

R E S O L U T I O N

A RESOLUTION DETERMINING THE COSTS TO BE ASSESSED IN CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 406 AND ORDERING THE CITY ENGINEER OF SAID CITY TO PREPARE A TENTATIVE ASSESSMENT ROLL IN CONNECTION THEREWITH.

WHEREAS, the City Council of the City of Las Vegas (the "City" herein), in the County of Clark and State of Nevada, has taken the requisite legal action that is preliminary to and in the creation of "City of Las Vegas, Nevada, Special Improvement District No. 406" (the "District" herein), consisting of eight (8) separate and distinct assessment units, for the purposes of providing for the grading, gravelling, macadamizing, paving, draining and otherwise improving of Cheyenne Avenue, and portions thereof, as is more particularly described in the notice of hearing (the "Notice of Hearing" herein) that is provided for in Section 4 of the Provisional Order Resolution that was duly passed, adopted and approved by the City Council on the 3rd day of April, 1991, as ASSESSMENT UNIT NO. I, providing for the installation of curbs and gutters along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. II, providing for the installation of sidewalks along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. III, providing for the installation of a street lighting system and all facilities that are incidental thereto along Cheyenne Avenue, and portions



thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. IV, providing for the installation of sanitary sewer laterals along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. V, providing for the installation of potable water laterals along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. VI, providing for the installation of residential driveway approaches along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. VII and providing for the installation of commercial driveway approaches along Cheyenne Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. VIII, and of defraying the entire cost and expense thereof by special assessments against the assessable lots and parcels of property within each assessment unit of the District according to the benefits that have been, and will continue to be, derived from such improvements by the respective lots and parcels that are to be so assessed; and

WHEREAS, pursuant to law, the City entered into a contract with LAS VEGAS PAVING CORP. for the performance of the work in connection with the District in the following amounts for the respective assessment units:

\$45,353.00 for the improvements that were constructed and installed in ASSESSMENT UNIT NO. I,

\$14,132.00 for the improvements that were constructed and installed in ASSESSMENT UNIT NO. II,

\$26,742.00 for the improvements that were constructed and installed in ASSESSMENT UNIT NO. III,

\$28,114.00 for the improvements that were installed in ASSESSMENT UNIT NO. IV,

\$0.00* for the improvements that were installed in ASSESSMENT UNIT NO. V,

\$0.00* for the improvements that were installed in ASSESSMENT UNIT NO. VI,

\$1,128.00 for the improvements that were constructed and installed in ASSESSMENT UNIT NO. VII and

\$3,851.00 for the improvements that were constructed and installed in ASSESSMENT UNIT NO. VIII; and

WHEREAS, the costs and expenses, including the administrative expenses that are allocable thereto, that have been incurred, and will hereafter be incurred, by the City in constructing and installing the improvements in ASSESSMENT UNIT NO. I total \$74,517.00, in ASSESSMENT UNIT NO. II total \$17,781.00, in ASSESSMENT UNIT NO. III total \$33,917.00, in ASSESSMENT UNIT NO. IV total \$34,525.00, in ASSESSMENT UNIT NO. V

* The costs of installing the sanitary sewer laterals and the potable water laterals in ASSESSMENT UNIT NO. V and ASSESSMENT NO. VI, respectively, were paid by the City independently of the District and will not be assessed against the owners of the lots or parcels of property that are served by such laterals.

total \$0.00, in ASSESSMENT UNIT NO. VI total \$0.00, in ASSESSMENT UNIT NO. VII total \$990.00 and in ASSESSMENT UNIT NO. VIII total \$3,234.00;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas, Nevada, at this regular meeting thereof that is being held on this 19th day of January, 1994, that the amount of \$74,517.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. I, the amount of \$17,781.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. II, the amount of \$33,917.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. III, the amount of \$34,525.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. IV, the amount of \$0.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. V, the amount of \$0.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. VI, the amount of \$990.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. VII and the amount of \$3,234.00 shall be assessed against and paid by the assessable lots and parcels of property in ASSESSMENT UNIT NO. VIII, such assessment units being the same as the assessment units that are designated in Ordinance No. 3590 that was duly passed, adopted and approved by the City Council on the 3rd day of July, 1991.

BE IT FURTHER RESOLVED that the City Engineer of the City be, and he hereby is, authorized, empowered and directed to make an assessment roll which contains, among other things:

1. The name of each last known owner of each lot or parcel of property that is to be assessed for its proportionate share of the costs and expenses that have been incurred, and will hereafter be incurred, by the City in connection with the District; and

2. A description of each lot or parcel of property that is to be so assessed and the amount of the proposed assessment thereagainst, apportioned in ASSESSMENT UNIT NO. I on a front foot basis, i.e., on the basis that each lot or parcel of property that will be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit in the proportion that the frontage of such lot or parcel that abuts, and is benefited by, the improvement bears to the frontage of all of the assessable properties that abut, and are benefited by, the improvement in the assessment unit; in either ASSESSMENT UNIT NO. II or ASSESSMENT UNIT NO. III on a lineal foot basis, i.e., on the basis that each lot or parcel of property that will be assessed in the respective assessment units shall be assessed a portion of the aggregate dollar amount that is being levied against that entire assessment unit in the proportion that the number of lineal feet of such lot or parcel that abut, and are benefited by, the improvement bears to the total number of lineal feet of all of the assessable properties that abut, and are

benefited by, the improvement in such assessment unit; in ASSESSMENT UNIT NO. IV on a front foot basis; i.e., on the basis that each lot or parcel of property that will be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit in the proportion that the frontage of such lot or parcel that abuts the street along which the improvement was installed, and is benefited by such improvement, bears to the frontage of all of the assessable properties that abut the street along which the improvement was installed, and are benefited by such improvement, in the assessment unit; in ASSESSMENT UNIT NO. V on the basis that each lot or parcel of property that is served by, and will be assessed in the assessment unit for, any of the 6-inch sanitary sewer laterals shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit for 6-inch sewer laterals in the proportion that the number of 6-inch sewer laterals that is or are installed to serve such lot or parcel bears to the total number of 6-inch sewer laterals that are installed to serve all of the assessable properties in the assessment unit and on the basis that each lot or parcel of property that is served by, and will be assessed in the assessment unit for, any of the 8-inch sanitary sewer laterals shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit for 8-inch sewer laterals in the proportion that the number of 8-inch sewer laterals that is or are installed to serve such lot or parcel bears to the total number of 8-inch sewer laterals that

are installed to serve all of the assessable properties in the assessment unit; in ASSESSMENT UNIT NO. VI on the basis that each lot or parcel of property that is served by, and will be assessed in the assessment unit for, any of the 6-inch potable water laterals shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit for 6-inch water laterals in the proportion that the number of 6-inch water laterals that is or are installed to serve such lot or parcels bears to the total number of 6-inch water laterals that are installed to serve all of the assessable properties in the assessment unit and on the basis that each lot or parcel of property that is served by, and will be assessed in the assessment unit for, any of the 8-inch potable water laterals shall be assessed a portion of the aggregate dollar amount that is being levied against the entire assessment unit for 8-inch water laterals in the proportion that the number of 8-inch water laterals that is or are installed to serve such lot or parcel bears to the total number of 8-inch water laterals that are installed to serve all of the assessable properties in the assessment unit; and in either ASSESSMENT UNIT NO. VII or ASSESSMENT UNIT NO. VIII on the basis that each lot or parcel of property that is served by, and will be assessed in the respective assessment units for, any of the residential (in the case of ASSESSMENT UNIT NO. VII) or commercial (in the case of ASSESSMENT UNIT NO. VIII) driveway approaches shall be assessed a portion of the aggregate dollar amount that is being levied against that entire assessment unit in the proportion that the

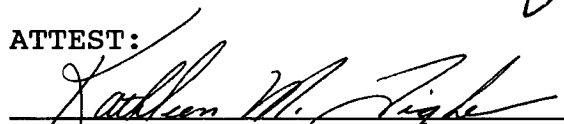
number and length of the driveway approach or approaches that is or are constructed and installed to serve such lot or parcel bears to the total number and aggregate length of all of the driveway approaches that are constructed and installed to serve all of the assessable properties in such assessment unit, all as is more particularly set forth in Section 3 of said Ordinance No. 3590.

BE IT FURTHER RESOLVED that the City Clerk of the City be, and she hereby is, authorized, empowered and directed to furnish a copy of this Resolution to said City Engineer.

PASSED, ADOPTED AND APPROVED this 19th day of January, 1994.


JAN LAVERTY JONES, Mayor ^{vs} 1-19-94

ATTEST:


KATHLEEN M. TIGHE, City Clerk