Summary - a resolution authorizing a medium-term obligations.

RESOLUTION NO. R-78-2001

A RESOLUTION AUTHORIZING MEDIUM-TERM OBLIGATIONS IN AN AMOUNT OF UP TO $25,000,000, FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, IMPROVING AND EQUIPPING DRAINAGE AND FLOOD CONTROL PROJECTS FOR THE CITY; DIRECTING THE OFFICERS OF THE CITY TO FORWARD MATERIALS TO THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AUTHORIZING THE SALE OF THE CITY OF LAS VEGAS, NEVADA, GENERAL OBLIGATION MEDIUM-TERM OBLIGATIONS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF $25,000,000; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City Council of the City of Las Vegas, Nevada (the "Council", "City", and"State", respectively) proposes to incur medium-term obligations of the City in an amount up to $25,000,000, under Chapter 350 of Nevada Revised Statutes ("NRS"), in order to finance the cost of acquiring, constructing, reconstructing, improving and equipping drainage and flood control projects in the City as defined in NRS 268.682 and 268.714 (the "Project"); the financing to bear interest at a rate or rates which do not exceed by more than 3% the "Index of Twenty Bonds" most recently published in The Bond Buyer before bids are received for such medium-term obligations or negotiated offers are accepted, and to mature within 6 years of the date of issuance thereof, in order to pay the costs of the Project (the "Proposal"); and

WHEREAS, the Council has determined that legally available funds of the City will at least equal the amount required in each year for the payment of interest and principal on such medium-term obligations; and

WHEREAS, NRS 350.087 requires that a notice of intention to authorize a medium-term obligations be published not less than 10 days prior to the consideration of a resolution authorizing a medium-term obligations; and

WHEREAS, a notice of intention to act upon the resolution authorizing such medium-term obligations has been duly published in a newspaper of general circulation in the City not less than 10 days prior to the date of a public hearing thereon, and such public hearing was held prior to adoption of this resolution; and

WHEREAS, all comments made at the public hearing have been duly considered by the Council and the minutes of such public hearing are attached hereto as Exhibit "C".

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

Section 1. This resolution is hereby designated by the short title the "2001 Medium-Term Drainage and Flood Control Authorization Resolution" (the "Resolution").

Section 2. The Council hereby finds and determines that the public interest requires medium-term obligations for the Project, in an amount not exceeding $25,000,000.

Section 3. The facts upon which the finding stated in § 1 above are:

(a) There is a need to acquire, improve, construct and equip drainage and flood control projects in the City for the safety and welfare of the City's residents and visitors.

(b) It is in the best interests of the City and its inhabitants, and would best serve the safety, health and welfare thereof, if the Project is now accomplished, thereby assisting in alleviating the needs mentioned in (a) above;

(c) It is not feasible to finance the Project from other funds of the City, among other reasons, because of restraints on the City's budget for the current fiscal year and other demands on and needs for existing funds of the City.

Section 4. The City proposes to borrow a sum not to exceed $25,000,000 in the aggregate at an annual interest rate estimated to be 6.00 % to be repaid over a period of not more than 6 years. Such medium-term obligations shall be evidenced by the issuance by the City of negotiable notes or medium-term negotiable bonds which mature not later than 6 years after the date of issuance (which term does not exceed the useful life of the Project), and the interest rate shall not exceed by more than 3 percent the "Index of Twenty Bonds" which is most recently published in The Bond Buyer before bids are received or a negotiated offer is accepted.

Section 5. The Director of Finance or his designee is hereby authorized to arrange for the issuance and sale of the financing in an amount not more than $25,000,000, and to carry out the Project, subject to ratification by Council. The medium-term notes or bonds issued to effect the Project shall be issued on such other terms and conditions as the Council determines, all as provided in NRS 350.085 to 350.095, inclusive (the "Note Act"), NRS 350.500 to 350.720, inclusive (the "Bond Act"), and as authorized by the Director of Finance of the City at the time of sale of such medium-term notes or bonds and thereafter ratified by the Council as set forth in this Resolution.

Section 6. The medium-term obligations shall not be paid in whole or in part from a levy of a special tax exempt from the limitations on the levy of ad valorem tax, but shall be paid from other legally available funds of the City, including, without limitation, monies derived from revenues in the City's Sanitation Fund estimated to be available in the amount of $3,000,000 per year and the City's General Fund estimated to be available in the amount of $3,000,000 per year, of which up to $25,000,000 is anticipated to be reimbursed to the City from revenues of the Clark County Regional Flood Control District when available.

Section 7. The officers of the City be and the same hereby are authorized and directed to take all action necessary to effectuate the provisions of this Resolution, including, without limitation, forwarding all necessary documents to the Executive Director, Department of Taxation, Carson City, Nevada, and, if necessary, amending the City's capital improvement plan to include the Project.

Section 8. The Director of Finance is authorized to offer for sale the City's medium-term notes or bonds in the maximum aggregate principal amount of $25,000,000 (the "Obligations") for sale in such manner as he shall determine, and he is authorized to specify the terms and details of the Obligations, including, without limitation, the maturity date or dates, the interest rate or rates, the redemption features, if any, and the other terms and conditions thereof; all subject to ratification by the Council by adoption of an ordinance authorizing the issuance of the Obligations (the "Ordinance").

Section 9. The officers of the City are hereby authorized to take all action necessary or appropriate to effectuate the provisions of this Resolution, including without limitation, assembling of financial and other information concerning the City, the Project and the Obligations, and preparing and circulating an official statement for the Obligations or negotiating the terms of sale of the Obligations, and, if deemed appropriate by the Director of Finance or his designee, preparing and circulating a preliminary official statement, a notice of sale for the Obligations, or both, in the forms specified by the Director of Finance, or his designee. The Director of Finance or his designee is authorized to deem the official statement or preliminary official statement to be a "final" official statement on behalf of the City for the purposes of Rule 15(c)212 of the Securities and Exchange Commission.

Section 10. The Director of Finance shall, after arranging for the sale of the Obligations and after approval of the medium-term obligations by the Executive Director of the Department of Taxation of the State of Nevada, present the proposed final terms of the Obligations to the Board for its approval by adoption of the Ordinance.

Section 11. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 12. 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 constructed to revive any resolution, or part thereof, heretofore repealed.

Section 13. If any section, paragraph, clause or other provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Resolution.

Section 14. This Resolution shall become effective upon passage and approval, except for Section 10 of this Resolution which shall become effective upon the approval hereof by the Executive Director of the Department of Taxation of the State of Nevada as provided in NRS 350.089, which approval shall be recorded in the minutes of the Council in conjunction with the adoption of the Ordinance.

PASSED AND ADOPTED AND APPROVED BY AN AFFIRMATIVE VOTE OF AT LEAST TWO-THIRDS OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, THIS JUNE 20, 2001.

(SEAL)

Mayor

Attest:

City Clerk

STATE OF NEVADA)
)
CLARK COUNTY) ss.
)
CITY OF LAS VEGAS)

I, Barbara Jo Ronemus, the duly chosen and qualified City Clerk of Las Vegas (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 (the "Council") at a meeting held on June 20, 2001.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a two-thirds majority of the members of Council as follows:

Those Voting Aye:	Mayor:	Oscar Goodman
	Councilmembers:	Gary Reese Michael J. McDonald Larry Brown Lynette Boggs-McDonald Lawrence Weekly Michael Mack
Those Voting Nay:		NONE
Those Absent:		NONE

3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as acting City Clerk and has been recorded in the regular official record of the 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 Council were given due and proper notice of the meeting. Pursuant to § 241.020, Nevada Revised Statues, written notice of the meeting was given not later than 9:00 a.m. on the third working days 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 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 Council, to wit:

(i) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada

(ii) City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada

(iii) Senior Citizens Center
Las Vegas, Nevada

(iv) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada

(v) Downtown Transportation Center
Las Vegas, Nevada

and

(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the 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 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 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 Council on June 20, 2001 is attached to this certificate as Exhibit "A". A copy of the affidavit of publication of the notice of public hearing is attached hereto as Exhibit "B", and a copy of the minutes of the public hearing held on June 20, 2001, prior to adoption of the resolution is attached hereto as Exhibit "C".

IN WITNESS WHEREOF, I have hereunto set my hand on this June 20, 2001.

(SEAL)

City Clerk

EXHIBIT "A"

(Attach Copy of Notice of Meeting)

City of Las Vegas

CITY COUNCIL AGENDA

JUNE 20, 2001

TABLE OF CONTENTS

City of Las Vegas CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011
CITY OF LAS VEGAS INTERNET ADDRESS: http://www.ci.las-vegas.nv.us
OSCAR B. GOODMAN, MAYOR (At-Large) • COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)
COUNCILMEMBERS: MICHAEL J. McDONALD (Ward 1), LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),
LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6)

Facilities are provided throughout City Hall for the 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.

NOTE

THE LAS VEGAS CITY COUNCIL MEETING OF JULY 4, 2001, **HAS BEEN RESCHEDULED TO JULY 5, 2001**

JUNE 20, 2001

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. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 THE WEDNESDAY OF THE MEETING AT 8:00 PM AND ARE ALSO REBROADCAST ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 10:00 AM.

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF $5.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF $10.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND RICK KARNS, FIRST PRESBYTERIAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF EMPLOYEE OF THE MONTH
- RECOGNITION TO THE RECIPIENT OF THE 2001 MERITORIUS AWARD
- PROCLAMATION PRESENTATION TO CITY OF LAS VEGAS LOBBY TEAM
- PROCLAMATION PRESENTATION TO TED GILCREASE
- PRESENTATION TO THE PROJECT F.E.L.A. STUDENTS

BUSINESS ITEMS

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

2. Approval of the Final Minutes by reference of the Regular City Council Meeting of May 16, 2001 and the Special City of Las Vegas City Council and Redevelopment Agency meeting of May 15, 2001 (Budget Hearing)

3. Discussion and possible action to adjust the City Manager's compensation (NOTE: To be trailed until the Afternoon Session, following the Closed Session)

4. Discussion and possible action to adjust the City Attorney's compensation (NOTE: To be trailed until the Afternoon Session, following the Closed Session)

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

5. Approval of a cost of living adjustment (COLA) for Appointive Employees ($444,070 from the General, Special Revenue, Enterprise and Internal Service Funds)

BUSINESS DEVELOPMENT - CONSENT

6. Approval of the renewal of the Interlocal Contract between the City of Las Vegas and Clark County to provide Yucca Mountain oversight funds to the City of Las Vegas in the amount of $46,460 for the period 7-1-01 - 6-30-2002

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

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

8. Approval of transfer of Fiscal Year 2001 Budget Appropriations for Capital Projects Funds

9. Approval of transfer of Fiscal Year 2001 Budget Appropriations for Special Revenue Funds

10. Approval of a new Family Child Care Home License, Wanda Bellamy, 1301 West Van Buren Ave., Wanda Bellamy, 100% - Ward 5 (Weekly)

11. Approval of a new Family Child Care Home License, Zee Bolden, 7816 Sleeping Pine Street, Zee Bolden, 100% - Ward 6 (Mack)

12. Approval of a new Family Child Care Home License, Susan Button, 6816 Rose Petal Ave., Susan Button, 100% - Ward 6 (Mack)

13. Approval of a new Family Child Care Home License, Martha Casper, 5708 Balzar Ave., Martha Casper, 100% - Ward 6 (Mack)

14. Approval of a new Family Child Care Home License, Ashi Farnejad, 6822 O' Bannon Drive, Ashi Farnejad, 100% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of a new Family Child Care Home License, Elayne Reimer, 5881 Cherry Falls Court, Elayne Reimer, 100% - Ward 6 (Mack)

16. Approval of a new Family Child Care Home License, Tonya Weaver, 8304 Nice Court, Tonya Weaver, 100% - Ward 4 (Brown)

17. Approval of a new Child Care Center/Nursery License subject to the provisions of the fire and planning codes, Health Dept. and Licensing regulations, Jumpstart, Inc., dba Jumpstart "The Total Family Experience", 806 West Monroe Ave., Charliscia Russell, Licensee/License Holder, Secy, Treas - Ward 5 (Weekly)

18. ABEYANCE ITEM - Approval of Change of Licensee/License Holder for a Child Care Center/Nursery/Preschool License, Aramark Education Resources, dba Children's World Learning Center, 2600 Lake Sahara Dr., From: Beverly O'Connell, Licensee/License Holder, Area VP, To: Cora Jane Anderson, Licensee/License Holder, Regional Mgr - Ward 2 (L.B. McDonald)

19. ABEYANCE ITEM - Approval of Change of Licensee/License Holder for a Child Care Center/Nursery/Preschool License, Aramark Education Resources, dba Children's World Learning Center, 2861 Business Park Court, From: Beverly O'Connell, Licensee/License Holder, Area VP, To: Cora Jane Anderson, Licensee/License Holder, Regional Mgr - Ward 4 (Brown)

20. Approval of Change of Ownership and Business Name for a Child Care Center License, From: Heather Criswell, dba See World, 5100 Alta Dr., To: Jorge Soto, dba See World Learning Center, 5100 Alta Dr. - Ward 1 (M. McDonald)

21. Approval of a new Beer/Wine/Cooler On-sale Liquor License, Jay Po, Inc., dba Grand China II, 7045 West Ann Road, Suite 110, Min J. Diep, Dir, Pres, Secy, Treas, 40%, Giai Diep, 40%, Yong T. Kang, 20% - Ward 6 (Mack)

22. Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning codes and Health Dept. regulations, Citystop VII, LLC, dba City Stop, 7591 North Cimarron Rd., City Stop, Inc., Mgng Mmbr, 35%, Bruce I. Familian, Dir, Pres, 69%, Rory L. Bedore, Dir, Secy, 18%, Jon M. Athey, Treas, 13% - Ward 6 (Mack)

23. Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Citystop VI, LLC, dba City Stop, 3250 North Durango Dr., City Stop, Inc., Mgng Mmbr, 35%, Bruce I. Familian, Dir, Pres, 69%, Rory L. Bedore, Dir, Secy, 18%, Jon M. Athey, Treas, 13% - Ward 4 (Brown)

24. Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #29635B, 1220 Atlantic St., James E. Williams, Franchise Mgr, Annemie Williams, Franchise Mgr - Ward 3 (Reese)

25. Approval of Manager for a Beer/Wine/Cooler Off-sale Liquor License, Prestige Stations, Inc., dba AM/PM Mini Market #5307, 551 North Lamb Blvd., Carolyn Diamante, Store Mgr - Ward 3 (Reese)

26. Approval of Manager for a Beer/Wine/Cooler On-sale Liquor License, Concord Sierra Restaurants, Inc., dba Round Table Pizza, 9350 West Sahara Ave., Suite 101, Donna K. Sims, Dir of Ops - Ward 2 (L.B. McDonald)

27. Approval of Manager for a Beer/Wine/Cooler On-sale Liquor License, Concord Sierra Restaurants, Inc., dba Round Table Pizza, 7460 West Lake Mead Blvd., Donna K. Sims, Dir of Ops - Ward 4 (Brown)

28. Approval of Manager for a Package Liquor License, Wal-Mart, Inc., dba Wal-Mart Supercenter, #2884, 8060 West Tropical Pkwy., Scott W. Jolley, Manager - Ward 6 (Mack)

29. Approval of Manager for a Package Liquor License, Sam's West, Inc., dba Sams Club, #6257, 8080 West Tropical Pkwy, Theresa M. Celis, Mgr - Ward 6 (Mack)

30. Approval of Change of Business Name for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Freeland, Inc., dba From: Kilroy's, To: Ozzie's, 310-312 South Decatur Blvd., Paul M. Lampi, Dir, Pres, 50%, Jack N. Forbes, Dir, Secy, Treas, 50% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

31. Approval of a new Slot Operator License, Aristocrat Technologies, Inc., dba Aristocrat Technologies, Inc., 7160 Bermuda Rd., Suite 240, Desmond H. Randall, Dir, Pres, Burgess R. Harmer, Dir, Secy, Treas, Stephen M. Cohn, Dir - (County)

32. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots, City Stop Gaming, Inc., db at City Stop, 3250 North Durango Dr. - Ward 4 (Brown)

33. Approval of a new Independent Massage Therapist License, Tracy Butterfield, dba Tracy Butterfield, 1701 Loch Lomond Way, Tracy A. Butterfield, 100% - Ward 1 (M. McDonald)

34. Approval of a new Independent Massage Therapist License subject to the provisions of the fire codes, Hope Lawrence Cooper, dba Hope Lawrence Cooper, 2400 South Jones Blvd., Suite 14, Hope L. Cooper, 100% - Ward 1 (M. McDonald)

35. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Nadine Gary, dba Nadine Gary, From: 7708 Himalayas Ave., Unit 103, To: 7310 Smoke Ranch Rd., Suite M, Nadine Gary, 100% - Ward 4 (Brown)

36. Approval of a new Class III-C Secondhand Dealer License subject to the provisions of the planning codes, Marcelina Lamoureux, dba Flashback Resale & Alterations, 4331 West Charleston Blvd., Marcelina D. Lamoureaux, 100% - Ward 1 (M. McDonald)

37. Approval of rejection of bid and award of Bid Number 01.15301.12-LED, Variety Day Home Expansion; and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: RICHARDSON CONSTRUCTION, INC. ($626,100 - CDGB Grant Funds) - Ward 5 (Weekly)

38. Approval of rejection of bids and award of Bid Number 010079-TC, for Lot I, Purchase of Four (4) Broom Street Sweepers - Department of Field Operations - Award recommended to: HAAKER EQUIPMENT COMPANY ($524,000 - Capital Fund)

39. Approval to award a contract for Accident Investigation Services for base year with two (2) one-year options (LR) - Department of Human Resources - Award recommended to: NEWBERY & ASSOCIATES (Estimated annual amount of $50,000 - Internal Service Fund) - All Wards

40. Approval to award a Professional Services Agreement Modification to extend the period of performance for one year, for Parking Citation Hearing Officer Services (LR) - Department of Finance and Business Services - Award recommended to: ROGER L. HARRIS, ESQ. ($35,000 - Parking Enterprise Fund)

41. Approval to award a Professional Services Agreement Modification to add consulting hours for additional work on the City's Integrated Document Management Content Services System (LR) - Department of Information Technologies - Award recommended to: FILENET CORPORATION ($30,200 - General Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

42. Approval of payment for a permanent partial disability award - Claim #WC00110444 as required under the workers' compensation statutes ($40,195 - Workers' Compensation Internal Service Fund)

MUNICIPAL COURT - CONSENT

43. Approval of annual purchase order for instructor and speaker services for Las Vegas Municipal Court's court-ordered defendant classes and programs provided by the Court's Alternative Sentencing and Education Division (ASED) - (Annual aggregate amount of $268,500 - General Fund)

44. Approval of annual purchase order for interpreters/translators for Las Vegas Municipal Court's court-ordered classes, appointments, and curriculum materials provided by the Court's Alternative Sentencing and Education Division (ASED) - (Annual aggregate amount of $26,751 - General Fund)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

45. Approval of an extension to June 21, 2002 for Community Development Programs Center of Nevada to use $3,150,000 of the 2000/2001 Private Activity Bond Volume Cap for new construction of Evergreen Senior Apartments, 1000 West Monroe Avenue - Ward 5 (Weekly)

46. Approval of additional Community Development Block Grant - Program Income funds in the amount of $50,000 for the Variety Day Home Expansion Project to provide contingency funding required to approve the project bid - Ward 5 (Weekly)

47. Approval of a First Amendment to the Community Development Block Grant Agreement to Fund Burrell, Inc., for recordation of a Deed of Reconveyance and a Replacement Deed of Trust on 99 South Martin Luther King Boulevard to secure loans in the amounts of $85,000 and $25,000 - Ward 5 (Weekly)

48. Approval of a Home Investment Partnerships (HOME) Deferred Housing Rehabilitation Loan in the amount of $29,586 for Todd Farlow, 240 North 19th Street - Ward 3 (Reese)

49. Approval of a First Amendment to the Interlocal Agreement between Clark County and the City of Las Vegas and Second Amendment to the Resolution to Grant Community Development Block Grant (CDBG) Funds for an additional amount of $40,000 for the expansion of the work center at Opportunity Village, 6300 W. Oakey - Ward 1 (M. McDonald)

50. Approval of $35,000 of FY1999 Housing and Urban Development (HUD) Housing Opportunities for People with AIDS Program (HOPWA) funds to be reprogrammed from Lighthouse Compassionate Care to Pahrump Family Resource Center ($15,000) and to HELP of Southern Nevada ($20,000) to augment their current grants - All Wards

PUBLIC WORKS DEPARTMENT - CONSENT

51. ABEYANCE ITEM - Approval of an Easement from the City of Las Vegas to the Las Vegas Elks Lodge 1468 for placement of underground utilities and Ingress and Egress purposes at Fire Station #5 subject to the condition that the Elks Lodge pave the dirt parking lot at the Fire Station - Ward 1 (M. McDonald)

52. Approval of a Sixth Supplemental Cooperative Agreement #48E by and between the City of Las Vegas and Clark County to reallocate funds in the agreement for Lake Mead Boulevard I from Winwood Street to Interstate 15 - Ward 5 (Weekly) and Clark County

53. Approval of a Second Supplemental Cooperative Agreement #48F by and between the City of Las Vegas and Clark County to reallocate funds in the agreement for Lake Mead Boulevard II from Winwood Street to U S 95 - Wards 4 and 5 (Brown and Weekly)

54. Approval of a Fourth Supplemental Cooperative Agreement #09H/Ref RTC #134 by and between the City of Las Vegas and Clark County to reallocate funds in the agreement for West Charleston Boulevard from Antelope Way to Hualapai Way - Wards 1 and 2 (M. McDonald and L.B. McDonald)

PUBLIC WORKS DEPARTMENT - CONSENT

55. Approval of a Fifth Supplemental Interlocal Contract LAS 09 J 97 by and between the City of Las Vegas and the Clark County Regional Flood Control District to increase total funding for the Freeway Channel System - Alta Drive to UPRR ($416,400 - Clark County Regional Flood Control District) - Ward 5 (Weekly)

56. Approval of a Second Supplemental Interlocal Contract LAS 03 D 98 by and between the City of Las Vegas and the Clark County Regional Flood Control District to extend the design completion date through the construction period for the Gowan South Detention Basin Expansion - Ward 4 (Brown)

57. Approval of a Dedication from the City of Las Vegas, a municipal corporation for a portion of the Northeast Quarter (NE 1/4) of Section 4, T21S, R60E, M.D.M., for dedication of rights-of-way for a portion of cul de sac on Del Rey Avenue, west of Buffalo Drive 163-04-504-001 - Ward 1 (M. McDonald)

58. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northeast Quarter (NE 1/4) of Section 12, T20S, R59E, M.D.M., for an additional 5' width for drainage facilities located along Gilmore Channel alignment, west of Hualapai Way 137-12-501-011 - Ward 4 (Brown)

59. Approval to amend Right-of-Way Grant #N-55999 with the Bureau of Land Management to include drainage and flood control purposes on additional lands lying within portions of the East Half (E 1/2) of Section 23 and the Northeast Quarter (NE 1/4) of Section 26, T19S, R59E, M.D.M. for expansion of the CAM-10 Detention Basin facilities near the northwest corner of Ann Road and Puli - (Clark County)

60. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northwest Quarter (NW 1/4) of Section 25, T19S, R59E, M.D.M., for sewer purposes located south of Centennial Parkway, east of Barney Street 126-25-501-003 & 126-25-501-002 (Clark County)

61. Approval of the sale of water facilities within the Westcliff Drive-Cimarron Road to Rainbow Boulevard project, to be sold to the Las Vegas Valley Water District ($1.00) - Ward 2 (L.B. McDonald)

62. Approval of an encroachment request from D. R. Horton, Inc., owner (northeast corner of Jeanette Street and Dorrell Lane) - Ward 6 (Mack)

63. Approval of an Interlocal Agreement between the Las Vegas Valley Water District and the City of Las Vegas to construct water service laterals within the limits of the Mayfair Neighborhood Street Rehabilitation Project ($315,000 - City of Las Vegas Street Rehabilitation Fund) - Ward 5 (Weekly)

RESOLUTIONS - CONSENT

64. R-72-2001 - Approval of a Resolution directing the City Treasurer to prepare the Second Assessment Lien Apportionment Report re: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L. B. McDonald)

65. R-73-2001 - Approval of a Resolution approving the Second Assessment Lien Apportionment Report regarding: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L. B. McDonald)

66. R-74-2001 - Approval of a Resolution directing the City Treasure to prepare the Third Assessment Lien Apportionment Report re: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L. B. McDonald)

67. R-75-2001 - Approval of a Resolution approving the Third Assessment Lien Apportionment Report regarding: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L. B. McDonald)

68. R-76-2001 - Approval of a Resolution Making Provisional Order and Directing that Notice of Public Hearing thereon be given regarding: Special Improvement District No. 1479 - Mayfair Area ($108,839 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)

RESOLUTIONS - CONSENT

69. R-77-2001 - Approval of a Resolution Making Provisional Order and Directing that Notice of Public Hearing thereon be given regarding: Special Improvement District No. 1480 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) ($879,826.14 - Capital Projects Fund - Special Assessments) - Ward 4 (Brown)

REAL ESTATE COMMITTEE – CONSENT

70. Approval of a Land Lease Agreement between the City of Las Vegas and Southwestco Wireless, LP, d/b/a Verizon Wireless for a wireless communications system located on approximately 350 square feet of land at Lorenzi Park, known as Parcel Number 139-29-301-003 ($15,000 first year revenue - Parks Capital Improvement Projects) - Ward 5 (Weekly)

71. Approval of a Lease Agreement with Jim and Mary Pham for the Municipal Court Traffic School Facility, located at 2917 West Washington Avenue ($10,648 a month - Municipal Court - Rental of Land) - Ward 5 (Weekly)

72. Approval of a Security and Maintenance (SAM) Agreement between the City of Las Vegas and 900 West Owens, LLC, to provide security and maintenance services for City-owned common areas located at 1040 West Owens ($6,500 month - Community Development Block Grant (CDBG) Funds) - Ward 5 (Weekly)

73. Approval of the selection of American Bicycle Association (ABA) to negotiate a contract for planning, designing, constructing and operating a Professional Bicycle Motocross (BMX) Racing Facility located on approximately 2 acres of vacant land at Ed Fountain Park, 4367 Vegas Drive - Ward 5 (Weekly)

74. Approval of a Land Lease Agreement between the City of Las Vegas and Southwestco Wireless, LP, d/b/a Verizon Wireless for a wireless communications system located on approximately 665 square feet of land on Parcel Number 139-21-803-008 at Owens Avenue and J Street ($21,600 first year revenue) - Ward 5 (Weekly)

75. Approval of a Property Use Agreement with Holdings Manager LLC, for use of approximately 1.02 acres of City leased BLM land, located in the vicinity of Buffalo Drive and Deer Springs Way, known as Parcel Number 125-21-701-005 - Ward 6 (Mack)

DISCUSSION / ACTION ITEMS

CITY ATTORNEY - DISCUSSION

76. Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from May 16, 2001. Keith L. Wines, 1720 Walnut, Las Vegas, Nevada 89101

77. Discussion and possible action on Appeal of Work Card Denial: Heather Urry, 2251 South Fort Apache #205 D, Las Vegas, Nevada 89117

78. Discussion and possible action regarding settlement of Hernandez v. City of Las Vegas, et al.

79. Discussion and possible action regarding an Estoppel Certificate and Agreement for Isle of Capri Casinos pertaining to the Lady Luck parking garage

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

80. Discussion and possible action regarding Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Albertson's, Inc., dba Albertson's Express #6061, 4800 West Craig Rd., Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas, (NOTE: Item to be heard in the afternoon session in conjunction with Item #126 - Special Use Permit U-0031-00) - Ward 6 (Mack)

81. Discussion and possible action regarding Approval of a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Albertson's, Inc., dba Albertson's #6061, 4850 West Craig Rd., Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas, (NOTE: Item to be heard in the afternoon session in conjunction with Item #127 - Special Use Permit U-0032-00) - Ward 6 (Mack)

82. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Tavern Liquor License subject to Health Dept. regulations, From: Rancho Service Corporation, dba Aristocrat Fine Dining, Jan (Johannes) J. Leenders, Dir, Pres, Secy, Treas, 100%, To: Southwest Nevada Group, LLC, dba Aristocrat Bistro, 840 South Rancho Dr., Suite 7, Steven J. Keeter, Mmbr, and Cheryl A. Keeter, Mmbr, 100% jointly as husband and wife - Ward 1 (M. McDonald)

83. Discussion and possible action regarding Temporary Approval of a Change of Ownership for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, From: Jamal Jeberaeel, 100%, To: Raghid Kosa, dba Apollo Market, 1600 North Jones Blvd., Raghid Kosa, 100% - Ward 6 (Mack)

84. Discussion and possible action regarding Approval of a new Hypnotist License subject to the provisions of the planning codes, Saundra Corinth, dba Saundra Corinth, 2620 Regatta Dr., Suite 112, Saundra D. Corinth, 100%, (NOTE: Item to be heard in the afternoon session in conjunction with Item #132 - Special Use Permit U-0052-01) - Ward 4 (Brown)

85. Discussion and possible action regarding a One Year Review of an Independent Massage Therapist License, Hui Wang, dba Hui Wang, 2127 Paradise Rd., Suite B, Hui Wang, 100% - Ward 3 (Reese)

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

86. Discussion and possible action on directing staff to prepare a Resolution transferring 2001/2002 Private Activity Bond Volume Cap in the amount of $21,928,865 - $12,752,219 for Community Development Programs Center of Nevada to construct a new affordable senior housing project at Eastern and Searles and $9,176,646 for the State Housing Division for the single family first time homebuyer loan program - All Wards

PUBLIC WORKS DEPARTMENT - DISCUSSION

87. Report from the Department of Public Works City Engineers Division, on the status of Flood Control Projects

88. Discussion and possible action on a request for the permanent closure of Peseo Cresta Avenue at Hualapai Way ($5,000 - Non-Signal Intersection Improvement Fund) - Ward 2 (L. B. McDonald)

89. Report on long range transportation needs for the Las Vegas Valley

RESOLUTIONS - DISCUSSION

90. PUBLIC HEARING - R-78-2001 - Discussion and possible action regarding a resolution authorizing medium-term obligations in an amount of up to $25,000,000 for the purpose of acquiring, constructing, improving and equipping drainage and flood control projects for the City; directing the officers of the City to forward materials to the Department of Taxation; authorizing the sale of the City of Las Vegas, general obligation medium-term obligations in the maximum aggregate principal amount of $25,000,000 - Various wards

RESOLUTIONS - DISCUSSION

91. R-79-2001 - Discussion and possible action regarding a Resolution to Augment and Amend the Fiscal Year 2001 General Fund Budget

BOARDS & COMMISSIONS - DISCUSSION

92. ABEYANCE ITEM - CITIZENS PRIORITY ADVISORY COMMITTEE (CPAC) – Tom E. Paulus - Term Expiration 6-18-2001; Brian Craig Pearson – Term expiration 6-18-2001

93. ABEYANCE ITEM - PLANNING COMMISSION – Hank Gordon – Term Expiration 6-2001

94. SENIOR CITIZEN LAW PROJECT ADVISORY BOARD – Alan Sugar - Term Expires 7-5-2001; Judge Mark W. Gibbons – Term Expires 7-19-2001

95. ABEYANCE ITEM - Discussion and possible action on appointments of Council members to various City of Las Vegas and other jurisdictional Boards, Commissions and Authorities

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

96. Bill No. 2001-47 – Annexation No. A-0003-01(A) – Property Location: On the east side of Juliano Road approximately 330 feet south of Hickam Avenue; Petitioned By: Paul and Yvonne Milko Revocable Living Trust; Acreage: 2.59 acres; Zoned: R-E (County Zoning) U (DR) (City Equivalent); Sponsored by: Councilman Larry Brown

97. Bill No. 2001-48 – Annexation No. A-0007-01(A) – Property Location: On the west side of Mustang Street approximately 300 feet north of Cheyenne Avenue; Petitioned By: Karl and Susan Larsen Family Trust; Acreage: 0.64 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack

98. Bill No. 2001-51 – Amends the City's Uniform Administrative Code to increase the construction valuation basis for building permit fees. Proposed by: Paul Wilkins, Director of Building and Safety

99. Bill No. 2001-55 – Bond ordinance (Ordinance No. 5293 - Levies assessments originally adopted on February 7, 2001) is being amended to change the final payment date for Special Improvement District No. 808 (Summerlin Area) assessments after partial pre-payments from April 2011 to April 2021 - Ward 2 (L.B. McDonald)

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. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

100. Bill No. 2001-52 – Establishes a list of uses that may be permitted in the C-V Zoning District by means of special use permit. Sponsored by: Councilman Larry Brown

101. Bill No. 2001-53 – Adopts the Population Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development

102. Bill No. 2001-54 – Establishes an expedited procedure for the use of vehicle immobilizing devices under certain circumstances. Proposed by: Michael Sheldon, Director of Detention and Enforcement

NEW BILLS

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

103.Bill No. 2001-56 – Annexation No. A-0023-00(A) – Property Location: On the south side of Alexander Road approximately 300 feet east of Cimarron Road; Petitioned By: City of Las Vegas; Acreage: 2.65 acres; Zoned: R-E (County Zoning) U (L) (City Equivalent); Sponsored by: Councilman Larry Brown

104.Bill No. 2001-57 – Adopts the Housing Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development

105.Bill No. 2001-58 – Amends the Zoning Code to allow withdrawal management facilities in certain zoning districts either as a permitted use or a conditional use. Sponsored by: Councilman Larry Brown

106.Bill No. 2001-59 – Adopts development agreement with Triad Development, LLC for the development of property within the Summerlin Village Center Area. Proposed by: Robert S. Genzer, Director of Planning and Development

107.Bill No. 2001-60 – Amends the Zoning Code to establish minimum development size requirements for new motor vehicle sales located in Centennial Hills. Sponsored by: Councilman Michael Mack

108.Bill No. 2001-61 – Creates a new misdemeanor crime for individuals who sell drug paraphernalia in the City of Las Vegas. Sponsored by: Mayor Oscar Goodman

109.Bill No. 2001-62 – Readopts LMVC 10.02.010 to make all State misdemeanors likewise City misdemeanors. Proposed by: Bradford R. Jerbic, City Attorney

CLOSED SESSION – To Be Held at Conclusion of Morning Session

Upon a duly carried Motion, a closed meeting is called in accordance with NRS 241.030 to discuss the following items:

A. City Manager's Annual Performance Review

B. City Attorney's Annual Performance Review

1:00 P.M. - AFTERNOON SESSION

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

PUBLIC HEARINGS - DISCUSSION

111.Public hearing to consider the report of expenses to recover costs for abatement of dangerous building/demolition located at 1721 S. Eastern Avenue. PROPERTY OWNER: GERTRUD KOCH - Ward 3 (Reese)

112.Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 3518 Navajo Way. PROPERTY OWNER: WHITE MOUNTAIN SERVICES CORP - Ward 5 (Weekly)

PLANNING & DEVELOPMENT DEPARTMENT

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 DEPARTMENT – DISCUSSION

113. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0003-01 - STEINBERG LIVING TRUST - Request to amend a portion of the Southeast Sector of the General Plan FROM: R (Rural Density Residential) TO: O (Office) of 2.82 Acres on the east side of Rancho Drive, approximately 300 feet south of Charleston Boulevard (APN's: 162-04-101-011, 012 and 014), Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL

114. REZONING RELATED TO GPA-0003-01 - PUBLIC HEARING - Z-0013-01 - STEINBERG LIVING TRUST - Request for a Rezoning FROM: R-E (Residence Estates) TO: P-R (Professional Office and Parking) Zone on 2.82 Acres on the east side of Rancho Drive, approximately 300 feet south of Charleston Boulevard (APN's: 162-04-101-011, 012 and 014), PROPOSED USE: OFFICE BUILDINGS, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL

115. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0119-00(1) - JIMMY LEE BANKS, ET AL ON BEHALF OF JACK IN THE BOX, INC. - Request for a Site Development Plan Review FOR A 2,867 SQUARE FOOT COMMERCIAL BUILDING (Jack In The Box) on the northeast corner of Martin L. King Boulevard and Lake Mead Boulevard, (APN's: 139-21-610-218, 219, 220, 221, and a portion of 139-21-610-296), R-2 (Medium-Low Density Residential) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

116. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0021-01(1) - DORRELL FRONTAGE, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 200-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 30.42 acres located approximately 660 feet south of Elkhorn Road, approximately 660 feet north of Deer Springs Way, and approximately 330 feet east of Fort Apache Road (APN: 125-20-101-013, 014, and 125-20-201-002 through 005), U (Undeveloped) [ML-EXP (Medium-Low) General Plan Designation], [PROPOSED: TC (Town Center)], Ward 6 (Mack). The Planning Commission (3-0-1 vote) and staff recommend APPROVAL

117. ABEYANCE ITEM - AMENDMENT TO THE IRON MOUNTAIN RESIDENTIAL PLANNED DEVELOPMENT MASTER PLAN - PUBLIC HEARING - Z-0016-98(2) - WHISPERING TETON, LIMITED LIABILITY COMPANY - Request to amend the Iron Mountain Ranch Residential Planned Development Master Plan TO REMOVE 16.71 ACRES FROM THE OVERALL PLAN AREA located on the southwest corner of Bradley Road and Grand Teton Road (APN: 125-13-101-004), R-E (Residence Estates) Zone under Resolution of Intent to R-PD3 (Residential Planned Development - 3 Units per Acre), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL

118. ABEYANCE ITEM - REZONING RELATED TO Z-0016-98(2) - PUBLIC HEARING - Z-0015-01 - WHISPERING TETON, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD3 (Residential Planned Development - 3 Units per Acre) for 16.71 Acres on the southwest corner of Bradley Road and Grand Teton Road (APN: 125-13-101-004), PROPOSED USE: 63 LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). Staff recommends DENIAL if Z-0016-98(2) is denied, and APPROVAL if Z-0016-98(2) is approved. The Planning Commission (5-0-1 vote) recommends APPROVAL

119. VACATION - PUBLIC HEARING - VAC-0007-01 - RAUL AND GUADALUPE GIL - Petition to Vacate a portion of the south side of California Street generally located between Commerce Street and Third Street, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

120.REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0020-91(2) - SAXTON DEVELOPMENT - Required Five Year Review on an Approved Variance WHICH ALLOWED THE RELOCATION OF TWO OFF-PREMISE ADVERTISING (BILLBOARD) SIGNS WITH A 550 FOOT SEPARATION BETWEEN THE SIGNS WHERE 750 FEET IS REQUIRED located on the northeast corner of Martin L. King Boulevard and Mineral Circle, (APN: 139-33-510-002), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

121.VARIANCE - PUBLIC HEARING - V-0027-01 - GENE E. AND LYNNE R. WIGGINS - Request for a Variance TO ALLOW AN EXISTING DETACHED ACCESSORY STRUCTURE 2 FEET 6 INCHES FROM THE SIDE PROPERTY LINE WHERE 3 FEET IS THE MINIMUM SETBACK ALLOWED at 1725 Carson Avenue (APN: 139-35-413-058), R-1 (Single Family Residential) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

122.VARIANCE - PUBLIC HEARING - V-0028-01 - LEE GATES - Request for a Variance TO ALLOW A PROPOSED MULTI-FAMILY RESIDENTIAL DWELLING TO BE CONSTRUCTED NINE FEET AND EIGHTEEN FEET FROM THE SIDE PROPERTY LINES WHERE THE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A MINIMUM SIDE SETBACK OF EIGHTY-SEVEN FEET at 512 West Adams Avenue (APN: 139-27-210-095), R-4 (High Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

123.SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0028-01 - PUBLIC HEARING - SD-0023-01 - LEE GATES - Request for a Site Development Plan Review and a Reduction in the amount of Required Perimeter Landscaping FOR A PROPOSED 7-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT at 512 West Adams Avenue (APN: 139-27-210-095), R-4 (High Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

124.VARIANCE - PUBLIC HEARING - V-0029-01 - CARL L. WATSON AND WANDA R. FOSTER LIVING TRUST ON BEHALF OF IGLESIA PENTECOSTAL UNIDA HISPANA - Request for a Variance TO ALLOW A PROPOSED 12,289 SQUARE FOOT CHURCH BUILDING TO BE SETBACK 30 FEET FROM THE FRONT PROPERTY LINE WHERE THE MINIMUM REQUIRED FRONT YARD SETBACK IS 50 FEET on the southeast corner of Harris Avenue and Shelby Street, (APN's: 139-25-410-001 and 002), R-E (Residence Estates) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

125.SPECIAL USE PERMIT RELATED TO V-0029-01 - PUBLIC HEARING - U-0053-01 - CARL L. WATSON AND WANDA R. FOSTER LIVING TRUST ON BEHALF OF IGLESIA PENTECOSTAL UNIDA HISPANA - Request for a Special Use Permit and Site Development Plan Review FOR A PROPOSED 12,289 SQUARE FOOT CHURCH on the southeast corner of Harris Avenue and Shelby Street, (APN's: 139-25-410-001 and 002), R-E (Residence Estates) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

126.TABLED ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0031-00 - AMERICAN STORE PROPERTIES, INC. - Request for a Special Use Permit FOR THE OFF-PREMISE SALE OF BEER AND WINE IN CONJUNCTION WITH A PROPOSED ALBERTSON'S CONVENIENCE STORE on the northwest corner of Craig Road and Decatur Boulevard (APN: 138-01-619-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). (NOTE: This item to be heard in conjunction with Morning Session Item #80) The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

127.TABLED ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0032-00 - AMERICAN STORES PROPERTIES, INC. - Request for a Special Use Permit FOR THE SALE OF PACKAGED LIQUOR IN CONJUNCTION WITH A PROPOSED ALBERTSON'S SUPERMARKET on the northwest corner of Craig Road and Decatur Boulevard (APN: 138-01-619-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). (NOTE: This item to be heard in conjunction with Morning Session Item # 81) The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

128.SPECIAL USE PERMIT - PUBLIC HEARING - U-0160-96 - HENRY C. AND RONA LIM - Required Five Year Review on an Approved Variance/Use Permit WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN 250 FEET FROM A RESIDENTIALLY ZONED PROPERTY WHERE 300 FEET IS THE MINIMUM DISTANCE SEPARATION ALLOWED ON PROPERTY located at 1100 South Jones Boulevard, (APN: 163-01-101-007), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (4-3 vote) and staff recommend APPROVAL

129.SPECIAL USE PERMIT - PUBLIC HEARING - U-0048-01 - PLAZA NORTH ON BEHALF OF DON AND CLAUDIA GLOUDE - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR IN CONJUNCTION WITH AN EXISTING RESTAURANT (TASTE OF N'AWLINS) at 9320 Sun City Boulevard, #101 (APN: 138-18-614-001), PC (Planned Community) Zone, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

130.SPECIAL USE PERMIT - PUBLIC HEARING - U-0049-01 - WILLIAM MIGUEL ON BEHALF OF E & T PRODUCE COMPANY, LIMITED LIABILITY COMPANY - Request for a Special Use Permit and a Waiver of the minimum 400 foot separation from an existing child care facility TO ALLOW PACKAGED LIQUOR SALES IN CONJUNCTION WITH A GROCERY STORE (King Ranch Market) located at 755 North Nellis Boulevard, (APN's: 140-29-802-003 and 005), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

131.SPECIAL USE PERMIT - PUBLIC HEARING - U-0051-01 - HALLE ENTERPRISES, LIMITED LIABILITY COMPANY ON BEHALF OF DISCOUNT TIRE COMPANY - Request for a Special Use Permit FOR AN EXISTING 7,782 SQUARE FOOT MINOR AUTOMOTIVE REPAIR FACILITY (DISCOUNT TIRE) at 7401 West Lake Mead Boulevard (APN: 138-22-302-009), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

132.SPECIAL USE PERMIT - PUBLIC HEARING - U-0052-01 - DESERT SHORES GROUP, LIMITED LIABILITY COMPANY ON BEHALF OF SAUNDRA CORINTH - Request for a Special Use Permit FOR A PROPOSED HYPNOTHERAPY BUSINESS at 2620 Regatta Drive #113 (APN: 138-16-714-001), C-1 (Limited Commercial) Zone, Ward 4 (Brown). (NOTE: This item to be heard in conjunction with Morning Session Item #84) The Planning Commission (7-0 vote) and staff recommend APPROVAL

133.REZONING - PUBLIC HEARING - Z-0019-01 - F & F PARTNERS, ET AL - Request for a Rezoning FROM: R-E (Residence Estates) and R-E (Residence Estates) under Resolution of Intent to C-1 (Limited Commercial) TO: C-1 (Limited Commercial) on 31.7 acres on the northwest corner of the intersection of Centennial Parkway and Decatur Boulevard (APN: 125-24-802-003 through 009), PROPOSED USE: COMMERCIAL CENTER, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

134.ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0030-00 - HOWARD HUGHES CORPORATION - Request to Amend a portion of the Southeast Sector of the General Plan FROM: GC (General Commercial) TO: M (Medium Density Residential) on 15.3 acres approximately 320 feet west of Rancho Drive between Lake Mead Boulevard and Coran Lane (APN: 139-19-601-003), Ward 5 (Weekly). Staff recommends APPROVAL. The Planning Commission was unable to obtain a super majority vote therefore this item will be forwarded to the City Council with a DENIAL recommendation

135.ABEYANCE ITEM - REZONING RELATED TO GPA-0030-01 - PUBLIC HEARING - Z-0096-00 - HOWARD HUGHES CORPORATION - Request for a Rezoning FROM: C-2 (General Commercial) TO: R-3 (Apartments) on 15.3 acres located approximately 320 feet west of Rancho Drive, between Lake Mead Boulevard and Coran Lane (APN: 139-19-601-003), PROPOSED USE: APARTMENTS, Ward 5 (Weekly). The Planning Commission (2-1-2 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

136.GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0018-00 - NEW HOMES, LIMITED LIABILITY COMPANY - Request to Amend a portion of the Northwest Sector of the General Plan FROM: ML (Medium-Low Density Residential) TO: SC (Service Commercial) on 1.72 acres on the northwest corner of the intersection of Ann Road and Decatur Boulevard (APN: 125-25-801-009), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

137.REZONING RELATED TO GPA-0018-00 - PUBLIC HEARING - Z-0059-00 - NEW HOMES, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) under Resolution of Intent to R-CL (Single Family Compact-Lot) TO: C-1 (Limited Commercial) on 1.72 acres on the northwest corner of the intersection of Ann Road and Decatur Boulevard (APN: 125-25-801-009), PROPOSED USE: 15,620 SQUARE FOOT DRUG STORE, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

138.SPECIAL USE PERMIT RELATED TO GPA-0018-00 AND Z-0059-00 - PUBLIC HEARING - U-0091-00 - NEW HOMES, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR THE SALE OF PACKAGED LIQUOR IN CONJUNCTION WITH A PROPOSED DRUG STORE (SAV-ON) on the northwest corner of the intersection of Ann Road and Decatur Boulevard (APN: 125-25-801-009), R-E (Residence Estates) under Resolution of Intent to R-CL (Single Family Compact-Lot) Zone [PROPOSED C-1 (Limited Commercial)], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

139.SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0018-00, Z-0059-00 AND U-0091-00 - PUBLIC HEARING - Z-0059-00(1) - NEW HOMES, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 15,620 SQUARE FOOT DRUG STORE (SAV-ON) on 1.72 acres on the northwest corner of the intersection of Ann Road and Decatur Boulevard (APN: 125-25-801-009), R-E (Residence Estates) under Resolution of Intent to R-CL (Single Family Compact-Lot) Zone [PROPOSED C-1 (Limited Commercial)], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

140.VACATION - PUBLIC HEARING - VAC-0003-01 - GREENGALE PROPERTIES, LIMITED LIABILITY COMPANY ON BEHALF OF JEFF GALE - Petition to Vacate Rio Vista Street between Haley Avenue and Dorrell Lane, and Haley Avenue between Tenaya Way and Rio Vista Street, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

141.SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDINGS OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

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

Downtown Transportation Center, City Clerk's Posting Board; Senior Citizen Center, 450 E. Bonanza Road; Clark County Government Center, 500 S. Grand Central Parkway; Court Clerk's Office Bulletin Board, City Hall Plaza; City Hall Plaza, Special Outside Posting Bulletin Board

EXHIBIT "B"

(Attach Affidavit of Publication)

RECEIVED
CITY CLERK

2001 JUN 13 A 11: 37

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK 2296311LV
1752208

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 06/08/01 to 06/08/2001, on the following days: JUNE 8, 2001

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 11

day of June 2001

Mary B. Sheffield

Notary Public

MARY B. SHEFFIELD
Notary Public State of Nevada
No. 99-53968-1
My appt. exp. Mar. 8, 2003

NOTICE OF HEARING AND OF INTENTION TO AUTHORIZE A MEDIUM-TERM OBLIGATION BY THE CITY OF LAS VEGAS, NEVADA

NOTICE is hereby given th[illegible] City Council of the C[illegible]s Vegas, Nevada (t[illegible]uncil" and "City", re[illegible]vely) will hold a public hearing at a regular meeting to be held on Wednesday, June 20, 2001 at the hour of 9:00 a.m. in the Council Chambers, Las Vegas City Hall Complex, 400 Stewart Avenue, Las Vegas, Nevada to act upon a resolution authorizing medium-term obligations of the City in the maximum principal amount of $25,000,000 to enable the Council to pay all or a portion of the cost of acquiring, constructing, improving and equipping sewerage, drainage and flood control projects in the City as defined in NRS 268.682 and 268.714.

The loan is not proposed to be repaid in whole or in part by the levy of a tax exempt from the limitations on taxes ad valorem, but is to be repaid from legally available funds of the City, including [illegible]thout limitation, re[illegible] in the City's Sanit[illegible]nd estimated to be [illegible]able in the amount of $3,000,000 per year and the City's General Fund estimated to be available in the amount of $3,000,000 per year, of which up to $25,000,000 is anticipated to be reimbursed to the City from revenues of the Clark County Regional Flood Control District when available.

The form of the resolution authorizing such medium-term obligations, to be considered by the Council after such hearing and other information concerning such medium-term obligations and the purpose for which it is proposed to be used, may be examined in the office of the City Clerk, City Hall Complex, 400 Stewart Avenue, Las Vegas, Nevada. All persons are invited to attend and to be heard regarding the proposed action. Prior to the hearing, written comments may be filed with the City Clerk at the aforementioned address.

Publication Date: June 8, 2001.
By order of the City Council of the City of Las Vegas, Nevada, this June 6, 2001.

/S/ Barbara Jo Ronemus
City Clerk
(SEAL)
PUB: June 8, 2001
LV Review-Journal

EXHIBIT "C"

(Minutes of Public Hearing)

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City of Las Vegas

Agenda Item No. 90

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: JUNE 20, 2001

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT ☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

RESOLUTIONS:

PUBLIC HEARING - R-78-2001 - Discussion and possible action regarding a resolution authorizing medium-term obligations in an amount of up to $25,000,000 for the purpose of acquiring, constructing, improving and equipping drainage and flood control projects for the City; directing the officers of the City to forward materials to the Department of Taxation; authorizing the sale of the City of Las Vegas, general obligation medium-term obligations in the maximum aggregate principal amount of $25,000,000 - Various wards

Fiscal Impact

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

PURPOSE/BACKGROUND:

The Clark County Regional Flood Control District has entered into an interlocal agreement with the City in which commitments were made to fund certain flood control projects within the City of Las Vegas within four years. The City is incurring medium-term obligations as interim financing for these projects.

RECOMMENDATION:

It is recommended that the City Council approve this resolution.

BACKUP DOCUMENTATION:

1. Resolution No. R-78-2001 - 2001 Medium-Term Drainage and Flood Control Authorization
2. Submitted at meeting: Flood Project – RFCD Advance Funding Financing

MOTION:

REESE – APPROVED- UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MARK VINCENT, Director of Finance and Business Services, explained that this was his department's contribution to assisting with the City's accelerated program in relation to flood control projects. He stated that the Flood Control District has internal policies that govern how

City of Las Vegas

Agenda Item No. 90

CITY COUNCIL MEETING OF JUNE 20, 2001
Finance and Business Services
Item 90 – Public Hearing – R-78-2001

MINUTES – Continued:

much debt service they are willing to carry. The balance of the their money is used for pay-as-you-go projects and annual operating expenditures. Consequently, the Flood Control District adopted a new policy to enter into advance funding inter-local agreements up to $40 million in total, whereby they agree that they have no current funding available but would promise to make reimbursements within a guaranteed time frame based on conservative revenue projections and the anticipated length of the project.

MR. VINCENT commented that in the case that money needed to be drawn down, a bank agreement promissory note would be entered into. He emphasized that bank financing is only done with the Treasury Department and there are no outside financial advisors or fees. If it is decided not to go forward, the inter-local agreement would be cancelled, leaving it available for another entity to make a submission.

NOTE: See Item No. 87 for related discussion.

(11:01 – 11:04)

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