

**R-75-93**

Summary -- a resolution directing the Engineers to prepare full and detailed plans, cost estimates and an assessment plat for Elkhorn Springs Special Improvement District No. 505

A RESOLUTION DIRECTING THE ENGINEERS ON BEHALF OF THE CITY OF LAS VEGAS, NEVADA TO PREPARE AND FILE WITH THE CITY CLERK FULL AND DETAILED PLANS, COST ESTIMATES AND AN ASSESSMENT PLAT IN CONNECTION WITH A PROPOSED STREET, WATER, SANITARY SEWER, STORM SEWER, CURB AND GUTTER, AND SIDEWALK PROJECT IN ELKHORN SPRINGS SPECIAL IMPROVEMENT DISTRICT NO. 505 PURSUANT TO THE CONSOLIDATED LOCAL IMPROVEMENTS LAW AND ALL LAWS AMENDATORY THEREOF AND SUPPLEMENTAL THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City of Las Vegas, Nevada (the "City") is organized and operating pursuant to the provisions of Chapter 517, Statutes of Nevada 1983, as amended, and the general laws of the State of Nevada; and

WHEREAS, Watt/Moradi Co., a California General Partnership, the owner of 100% of the property (except for property owned by the City and except for State or other government or privately owned property on which easements will be acquired) to be known as the "City of Las Vegas, Nevada Elkhorn Springs Special Improvement District No. 505" (the "District"), has heretofore presented to the City Council of the City (the "Council") a written petition requesting the City to initiate the acquisition and improvement of the street, water, sanitary sewer, storm sewer, curb and gutter, and sidewalk project (the "Project"), more specifically described in a Resolution adopted by the Council on September 1, 1993 (the "Preliminary Resolution"), pursuant to Chapter 271, Nevada Revised Statutes and all laws amendatory thereof and supplemental thereto; and

WHEREAS, pursuant to the direction of the Council set forth in the Preliminary Resolution, the City Engineer and G & P Professional Consulting Group, consultants to the City for the Project (collectively, the "Engineer"), have presented to the Council the following documents:

A. Preliminary plans and specifications, with construction drawings, showing a typical section of the contemplated improvements, the type or types of material and approximate thickness and wideness, for the District,

B. A preliminary estimate of the total cost of the Project, including in said estimate the incidental expenses,

C. An assessment plat or map, including as an addendum thereto the "Tabulation of Parcels" or "Preliminary Assessment Roll," showing the descriptions of the property to be assessed, the amounts of the preliminary assessments, the amount of the maximum benefits, the market values of such parcels, and the name and address of the owner (and appendices thereto showing the legal descriptions or deeds for such parcels), and

D. The Engineer's report to the Council as to the method of determining benefits and ultimately the amount of the assessments for the Project.

; and

WHEREAS, the Council has reviewed such documents and, subject to any changes and modifications suggested by the Council to the Engineer at this meeting, has found such documents to be satisfactory to the Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, IN THE STATE OF NEVADA:

Section 1. The Council has determined, and does hereby determine, that it is advisable to acquire and improve the Project.

Section 2. The Engineer is requested and directed to prepare in the manner required by law and present to the Council:

a. An accurate estimate of the total cost of the Project, including each of the incidental expenses;

b. Full and detailed plans and specifications for the Project with construction drawings, showing a typical section of the contemplated improvements for the District; and

c. A map and assessment plat showing the location of each portion of the Project and the property to be assessed.

Section 3. The officers of the City are directed to take all action necessary to effectuate the provisions of this resolution.

Section 4. All action heretofore taken (not inconsistent with the provisions of this resolution) by the Council and the officers of the City directed toward the District and the Project is ratified, approved and confirmed.

Section 5. All bylaws, orders and resolutions, or parts thereof, in conflict with this resolution, are repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, or resolution, or part thereof, heretofore repealed.

Section 6. If any section, paragraph, clause or provision of this resolution shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 7. This resolution shall be in full force and effect from and after its adoption.

PASSED AND ADOPTED this October 6, 1993.

(SEAL)

Attest:

Kathleen M. Fife  
City Clerk

John C. Carter  
VS Mayor  
10-8-93

It was then moved that said resolution be now finally passed and adopted. No second being required by the rules of procedure of the Council and the question being upon the final passage and adoption of the resolution, the roll was called with the following result:

Those Voting Aye:

Jan Laverty Jones  
Bob Nolen  
Scott Higginson  
Frank Hawkins Jr.

Those Voting Nay:

None

Those Absent:

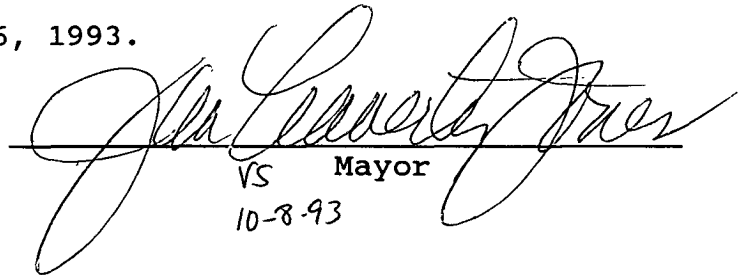
Arnie Adamsen

The presiding officer thereupon declared that at least a majority of the members of the Council having voted in favor thereof, said motion was carried and the resolution duly passed and adopted.

The foregoing resolution is to be approved and authenticated by the signature of the Mayor, sealed with the City seal, attested by the Clerk of the City and recorded in the journal of the Council, said record to be signed by said officers and properly sealed.

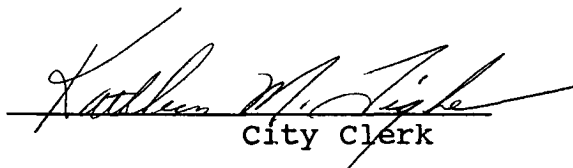
Thereupon, after considering other matters not concerning the foregoing matters, upon motion duly made and adopted, such meeting was adjourned.

Dated this October 6, 1993.

  
VS Mayor  
10-8-93

(SEAL)

Attest:

  
City Clerk