microphone.

329

330 **MIKE SIGNORELLI**

331 Oh, okay.

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332 **COUNCILMAN WOLFSON**

333 You know, and perhaps your –

334

335 **MIKE SIGNORELLI**

336 Yeah.

337

338 **COUNCILMAN WOLFSON**

339 Mr. – Brown should answer. I don't know.

340

341 **MIKE SIGNORELLI**

342 No. Well, I'd – answer if I could.

343

344 **MAYOR PRO TEM REESE**

345 We – need your name for the record, please.

346

347 **MIKE SIGNORELLI**

348 Oh, Mike Signorelli, 308 West Sahara. I'd like to have my – associate, Mr. Platt, to handle that

349 issue, address this because it will explain that. I think it will make it clearer because I can

350 understand your concern, but also wanna have you understand what really happened.

351

352 **COUNCILMAN WOLFSON**

353 Sure.

354

355 **MIKE SIGNORELLI**

356 And accurate, but I wanna what happened.

357

358 **COUNCILMAN WOLFSON**

359 Sure.

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360 **CHARLES PLATT**

361 Hi. Good morning, members of Council. My name is Charles Platt. My address is 115
362 Washington Place West, Number 19, New York, New York. I'm a business associate of Mike
363 Signorelli. I've been helping with him at the Crazy Horse as a financial consultant to the
364 business. When we first went into the Crazy Horse when it opened, one of our orders of
365 business was to find out how the – cash was flowing around the property, where all the accounts
366 were and how funds were deposited into those accounts. For, one of the first things we did was
367 to take a look at the merchant accounts. The merchant accounts do take about two to three
368 weeks to transfer ownership. And that was one of the first things that we did was to start the
369 process of transferring ownership so funds would be deposited into the Nevada Receivership
370 accounts instead of the Power Company accounts. During that time, we would not have been
371 able to accept any credit card transactions for bar purchases or otherwise.

372

373 **COUNCILMAN WOLFSON**

374 What you're telling me, then, is rather than obtain your own new merchant account, there was
375 just a transfer of ownership of the existing accounts.

376

377 **CHARLES PLATT**

378 What they do is they will transfer where the funds are deposited. We had to get authorization
379 and approval from the merchant to redeposit funds, an authorization that funds will be deposited
380 into Nevada Receivership instead of the Power Company. To establish our own merchant
381 accounts, it actually would have taken a little bit longer than the two to three weeks –

382

383 **COUNCILMAN WOLFSON**

384 Okay.

385

386 **CHARLES PLATT**

387 So under the recommendation of Innovative, which is our merchant processor, they
388 recommended that we get approval from the Power Company and begin the process of just

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389 transferring where the funds will be deposited. Now we are the full owner now, currently, of
390 those merchant accounts.

391

392 **COUNCILMAN WOLFSON**

393 Let me ask you this. I'm sure that there were letters or communications between your business
394 and this merchant account, et cet (sic), or the bank, evidencing what you just told me.

395

396 **CHARLES PLATT**

397 Absolutely.

398

399 **COUNCILMAN WOLFSON**

400 If that's the case, you supply them over to Metro. It's an easy answer and it's a non-issue. I'm
401 just talking about the information I get just raises flags.

402

403 **CHARLES PLATT**

404 I understand.

405

406 **COUNCILMAN WOLFSON**

407 That's what I'm talking about. But it sounds like a pretty sensible explanation.

408

409 **CHARLES PLATT**

410 Thank you.

411

412 **BRAD JERBIC**

413 If I could, Mister, or Councilman Wolfson, I just talked to Metropolitan Police Department. If –
414 you're from New York, and I know you're probably on a short time line, they would love to
415 speak to you as soon as the meeting's over with –

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416 **CHARLES PLATT**

417 Absolutely.

418

419 **BRAD JERBIC**

420 – or the morning session.

421

422 **MAYOR PRO TEM REESE**

423 Thank you.

424

425 **JAY BROWN**

426 Can I correct one thing I said earlier? I don't want to quantify that number, the – cab numbers is
427 millions of dollars though, a month, whether it's one, two, ten. I don't want to quantify it. But
428 it's serious money.

429

430 **MAYOR PRO TEM REESE**

431 That's fine. We have a representative from Metro in the office, or in the office, in the meeting
432 here today. I think they they understand the five areas of concern that we have. Are there any
433 other questions of the Councilmembers at this time? I think we can go on and on and on and on.
434 I'm ready, through our Attorney, to make a motion at this time.

435

436 **COUNCILMAN ROSS**

437 Your Honor.

438

439 **MAYOR PRO TEM REESE**

440 Yes, please.

441

442 **COUNCILMAN ROSS**

443 Before you, if that's the case, if you'd allow me to remind Mr. Signorelli of the last time we
444 were in this Council meeting, regarding your license. As with you, on the item prior to this item

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445 that came up on the agenda, Mr. Signorelli, you committed to this Council to make sure this
446 operation is run correctly within the means of the law. And, as far as I'm concerned, as
447 Councilman Wolfson has pointed out, I, it's kinda indicated to me that you're running this
448 business outside the law, in regards to the taxi cab drivers. This is a global issue, in regards to
449 the City and the County. This is not just you. It affects everybody, as Mr. Brown's pointed out.
450 This is an industry-wide challenge. If that's the case, then the laws need to be relooked (sic) at
451 or enforcement needs to take place globally, throughout this entire community. I just wanna
452 remind you, again, the significant importance of this license for your business to operate. As I,
453 listening to the Councilman and Mr. Brown's comments, I have, I can't help but look at you and
454 ask why on earth would you wanna take this behemoth on. It doesn't appear that you're making
455 any money right now and you're behind in payments already. It – gives me great comfort to
456 know that you've got some financial people behind you, obviously, that are here to help and
457 point you in the right direction. I recognize there's a transition period as well. I recognize and
458 that was Mr. Sax's (sic) explanation of the merchant account changeover. Two or three weeks,
459 that sounds reasonable to me as well. But you've got to prove to this Council and prove to this
460 community that you can run this business within the means of the law. I certainly would not like
461 to see you up here again. I kinda like this to, I don't want to see this anymore. I'm kinda
462 frustrated because of it. But I just wanna remind you again of your commitment to this Council
463 and to me at the last time you were at this – meeting, of operating this business correctly.

464

465 **MAYOR PRO TEM REESE**

466 Thank you.

467

468 **MIKE SIGNORELLI**

469 I – need to address this because that's something, I'm pretty proud of my, I'm very proud of my
470 reputation and I – take those comments very strongly and I think they're – already responded to,
471 but I think you're right. And you are right. And I don't think I have intentionally, for lack of a
472 better word, tried to do anything illegal or knew I was doing anything illegal. The ignorance of
473 the law is no excuse. I understand that. And I'm not gonna go any further on that comment and

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474 impact my business or the rest of this community and all the people in this business. But I've
475 done what I thought was correct and legal, with the advice of a lot of other people, whose names
476 I will not mention today. I said, "Are you sure I can do this?" And I'm not stupid and I'm very
477 proud of what I've done. I've never done anything illegal probably than a parking ticket in my
478 life. And if I was taking this challenge on, I've had many second thoughts. You're absolutely
479 right. And I know my local Walgreens store is out of Pepto-Bismol, I can tell you that. And, but
480 this City Council has been very good to me, Mr. Reese, everybody here has been fair, and
481 Metropolitan Police Department, no one has not been unfair to me here at this – in this whole
482 room. So, you know, I – feel I can close this deal and make it a real estate transaction, which is
483 what I started with and which is what it's gonna be at the end of the day. It may or may not be a
484 club at the end of the day, a couple years from now, but – I have to finish it this way, to finish it
485 up. And, it – just something that isn't easy to do. And I – might have bitten off more than I
486 thought I was chewing, I could chew. But I know I can complete the deal or else I wouldn't
487 wanna continue. And I'd just say to you, "You know what, I think it's best that we just call it
488 quits today." And I'd recommend that to Mr. Reese, who I respect. But I know I can get the deal
489 done. It's not the largest transaction I've ever done. It's a small one and compared to things
490 I've done in the past, but it needs to get done and needs to be put to bed. And that's all I can say,
491 other than the fact that I'm trying to do the best I can and I – try to do things as honestly as
492 possible. And I swear to God that's all I can tell you.

493

494 **MAYOR PRO TEM REESE**

495 Thank you.

496

497 **COUNCILMAN ROSS**

498 Thank you, Your Honor.

499

500 **MAYOR PRO TEM REESE**

501 Any other comments.

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502 **COUNCILWOMAN TARKANIAN**

503 Mister –

504

505 **MAYOR PRO TEM REESE**

506 I – if I could, ma'am. Brad, could we talk just for a minute over this lawsuit that has been filed
507 against this applicant – here. I don't wanna make it a big deal at this time, but I do wanna put it
508 on the record that we have received it, copy of the – lawsuit. I don't know that, again, how much
509 we can talk about it. I'd – just allow you to say a few words if you like so that fellows back there
510 in the back understand that we do have this lawsuit.

511

512 **BRAD JERBIC**

513 There has been a civil case filed, Mr. Mayor Pro Tem and members of the Council. That lawsuit
514 makes a general allegation that a – fellow in Florida was allegedly a buyer ahead of Mr.
515 Signorelli and he feels that he didn't get the deal that he expected when Mr. Signorelli made the
516 deal with Mr. Rizzolo. And, therefore, he's filed a lawsuit alleging several different causes of
517 action, including specific performance. In other words, he wants the property still, for the price
518 he feels he bargained for. Again, these are just allegations in a lawsuit. We don't know if any of
519 it's true and that's why we have courts and judges.

520

521 **MAYOR PRO TEM REESE**

522 Thank you.

523

524 **COUNCILMAN WOLFSON**

525 Mayor Pro Tem.

526

527 **MAYOR PRO TEM REESE**

528 Yes.

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529 **COUNCILMAN WOLFSON**

530 Just on that subject.

531

532 **MAYOR PRO TEM REESE**

533 Just, Councilwoman, wanna make a comment.

534

535 **COUNCILWOMAN TARKANIAN**

536 That's all right. Go ahead. I'll go next.

,7

538 **MAYOR PRO TEM REESE**

539 Okay. Thank you.

540

541 **COUNCILMAN WOLFSON**

542 Thank you, Councilman. Just because it's on the same subject, I just want, I think it's
543 appropriate that this gentleman who is the plaintiff in this lawsuit, I think his last name is
544 pronounced Caralious, or something like that, came into see me yesterday. And we sat down
545 briefly with you, Mr. Jerbic, and Mr. Henry, but because he's represented by counsel and his
546 counsel didn't give us the authority to speak with him without his counsel being present, we told
547 him that we wouldn't speak with him about anything substantively about his lawsuit. We did
548 invite him to come to the Council meeting today, if he wanted to speak, subject to you, Mayor
549 Pro Tem –

550

551 **MAYOR PRO TEM REESE**

552 I –

553

554 **COUNCILMAN WOLFSON**

555 You're welcome to do so –

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556 **MAYOR PRO TEM REESE**

557 No – I don't wanna hear –

558

559 **COUNCILMAN WOLFSON**

560 Well, I – just said that we invited him. I don't even know if he's here. But I just wanted to go
561 on the record that he has made contact with me.

562

563 **BRAD JERBIC**

564 Right. And I could follow up with that and let you know that we called Mr. Cook, his counsel,
565 and I made him aware of the contact that we had yesterday and he appreciated that.

566

567 **MAYOR PRO TEM REESE**

568 Thank you. Councilwoman Tarkanian, please.

569

570 **COUNCILWOMAN TARKANIAN**

571 How much longer will it be before Metro can finish their report?

572

573 **BRAD JERBIC**

574 I, I've spoken with Metro and I know that they're gonna need at least a month and – in a way , it
575 sorta depends on what the facts are. If it turns up that they get into something that needs a little
576 more follow-up, it's gonna take longer. But I – think that, on the outside, 90 days should be
577 enough to – button it up and it could be a lot less than that.

578

579 **COUNCILWOMAN TARKANIAN**

580 I think that a lot of questions have been raised that need answers. I also understand the problem
581 with the paying people to bring customers to the adult businesses. And you're caught in a bind
582 right there. But I'm very concerned about all this other that we have here. I feel that I would
583 make the better decision if I could have the police report. And so I would, I – go on record as
584 saying that bedtime's gonna come. It's gonna come. And it would come as far as what Mister,

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585 Councilman Reese feels would be the time that we allow. I don't think that we should allow a
586 long time. I think it should be a short time, but we should allow a time that we are able to get the
587 full information from Metro. It's difficult for us up here. We're not the experts. We need to
588 have our experts in that area, Metro, provide us with additional information because these are
589 grave concerns. Thank you.

590

591 **MAYOR PRO TEM REESE**

592 Thank you, ma'am. Yes, Councilman Brown.

593

594 **COUNCILMAN BROWN**

595 I'd just like to follow-up with the issue as far as the Metro investigation. Mr. Jerbic, if you could
596 just clarify. Metro, be it 30 days or 90 days, if a motion is made towards one of your options, as
597 far as a second temporary license, if we choose that point in time and it comes back to us, we
598 have no options beyond that. Whether—

599

600 **MAYOR PRO TEM REESE**

601 No.

602

603 **COUNCILMAN BROWN**

604 – Metro couldn't fulfill the investigation, whether Mister, or the applicant, was sick or people
605 were out of town, we have no options at that second point of time.

606

607 **BRAD JERBIC**

608 That's correct. Your only options at the expiration of a second temporary license will be to grant
609 a permanent or let the business close.

610

611 **COUNCILMAN BROWN**

612 Okay.

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613 **BRAD JERBIC**

614 I should say let the liquor license expire which, obviously, would have significant impact on the
615 business.

616

617 **COUNCILMAN BROWN**

618 I would just offer, then, from my perspective, the applicant has chosen in, to make this
619 transaction, and certainly your background, your statements last time and today, lead me to
620 believe that your intentions are good. But at the end of the day, you're under scrutiny. You are
621 under the microscope, be it with tipping cabs or other business practices in the City and the
622 County, or the host of issues that have been raised. I don't think we can judge your taking over
623 this business, compared to what the industry is doing. You're taking over this business in a very
624 precarious situation where we are looking specifically at you, your background, your financial
625 consultant, your business operation. And I just really wanna make that clear, that you are been
626 (sic), you've been pulled from the industry and, from the Council's perspective, put under that
627 microscope. And perhaps some things that have happened in the past at this business or other
628 similar businesses may have gone by the wayside, or have been ignored, or have been accepted.
629 But I just feel it's important to let you know that when Metro's report is finished, it's going to, at
630 least from my perspective, be their recommendations, their analysis on you taking over this
631 business with very little comparison to what everyone else is doing. And I just, again,
632 emphasize that whatever date we pick, as far as a timeline, we make sure that Metro and the City
633 feel comfortable that a very thorough investigation can be performed and answer all the
634 questions that certainly have been raised at the last hearing and the hearing today.

635

636 **BRAD JERBIC**

637 If I could, on that note, Councilman, if – I – if the police department were up here, they'd
638 probably tell you the more time, obviously, the better. And at the same time, because of the
639 areas of concern, and the desire to wrap this up, you know, there's obviously some impetus to do
640 it in less time. I think if the police department had a month or two, obviously you're gonna get a
641 report, you're gonna get a more complete report with every amount of time you add to that, so

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642 give 'em 30 days, you're gonna get this kind of report. Give 'em 90 days, you're gonna get a –
643 pretty thorough report. You go up to six months, you might even get more. I don't know.

644

645 **MAYOR PRO TEM REESE**

646 Well –

647

648 **COUNCILMAN BROWN**

649 My only concern, Mayor Pro Tem, my only concern is that past history has shown that at times,
650 when we set that date, it comes back and the comments are made, if we had more time, we
651 couldn't get hold of – financial group in New York, or this and that. I don't want that to happen.
652 I – wanna try to make sure that Metro's given the opportunity to do a thorough investigation so
653 if, in fact, at one month or 90 days or six months, it comes back and the applicant or the City or
654 Metro says we didn't have enough time, or we are unable to, whatever the case may be, it's
655 done.

656

657 **BRAD JERBIC**

658 Right.

659

660 **COUNCILMAN BROWN**

661 We have no options at that point as far as additional time being granted. It's either or at that
662 point.

663

664 **BRAD JERBIC**

665 Right.

666

667 **MAYOR PRO TEM REESE**

668 Council –

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669 **BRAD JERBIC**

670 I think it's well understood.

671

672 **MAYOR PRO TEM REESE**

673 Councilman Weekly, please

674

675 **COUNCILMAN WEEKLY**

676 Thank you very much, Mayor Pro Tem. I'd like to ask Mr. Signorelli or his counsel, Attorney

677 /7 Brown, let me ask you a quick question, please. I'm listening to a lot of the issues that have

678 been raised, what type of, I guess, for my – own understanding, corrective actions are you all

679 taking. If you had to put them in order of priority because I mean, there, as has been pointed out

680 today, there have been several flags that have been raised. And I, you know, can appreciate all

681 the comments that have been made up here today, but what kind of order have we put these

682 priorities in, if you will.

683

684 **MIKE SIGNORELLI**

685 They have been corrected.

686

687 **JAY BROWN**

688 You can respond.

689

690 **COUNCILMAN WEEKLY**

691 Because I think that's really important to know –

692

693 **MIKE SIGNORELLI**

694 Right.

695

696 **COUNCILMAN WEEKLY**

697 – Mr. Signorelli.

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698 **MIKE SIGNORELLI**

699 Any, Councilman Weekly, those are great com, great question. Everything other than the taxi
700 situation when I, which I will address when I get back to the office, has been handled already,
701 period.

702

703 **MAYOR PRO TEM REESE**

704 The rent.

705

706 **MIKE SIGNORELLI**

707 Except for the rent which is, was modified because of that. That was the only reason it was
708 modified. And that will stay as that, unless the business can be changed due to increase. But an
709 amount of money being paid is not negligible. It's over 26,000 a week, every week, on time. And
710 that's what it is right now. It's a significant amount of money, based on what the business is
711 doing. So, there's no profit being taken out by – me at all, not on the dollar. So, but, if I was,
712 the things being taken care of. We have, anything that needs to be addressed has been addressed.
713 Anything else will be addressed in the next 24 to 48 hours.

714

715 **COUNCILMAN WEEKLY**

716 I see. And I'll – be, I guess I'm interested in hearing the recommendation from Mayor Pro Tem
717 –

718

719 **JAY BROWN**

720 Can –

721

722 **COUNCILMAN WEEKLY**

723 – and I'll support his motion here today. But I'd like to ask Attorney Jerbic, Councilman
724 Wolfson asked that you and Attorney Brown get together to talk about the taxi cab issue here. Is
725 this something in the report, a future report, that you would be bringing back before this Council,
726 to present to the public as well?

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727 **BRAD JERBIC**

728 I can relay any way you please. I can brief you individually, I can send you a memo or when we
729 come back for the licensing, at whatever time you give. If you give a temporary today, we can
730 discuss it then, however you wanna do it.

731

732 **COUNCILMAN WEEKLY**

733 Councilman Wolfson –

734

735 **MAYOR PRO TEM REESE**

736 Well, I –

737

738 **COUNCILMAN WEEKLY**

739 – was – that a request made to have something presently publicly, or was that just for –

740

741 **COUNCILMAN WOLFSON**

742 It was primarily, thank you, Councilman Weekly. It was primarily for the edification of Mr.
743 Signorelli but, at the same time, I think it's a good idea. I – do wanna know the answer to that
744 question. So I think my – input was to ask Mr. Jerbic and Mr. Brown to get together to come to
745 the answer so they can advise Mr. Signorelli, but then I think we should be advised soon
746 thereafter.

747

748 **COUNCILMAN WEEKLY**

749 Thank you, Councilman.

750

751 **MAYOR PRO TEM REESE**

752 I – would, I'm a betting man also. And I would bet that it's – illegal, it's illegal to take the cab
753 drivers. I'm sorry. That's the way it is. I would ask Metro to work with Mr. Jerbic to get a
754 report as soon as possible and just copy the Mayor, I mean, the Mayor Pro Tem and the
755 Councilmembers on this item as soon as possible.

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756 **BRAD JERBIC**

757 I'll do that.

758

759 **JAY BROWN**

760 Mayor –

761

762 **MAYOR PRO TEM REESE**

763 I – think that we need – to find out, just for our own justification, but I – know that it – is illegal.

54

765 **JAY BROWN**

766 Mayor Pro Tem, before we go on to the next point

767

768 **MAYOR PRO TEM REESE**

769 Yeah.

770

771 **JAY BROWN**

772 – could I respond to that? It's just something Councilman Brown said, before you make your
773 motion, please.

174

775 **MAYOR PRO TEM REESE**

776 Please.

777

778 **JAY BROWN**

779 Let me call your attention to Condition Four, take a look at, that you approved back, I guess, on
780 October 18th which is still a part of any, if we're fortunate enough to get the temporary extended
781 today. Whether we get three months, four months or six months, under Condition Four, if
782 something is improper that's done, okay, the Director of Business Services has the right to come
783 in and take that license. So by giving us the time to work with Metro, this Council is not being
784 prejudiced, the City and the people of Las Vegas are not being prejudiced because if there's any

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785 wrongdoing before that time, this matter is gonna be handled immediately. It's not gonna wait
786 for the time we get. So – therefore, I would request that we receive six months for the
787 temporary, for a variety of reasons. But, and – again, it, you will not be prejudiced because if
788 there is wrongdoing before then, I'm sure Mr. Jerbic and Business Services will be here
789 immediately.

790

791 **MAYOR PRO TEM REESE**

792 I can certainly appreciate that request, but I don't feel like it's necessary. I – would ask Metro to
793 please put this on top of the list and work as diligently as they can to get this report as soon as
794 possible. Any other comments or questions? I would ask Mr. Signorelli's temporary license that
795 we granted on October 18th will expire, I think, its tomorrow night at midnight,

796

797 **BRAD JERBIC**

798 That's correct.

799

800 **MAYOR PRO TEM REESE**

801 I – if we don't give them another temporary license, that I can't vote up or down today. I think
802 it's too incomplete. I would ask Metro to please help us out on this as soon as possible.
803 Therefore, I would move to grant Mr. Signorelli, with some reluctance, a second and final
804 temporary license that will be in effect until such time as Council receives the report from
805 Las Vegas Metropolitan Police Department and can vote on the merits of this application
806 for a permanent license. But under no circumstances will the temporary license last
807 beyond April the 18th, 2007. There are a couple other conditions that I would like to have
808 added. If I could have Mr. Jerbic to please read them in the record.

809

810 **BRAD JERBIC**

811 I'd be happy to your, Mayor Pro Tem. Given some of the concerns that came up, we recommend
812 the following conditions be added as conditions. Condition Six and Seven. **Condition Six**
813 **would be that no person related by blood or marriage or formal marital status to any**

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814 **defendant in the federal cases mentioned in Condition One can be employed or allowed on**
815 **the premises of the business. And Condition Seven would be that neither the licensee or**
816 **anyone associated with him may communicate in any fashion with Rick Rizzolo or anyone**
817 **associated with him about the operation of Crazy Horse Too.**

818 Let me say that after providing those conditions to Mr. Brown, I think he's in general agreement
819 with them. I don't wanna speak for him, but he did point something out to me, that as the
820 attorney for Mr. Signorelli, there may be business reasons unrelated to the operation of the
821 business for him, as the attorney, to communicate with Mr. Rizzolo regarding the contract or
22 regarding other things that don't deal with the day-to-day operations. Of course, I don't have an
823 objection if Mr. Brown has to have that kind of communication with Mr. Rizzolo, but it
824 wouldn't, that would be the only exception to Condition Seven.

825

826 **MAYOR PRO TEM REESE**

827 Thank you. And I – under, understand the necessity to have a permanent license in order to get
828 the 45 million dollar financing. I – to me, it'd be pretty hard to finance something if you just had
829 the temporary license and not know what's gonna happen with that temporary license. So I
830 know what you, it's imperative that you get either the permanent license, and to me, that's why
31 I'm gonna go with the 90 days.

32

833 **JAY BROWN**

834 Oh, he's helped us there.

835

836 **MAYOR PRO TEM REESE**

837 I think that the sooner we get it done, it might be easier for you to get the – financing for it.

838

839 **JAY BROWN**

840 Okay.

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841 **MAYOR PRO TEM REESE**

842 And – I really believe – that Metro can have the report to us in the 90 days. And so therefore, I
843 don't feel like it's necessary to hold this, give this temporary license for six months. I – think
844 the sooner, the better.

845

846 **JAY BROWN**

847 I think you've made an excellent point and I just wanna qualify that. I don't think Mr. Signorelli
848 understood what I heard you to say –

49

850 **MAYOR PRO TEM REESE**

851 Yes.

852

853 **JAY BROWN**

854 So – if Metro comes back with their report, you, it would not be a condition precedent, for at
855 least your vote, for you to approve the application, if he has his financing in place. As long is,
856 that will not be a condition is what I'm saying.

857

858 **MAYOR PRO TEM REESE**

859 I – to me, it's impossible to get financing of 35 or 45 million dollars if you don't have a
860 permanent license.

861

862 **JAY BROWN**

863 Fine. That's exactly his point.

864

865 **MAYOR PRO TEM REESE**

866 And so, I – think that if Metro comes back with the – report, either up or down, and then that's
867 what's gonna happen in 90 days, it's –

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868 **JAY BROWN**

869 Okay.

870

871 **MAYOR PRO TEM REESE**

872 It's either do or die. And –

873

874 **JAY BROWN**

875 Sure.

16

877 **MAYOR PRO TEM REESE**

878 I –

879

880 **JAY BROWN**

881 Then we're –

882

883 **MAYOR PRO TEM REESE**

884 I'm comfortable that Metro can do it or I wouldn't, I got a lot of faith in the new sheriff, I guess.

885 Any how, that's my motion. Are there any questions on the motion, please.

886

887 **COUNCILMAN BROWN**

888 I do, Mayor Pro Tem.

889

890 **MAYOR PRO TEM REESE**

891 Councilman Brown.

892

893 **COUNCILMAN BROWN**

894 I, I'd just like some kind of acknowledgement from, first Mr. Jerbic, that you have a comfort

895 level that the City and Metro can do a comprehensive, complete report in this 90 day period.

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896 **BRAD JERBIC**

897 I – just spoke with Sergeant Alexander. Given the areas of concern right now, provided they
898 don't open up into other things, this report can be completed within 90 days. Of course, the only
899 caveat is you don't know what you don't know. If something does pop up that is completely
900 unexpected, we'll bring it to your attention in a briefing immediately.

901

902 **COUNCILMAN BROWN**

903 But –

904

905 **BRAD JERBIC**

906 But right now –

907

908 **COUNCILMAN BROWN**

909 It wouldn't mat –

910

911 **BRAD JERBIC**

912 – with this report, you'll have a report –

913

914 **COUNCILMAN BROWN**

915 It wouldn't make any difference. Once this motion is made, that 90 days is locked in.

916

917 **MAYOR PRO TEM REESE**

918 Yes.

919

920 **BRAD JERBIC**

921 That's correct. And of course, as with any licensing, any privileged license, if something comes
922 up after you have a permanent privileged license that turns out to be an area of concern, whether
923 it's precedent or – after the license is granted, it can be subject to a disciplinary hearing. So,
924 there always are remedies down the stream if there's a problem.

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VERBATIM TRANSCRIPT – ITEM 51

925 **COUNCILMAN BROWN**

926 And secondly, I'd like Mr. Brown, on behalf of his client, to acknowledge that you feel the
927 information that's going to be asked can be provided in a timely manner, within the 90 day
928 period.

929

930 **JAY BROWN**

931 I don't know what's gonna be asked.

932

933 **COUNCILMAN BROWN**

934 Well, I think everybody –

935

936 **JAY BROWN**

937 We're gonna cooperate. And I think, as Mr. Jerbic said initially, we called that meeting
938 yesterday. All right. Mr. Signorelli called that meeting. And we're gonna be very cooperative.
939 That will not be an issue.

940

941 **BRAD JERBIC**

942 In fact, if I could follow up with that, Metropolitan Police Department has invited everybody up
943 to our office as soon as we're done with this line item and let's get moving on this thing.

944

945 **COUNCILMAN BROWN**

946 Thank you, Mayor Pro Tem.

947

948 **MAYOR PRO TEM REESE**

949 Thank you. Again, I wanna thank my Councilmembers. I think that it's important that we have
950 input, like we've had today. I – really appreciate your questions you've asked. I know that
951 sometimes these – decisions are a little bit hard for us to make, but I think with the information
952 that we're gonna be able to receive, we'll be able to make a – good vote when we – re-hear this
953 item, so if there's no other questions on the motion, I'd make a motion to, let's please cast our

CITY COUNCIL MEETING OF
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954 votes. And let's post. Motion carries. (Motion carried unanimously with Goodman
955 abstaining because he has an ownership in a business with Jay Brown and relationships
956 with his former law office.) Thank you.

957

958 **JAY BROWN**

959 Thank you.

960

(END OF DISCUSSION)

961 /cv; yy

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action Temporary Approval of a new Tavern-limited License subject to Health Dept. regulations, Metro Relic, LLC, dba Kismet, 105 South Las Vegas Boulevard, Marianne Kain-Moran, Managing Mmbr and Jane Pike, Mmbr - Ward 5 (Weekly)

Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action Temporary Approval of a new Tavern-limited License.

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by LAWRENCE WEEKLY to Approve the temporary license, subject to 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: 0; Did Not Vote: 1; Excused: 0

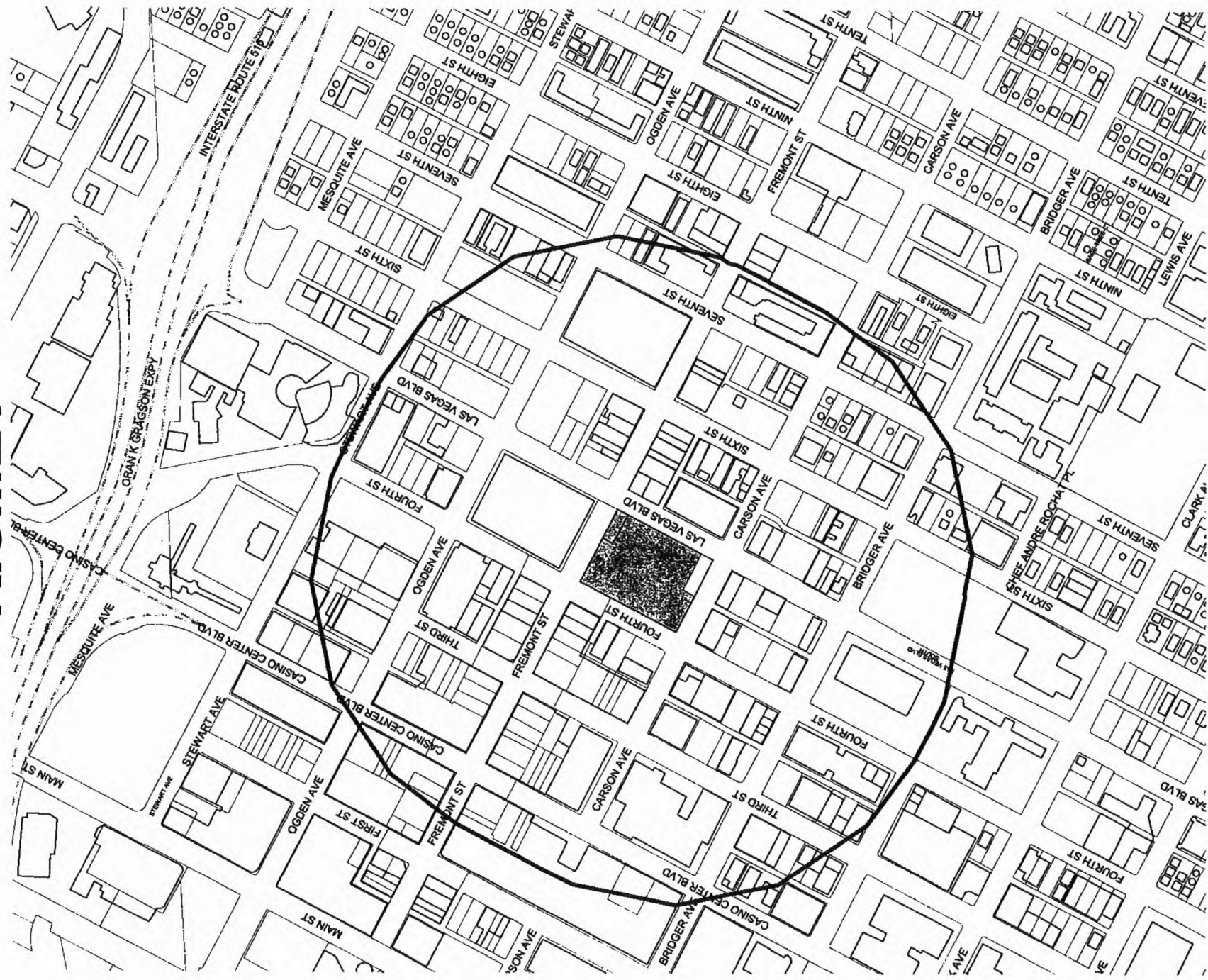
LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-STEVE WOLFSON); (Excused-None)

Minutes:

The applicant was not present.

MARK VINCENT, Director of Finance and Business Services, reported that the applicant met the requirements to be considered for a temporary license. He suggested approval as recommended.

KISMET



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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Liquor Caterer License subject to the provisions of the planning and fire codes and Health Dept. regulations, Maria & Roman Enterprises, dba Sirena's Garden, 5243 West Charleston Boulevard, Suites 2 & 3, Maria Rodriguez, Dir, Secy, Pres, Treas, 50% jointly with spouse and Roman Rodriguez, Dir, Secy, 50% jointly with spouse - 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 Liquor Caterer 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 investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by LOIS TARKANIAN to Approve the temporary license, subject to 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: 0; Did Not Vote: 1; Excused: 0

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

Minutes:

The applicants were present.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

MARK VINCENT, Director of Finance and Business Services, reported that the applicants met the requirements to be considered for a temporary license. He suggested approval as recommended.

MR. RODRIGUEZ requested approval, explaining that the license is needed to complete the catering aspect of his business.



SIRENA'S GARDEN

0 200 400 Feet

N



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a Six Month Review of Change of Ownership and Change of Business Name for a Tavern License, Concorde Gaming, LLC, dba Concorde Gaming, LLC, 235 South Main Street, Michael R. Treanor, Managing Mmbr, 100% - 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 Six Month Review of Change of Ownership and Change of Business Name for a Tavern License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Approve the extension of the temporary license

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 3; Excused: 0

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

Minutes:

MARK VINCENT, Director of Finance and Business Services, indicated that Finance has no objection to extending the temporary license, so that the applicant can retain grandfather rights and the alcohol privilege at this location.

DENNIS GUTWALD, Attorney, appearing on behalf of the applicant, explained that the owner has not yet determined how the property will be developed. He requested approval.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Temporary Approval of Change of Ownership and Business Name for a Tavern License subject to the provisions of the fire and planning codes, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Concorde Gaming, LLC, dba Concorde Gaming, LLC, 19 Lewis Avenue, Michael R. Treanor, Jr., Managing Mbr, 100% - 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 Six Month Review of a Temporary Approval of Change of Ownership and Business Name for a Tavern License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

None

Motion made by GARY REESE to Withdraw without Prejudice

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 3; Excused: 0

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

Minutes:

MARK VINCENT, Director of Finance and Business Services, advised that the applicant is requesting withdrawal. DENNIS GUTWALD, Attorney, appeared on behalf of the applicant and agreed with MR. VINCENT.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership and Change of Name for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino (Non-operational), Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mbr, 100%, Barrick Gaming Investments II, LLC, Managing Mbr, 100%, Barrick Gaming Corporation, Managing Mbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, To: Rudolfco, LLC, dba Rudolfco, LLC, 19 Lewis Avenue, Stephen Malter, Managing Mmbr, 100% - Ward 3 (Reese)

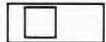
Fiscal Impact



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 and Change of Name for a Tavern License.

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by GARY REESE to Approve the temporary license, subject to 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: 5; Against: 0; Abstain: 0; Did Not Vote: 2; Excused: 0

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

CITY COUNCIL MEETING OF: JANUARY 17, 2007

Minutes:

MARK VINCENT, Director of Finance and Business Services, advised that the applicant wishes to reserve the alcohol rights, pending finalization of future plans. DENNIS GUTWALD, Attorney, appearing on behalf of the applicant, agreed with MR. VINCENT.



RUDOLFCO, LLC

The map displays a grid of streets in downtown Reno, Nevada. A large, irregularly shaped area is outlined in black, encompassing several city blocks. The area is bounded roughly by Grand Central Pkwy to the north and west, and Main St to the east. The UPRR tracks run diagonally through the center of the map. Major streets shown include Grand Central Pkwy, Main St, Carson Ave, Clark Ave, and Casino Center Blvd. Other streets visible are Stewart Ave, Ogden Ave, Fremont St, Bridger Ave, Lewis Ave, Bonville Ave, Garces Ave, Gass Ave, and Las Vegas Blvd. The map also shows the locations of various buildings and structures, including the Reno-Tahoe International Airport and the Reno-Tahoe Convention Center. A scale bar at the bottom left indicates distances of 0, 200, and 400 feet. A north arrow is located at the bottom right of the map.

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
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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Gift Basket Limited License subject to the provisions of the planning and fire codes, Le Basket Rouge, dba Le Basket Rouge, 9440 West Sahara Avenue, Kelly L. DiCanio, Dir, Pres, 50% jointly with spouse and Leonardo M. DiCanio, Treas, Secy, 50% jointly with spouse - 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 Gift Basket Limited License.

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by STEVE WOLFSON to Approve the temporary license, subject to 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, STEVE WOLFSON, STEVEN D. ROSS, GARY REESE; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

The applicants were present.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

MARK VINCENT, Director of Finance and Business Services, reported that the applicants met the requirements to be considered for a temporary license. He suggested approval as recommended.

COUNCILMAN ROSS was confused about the requirement for a privileged license on a gift-basket business. MR. and MRS. DiCANIO and MR. VINCENT replied that it is required in order to be able to prepare gift baskets with wine bottles. COUNCILMAN ROSS stressed that it should have been clear under the subject.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Yue Dai, dba A Jade Garden, 6706 West Cheyenne Avenue, Yue Dai, 100% - Ward 4 (Brown)

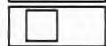
Fiscal Impact



No Impact



Augmentation Required



Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Massage Establishment License.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

None

Motion made by LARRY BROWN to Approve the permanent license, subject to the original condition that the previous owners, the Wilsons, not have any access, any presence or any involvement in the operations

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 present, along with ALEX YOUNG, interpreter.

MARK VINCENT, Director of Finance and Business Services, reported that the applicant has been operating with two temporaries, with the condition that the previous owners, the Wilsons, not have any access, any presence or any involvement in the operations. There have been no problems thus far. Staff recommends a permanent license, with the same condition.

MR. YOUNG confirmed for the Mayor that MS. DAI fully understands the condition.

CITY COUNCIL MEETING OF: JANUARY 17, 2007

COUNCILMAN ROSS verified with MR. VINCENT that police and code enforcement officers continue to conduct spot checks on these types of businesses. Also, he asked MR. VINCENT if the hours of operation are limited for massage establishments, to which MR. VINCENT answered that there are limitations, and they vary by shopping center.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: JANUARY 17, 2007

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the fire codes, Aposseadesse II, LLC, dba Massage Envy, 7140 North Durango Drive, Suites 130 & 140, Franchesta Marbury-Hammonds, Mgr, Mmbr, 60% and Jay Coates, Mgr, Mmbr, 40% - Ward 6 (Ross)

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 Massage Establishment License.

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes with authority for the Director or Designee to issue a permanent license upon receipt of a favorable investigation report or extend the temporary license in the event the investigation is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

Map

Motion made by STEVEN D. ROSS to Approve the temporary license, subject to provisions as recommended and a six-month review, 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)

Minutes:

The applicants were present.

MARK VINCENT, Director of Finance and Business Services, stated that the applicants met the

CITY COUNCIL MEETING OF: JANUARY 17, 2007

requirements to be considered for a temporary license. He suggested approval as recommended and subject to a six-month review.

COUNCILMAN ROSS stated that his wife is looking forward to the opening of this upper-class establishment. He wished the applicants success.



The schematic diagram illustrates the system architecture. It features several interconnected modules represented by rectangular blocks containing circles (ports or pins). On the left, there are three vertical stacks of two-circle blocks. The top stack is labeled "DATA BUS". To its right is a larger module labeled "MEMORY CT" which contains multiple rows of two-circle blocks. Below "MEMORY CT" is another large module labeled "ICE LN" (likely Ice Link) also composed of similar two-circle blocks. Various lines connect these modules, indicating data flow or control signals.



100' RADIUS

0 200 400 Feet

