

RESOLUTION R-39-99

A RESOLUTION DIRECTING THE CITY TREASURER OF THE CITY OF LAS VEGAS TO APPORTION THE UNCOLLECTED AMOUNT OF THE SPECIAL ASSESSMENT AGAINST ANY LOT OR PARCEL OF PROPERTY WITHIN CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 498 THAT HAS BEEN DIVIDED SINCE SUCH SPECIAL ASSESSMENT WAS LEVIED THEREAGAINST AMONG THE SEVERAL PARTS INTO WHICH SUCH LOT OR PARCEL HAS BEEN DIVIDED AND TO PREPARE, SUBMIT AND FILE WITH THE CITY CLERK OF SAID CITY A REPORT OF SUCH APPORTIONMENT.

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

WHEREAS, by Ordinance No. 3522 that was duly passed, adopted and approved by the City Council of the City (hereinafter the "City Council") on the 15th day of August, 1990, the City Council created "City of Las Vegas, Nevada, Special Improvement District No. 498" (hereinafter the "District") for the purposes of providing for the installation of paving, "L" type curb and gutter, sidewalk, valley gutters, streetlights, commercial driveways, water and sewer laterals, and water main (hereinafter the "Project"), and of defraying the entire costs and expenses thereof by special assessments against the assessable lots and parcels of property within each assessment unit of the District according to the benefits that were anticipated would be derived from the Project by the respective lots and parcels that were to be so assessed, all in accordance with the provisions of Chapter 271 et seq., of the Nevada Revised Statutes (hereinafter the "NRS") that provide therefor; and

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1 WHEREAS, by Ordinance No. 3791 that was duly passed, adopted and approved
2 by the City Council on the 6th day of April, 1994, the City Council assessed all of the
3 costs and expenses of constructing and installing the Project against the assessable lots
4 and parcels of property within the District that were benefited by the Project; and

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

12 WHEREAS, some of the lots and parcels of property, to-wit, those certain lots or
13 parcels that are identified by the Clark County, Nevada, County Assessor's parcel
14 numbers as Parcels 060-170-003 and 060-170-008, and are situate within the District
15 have been divided after the special assessments thereupon were levied and divided into
16 installments, and not all of such installments have been collected; and

17 WHEREAS, the City Council desires, by this Resolution, to direct the City
18 Treasurer of the City (hereinafter the "City Treasurer") to apportion the uncollected
19 amounts of the special assessments that have been levied upon the above-described lots
20 and parcels of property among the several parts into which such lots and parcels,
21 respectively, have been divided;

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1 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las
2 Vegas, Nevada, at this regular meeting thereof that is being held on this 24th day of
3 May, 1999, as follows:

4 SECTION 1. That the City Treasurer be, and he hereby is, authorized,
5 empowered and directed to apportion, on an equitable basis, the uncollected amounts of
6 the special assessments that were, by virtue of the adoption by the City Council of said
7 Ordinance No. 3791, levied upon those certain lots and parcels of property that are
8 situate within the District and are identified by the Clark County, Nevada, County
9 Assessor's parcel numbers as Parcels 060-170-003 and 060-170-008, among the several
10 parts into which said Parcels 060-170-003 and 060-170-008, respectively, have been
11 divided.


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

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

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

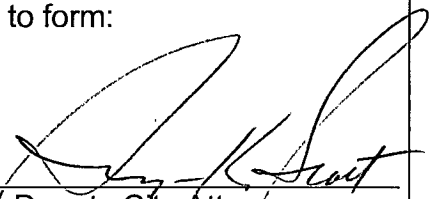
3 PASSED, ADOPTED AND APPROVED this 24th day of May, 1999.

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6 JAN LAVERTY JONES, Mayor

7 ATTEST:

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9 BARBARA JO RONEMUS, City Clerk

10 Approved as to form:

11
12 5/11/99 
13 Date Deputy City Attorney