

RESOLUTION NO. R-132-2001

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1469 - 4TH STREET (WASHINGTON AVENUE TO ADAMS AVENUE); FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE FINAL ASSESSMENT ROLL FOR THE DISTRICT WILL BE HEARD; PROVIDING FOR THE MANNER OF GIVING NOTICE OF THE HEARING ON THE FINAL ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Public Hearing Notice

WHEREAS, the City Council of the City of Las Vegas in the County of Clark, State of Nevada, (hereinafter the "City Council" and the "City" respectively) pursuant to an ordinance heretofore adopted (hereinafter the "Creation Ordinance") created City of Las Vegas, Nevada, Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (hereinafter the "District") and ordered the acquisition of certain public improvements within the District (hereinafter the "Project"); and

WHEREAS, the City Council, by resolution heretofore adopted, has authorized the proper officers of the City to execute a construction contract on behalf of the City in accordance with NRS 271.335, for the Project, all as provided by law; and

WHEREAS, the City Council has heretofore determined that a portion of the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the improvements in the Project; and

WHEREAS, NRS 271.360 provides that the City Council may determine the cost of the Project to be assessed after making the construction contract, or after determining the net cost to the City, but not necessarily after the completion of the Project; and

WHEREAS, in accordance with NRS 271.360, the City Council has determined and does hereby declare that the net cost to the City for the Project (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$533,850.36, of which \$483,079.25 is available from other sources and \$50,771.11 is to be assessed upon the benefited lots, tracts and parcels of land in the District, which the City Council has determined will receive special benefits and corresponding market value increases from the Project; and

WHEREAS, the City Council by resolution heretofore adopted, directed the City Engineer (with the assistance of the Engineering Integration Division) to make out a final assessment roll; and

WHEREAS, the City Council, together with the City Engineer, made out a final assessment roll for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed; a description of each lot, tract, or parcel of land to be assessed; and the amount of the proposed assessment to be levied thereon; and the City Engineer has reported the final assessment roll to the City Council and the City Engineer has prepared and has filed the final assessment roll with the City Clerk; and

WHEREAS, the City Council has determined, and does hereby determine, that all of the assessable property in the City which is specially benefited by the improvements to be acquired in the District and only that property, which is so specially benefited, is included on the final assessment roll; and

WHEREAS, the City Council has also determined, and does hereby determine, that the notice for a hearing on the final assessment roll, which is provided for herein, is reasonably calculated to inform each interested person of the proceedings concerning the District, which may directly and adversely affect his or her legally protected rights and interests.

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

Section 1. 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, be, and the same hereby is, ratified, approved and confirmed.

Section 2. A portion of the total cost of the District, to the City, including all necessary incidentals, which either have been or will be incurred in connection with the District, shall be paid by the assessable property in the District as designated in the Creation Ordinance. The total cost of the District shall be apportioned and the amount to be assessed shall be as follows:

| Total Cost | Estimated Amount of Special Assessments | Amount Available from Other Sources |
|---------------|--|--|
| \$ 533,850.36 | \$ 50,771.11 | \$ 483,079.25 |

Section 3. The final assessment roll for the District has been examined by the City Council, is tentatively approved, and is ordered filed in the office of the City Clerk.

Section 4. Wednesday, December 5, 2001 at 1:00 P.M., at the City of Las Vegas Council Chambers, 400 Stewart Avenue, Las Vegas, Nevada, be, and the same hereby is, fixed as the date, time and place when the City Council will hear and consider complaints, protests and objections to the final assessment roll, to the amount of each of the assessments, and to the regularity of the proceedings in making such assessments (whether made verbally or in writing) by the owners of the assessable property specially benefited by the Project in "City of Las Vegas, Nevada, Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue)" and proposed to be assessed, or by any party or person interested, and by all parties or persons aggrieved by such assessments.

Section 5. The City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City and a newspaper of general circulation in the District. Such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication in said newspaper to be at least 15 days prior to the date of the protest hearing. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication in such newspaper and the last publication in the same newspaper. Service by publication shall be verified by the affidavit of the publishers or his designee and filed with the City Clerk. In accordance with NRS 271.380 (2), the City Clerk or Deputy City Clerk shall also give notice by registered or certified mail by depositing a copy of such notice in the United States mail, postage prepaid, as first-class mail, at least 20 days prior to such hearing, to the last known owner or owners of each tract being assessed at his or their last-known address or addresses. Proof of mailing shall be made by the affidavit of the City Clerk or Deputy City Clerk and such proof shall be filed with the City Clerk, provided however, that failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments and special assessments bonds issued (if such special assessment bonds are hereafter issued) appertaining thereto, have been paid in full, both principal and interest, or any claim is barred by an appropriate statute of limitations. The City Council of City of Las Vegas hereby determines that the manner of giving notice herein provided by publication and by registered or certified mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levying of assessments,

which may directly and adversely affect their legally protected interests. Such notice shall be provided in NRS 271.380 and shall be substantially in the following form:

(Start of Form)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1469 - 4TH STREET (WASHINGTON AVENUE TO ADAMS AVENUE).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2001-5 for City of Las Vegas, Nevada, Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 7, 2001, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours. The boundaries of the District are described in the Special Improvement District No. 1469 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

4th Street (EAST SIDE) - from the centerline of Washington Avenue northerly along 4th Street to the centerline of Adams Avenue (40' right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracks of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provide those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of those lots

abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of a full pavement section, curb and gutter, sidewalk, driveway approaches and streetlights, where not already existing. The owners of property who elected to have water or sewer laterals installed will be assessed per foot of lateral installed on a per service or unit lot basis. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of such tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the District. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 5, 2001, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, November 30, 2001, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, or of the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally, and the City Council shall have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any

assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing;
and,
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective; or all or any part of such assessments may, at the election of the owner, be paid thereafter in twenty (20) substantially equal semi-annual installments of principal until paid in full with interest in all cases on the unpaid and deferred installments of principal from the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City Council shall by resolution provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds" which is most recently published before the time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties (at a rate not exceeding two percent (2%) per month) shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this November 7, 2001.

BARBARA JO RONEMUS, City Clerk

(End of Form)

Section 6. The owner or owners of any lot, tract or parcel of land which is assessed in such final assessment roll, whether named or not in such roll, or any person interested, or any parties aggrieved, may, within three days prior to the date set for the hearing, file with the office of the City Clerk his or her complaints, protests, or objections in writing to said assessment.

Section 7. Whenever any notice is mailed as herein provided, the fact that the person to whom it was addressed does not receive it shall not in any manner invalidate or affect the legality of the notice thereby given.

Section 8. 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 9. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 10. If any section, paragraph, clause, or 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 provision shall in no way affect any remaining provisions of this Resolution.


Section 11. The City Council has determined, and does hereby declare, that this Resolution shall be in effect immediately after its passage in accordance with law.

PASSED and APPROVED on November 7, 2001.



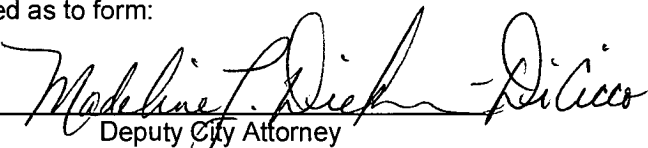
OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to form:

10-24-01 
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 November 7, 2001.

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 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 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) 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

(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 November 7, 2001 is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this November 7, 2001.

(SEAL)



BARBARA JO RONEMUS, City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)

City of Las Vegas

CITY COUNCIL AGENDA

NOVEMBER 7, 2001 TABLE OF CONTENTS

| | |
|--------------------|------|
| Ceremonial Matters | Pg 1 |
| Business Items | Pg 2 |

CONSENT

| | |
|-----------------------------|----------|
| Finance & Business Services | Pg 2 – 5 |
| Human Resources Department | Pg 5 |
| Leisure Services Department | Pg 5 |
| Public Works Department | Pg 5 – 6 |
| Resolutions | Pg 6 |
| Real Estate Committee | Pg 7 |

DISCUSSION

| | |
|---|------------|
| Administrative | Pg 7 |
| City Attorney | Pg 7 |
| Finance & Business Services | Pg 7– 8 |
| Leisure Services Department | Pg 8 |
| Neighborhood Services Department | Pg 8 |
| Planning & Development Department | Pg 9 |
| Public Works Department | Pg 9 |
| Resolutions | Pg 9 |
| Boards & Commissions | Pg 9 |
| Recommending Committee Reports <i>(Bills eligible for adoption at this meeting)</i> | Pg 10 |
| Recommending Committee Reports <i>(Bills eligible for adoption at a later meeting)</i> | Pg 10 – 11 |
| New Bills | Pg 11 |

AFTERNOON

| | |
|--|------------|
| Afternoon Session | Pg 12 |
| Public Hearings | Pg 12 |
| Planning & Development | Pg 12 – 16 |
| Addendum <i>(Item heard by Department)</i> | Pg 16 |
| Citizens Participation | Pg 16 |



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.

NOVEMBER 7, 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 \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF \$5.00 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 - PASTOR KEN LIEBER, FAITH COMMUNITY LUTHERAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- RECOGNITION OF 2001 AMATEUR SOFTBALL ASSOCIATION "B" CHAMPIONSHIP
- PROCLAMATION PRESENTATION TO THE NEVADA TOBACCO USERS' HELPLINE DECLARING NOVEMBER AS NoNic MONTH
- RECOGNITION OF EAGLE SCOUT TROOP FROM THE MIRABELLI COMMUNITY CENTER
- RECOGNITION OF PROSTATE AWARENESS MONTH
- RECOGNITION OF GEOGRAPHIC INFORMATION SYSTEMS DAY

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 October 3, 2001 and Special City Council Meeting of October 2, 2001

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.

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

3. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
4. Approval of a new Package Liquor License, Costco Wholesale Corporation, dba Costco Wholesale #685, 801 South Pavilion Center Drive, James D. Sinegal, Dir, CEO, Pres, Jeffrey H. Brotman, Dir, Harold E. Kaplan, VP, Treas - Ward 2 (L.B. McDonald)
5. Approval of a new Beer/Wine/Cooler On-sale Liquor License, Marc's, Inc., dba Marc's, 7290 West Lake Mead Blvd., #1, Marcus T. Ritz, Dir, Pres, Secy, Treas, 100% - Ward 4 (Brown)
6. 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, Jamal Jeberaeel, dba Bells Market, 720 West Owens Ave., Jamal Jeberaeel, 100% - Ward 5 (Weekly)
7. Approval of Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License, Ibarra & Ibarra, dba From: Taco Factory, To: El Borrego De Oro, 640 North Eastern Ave., Salvador R. Ibarra and Dora Ibarra, 100% jointly as husband and wife - Ward 3 (Reese)
8. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #135, 1421 North Jones Blvd.; Raley's Store #139, 9200 West Sahara Ave.; Raley's Store #142, 3864 West Sahara Ave., Jerry E. Cook, Dir - Ward 1 (M. McDonald)
9. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #140, 8570 West Lake Mead Blvd.; Raley's Store #145, 120 South Rainbow Blvd., Jerry E. Cook, Dir - Ward 2 (L.B. McDonald)
10. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #136, 3160 North Rainbow Blvd.; Raley's Store #141, 4821 West Craig Rd., Jerry E. Cook, Dir - Ward 4 (Brown)
11. Approval of Manager for a Package Liquor License, Albertsons, Inc., dba Albertson's #6016, 10250 West Charleston Blvd., Tony A. Prey, Gen Mgr - Ward 2 (L.B. McDonald)
12. Approval of Manager for a Tavern Liquor License, Jim Colbert Golf, Inc., dba Colbert Fogler Golf Enterprises, 4300 West Washington Ave., Timothy S. Chew, Gen Mgr - Ward 5 (Weekly)
13. Approval of Manager for a Tavern Liquor License, Aramark Sports and Entertainment Services, Inc., dba Aramark Sports and Entertainment Services, Inc., 850 North Las Vegas Blvd., Christine M. Kendzora-Banghart, Gen Mgr - Ward 5 (Weekly)

| |
|---|
| FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT |
|---|

14. Approval of Change of Ownership and Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes and Health Dept. regulations, From: Pre-Tul Nevada Restaurants Corp., dba Presutti's Tomatoes, Fausto Presutti, Dir, Pres, Neil J. D. Tulloch, Dir, Secy, Treas, 50%, Cavate Enterprise Ltd., 50%, Fausto Presutti, Sole Officer, 100%, To: Central Park West, Inc., dba Central Park West, 4760 West Sahara Ave., Suite 1, Ronald C. Smilow, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
15. Approval of Change of Ownership and Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations, From: JRW, Inc., dba Boomers Restaurant & Lounge, Randy C. Miller, Dir, Pres, Secy, Treas, 100%, To: B.A.B., LLC, dba Boomers, 3200 Sirius Ave., Jon R. Huff, Mgr, Mmbr, 70%, Todd P. Wellman, Mgr, Mmbr, 30% - Ward 1 (M. McDonald)
16. Approval of a new Restricted Gaming License for 15 slots, E & T Produce Co., LLC, dba King Ranch Market #8, 755 North Nellis Blvd., Aner J. Iglesias, Mmbr, 50%, William P. Miguel, Mmbr, 25%, Constantino Miguel, Mmbr, 25% - Ward 3 (Reese)
17. Approval of a new Restricted Gaming License for 15 slots, E & T Produce Co., LLC, dba King Ranch Market #6, 840 North Decatur Blvd., Aner J. Iglesias, Mmbr, 50%, William P. Miguel, Mmbr, 25%, Constantino Miguel, 25% - Ward 5 (Weekly)
18. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 5 slots, United Coin Machine Co., db at 7-Eleven Food Store #13681, 4950 West Charleston Blvd. - Ward 1 (M. McDonald)
19. Approval of Change of Location for a Slot Operator License, Heritage Coin, Inc., dba Heritage Coin, Inc., From: 2501 North Green Valley Pkwy., Suite 108, To: 198 North Pecos Rd., Michael Zarvian, Dir, Pres, Laretta D. Zarvian, Dir, VP - (Henderson)
20. Approval of a new Burglar Alarm Service License, Fox Security, Inc., dba Fox Security, Inc., 3167 West Tompkins Ave., Mark Fox, Pres, Secy, Treas, 100% - (County)
21. Approval of a new Burglar Alarm Service License, HP Media Group, dba HP Media Group, 3725 West Teco Ave., Suite 8, Michael Heck, Pres, Kevin D. Peltier, Secy, Treas - (County)
22. Approval of Change of Location for a Burglar Alarm License, Hometronic, dba Hometronic, From: 3725 West Teco Ave., Suite 8, To: 3560 Polaris Ave., Suite 17, Dean M. Poser, Dir, Pres, 100% - (County)
23. Approval of Change of Business Name for a Locksmith License, T&T Las Vegas, Inc., dba From: Pop-A-Lock, To: Express Roadside Assistance, 280 Greg Street, Suite 18, Eugene Temen, Dir, Pres, Secy, Treas, 100% - (Reno, Nevada)
24. Approval of a new Independent Massage Therapist License, Kristi J. Black, dba Kristi J. Black, 10234 James Harbin Ave., Kristi J. Black, 100% - Ward 4 (Brown)
25. Approval of a new Independent Massage Therapist License, Maria Maguire, dba Maria Maguire, 7310 Smoke Ranch Road, Suite M, Maria E. Maguire, 100% - Ward 4 (Brown)
26. Approval of a new Independent Massage Therapist License, Jacqueline L. Dunne, dba Positive Touch, 6320 Molino Street, Jacqueline L. Dunne, 100% - Ward 6 (Mack)
27. Approval of a new Independent Massage Therapist License, Evelyn A. Fanning, dba Evelyn A. Fanning, 6981 South Arville Street, Evelyn A. Fanning, 100% - (County)
28. Approval of a new Independent Massage Therapist License, Dawn M. Woeslaw, dba A Touch of Dawn, 8123 Alpine Fir Ave., Dawn M. Woeslaw, 100% - (County)
29. Approval of a new Independent Massage Therapist License, Tiffany Barney, dba Tiffany Barney, 6725 Barney Lane, Tiffany S. Barney, 100% - (County)
30. Approval of a new Independent Massage Therapist License, Everardo Banda, Jr., dba Everardo Banda, Jr., 5464 Northridge Lane, Everardo Banda, Jr., 100% - (County)

| |
|---|
| FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT |
|---|

31. Approval of a new Massage Establishment License, Complete Cosmetic Medical Spa, Inc., dba European Treatment Centers, 7720 West Sahara Ave., Suite 103, Vera F. Barnes-Gordon, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
32. Approval of a new Massage Establishment License subject to the provisions of the fire codes, Yin Lai, dba Pearl of the Orient Acupressure and Massage, 3909 West Sahara Ave., Suite 6, Yin Lai, 100% - Ward 1 (M. McDonald)
33. Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Sun City Spas, Inc., dba Sun City Spas, Inc., 2033 Paradise Road, James R. Ernsberger, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
34. Approval of Change of Ownership for a Pawnbroker License and Class II Secondhand Dealer License, From: Craig McCall, dba Pawn Plus IV, To: ASAP Auto Pawn, Inc., dba Pawn Plus IV, 1237 East Sahara Ave., Jerome L. Ryan, Mgr, 10% - Ward 3 (Reese)
35. Approval of Change of Location for a Class II Secondhand Dealer License, Jeff Robinson, Inc., dba Robinson's Used Furniture, From: 1050 South Main Street, To: 1054-1056 South Main Street, Jeff Robinson, Dir, Pres, VP, 50%, Carrie L. Robinson, Dir, Secy, Treas, 50% - Ward 3 (Reese)
36. Approval of award of Bid Number 01.1730.20-RC, Smoke Ranch Road Improvements - Jones Boulevard to Buffalo Drive and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$4,497,497 - Regional Transportation Commission and Enterprise Fund) - Wards 4 and 6 (Brown and Mack)
37. Approval of award of Bid Number 01.15301.15-LED, Pioneer Park and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$2,847,312 - Capital Projects Fund) - Ward 2 (L.B. McDonald)
38. Approval of a 90-day Agreement for Inmate Health Care Services (RC) - Department of Detention and Enforcement - Award recommended to: EMSA LIMITED PARTNERSHIP dba EMSA CORRECTIONAL CARE (\$270,000 - General Fund)
39. Approval of the issuance of a purchase order for software from State of Nevada's Microsoft Select Software Agreement 01S54800, a two year agreement administered by a Microsoft Large Area Reseller (LAR) (DGL) - Department of Information Technologies - Award recommended to: MICROSOFT LAR (\$150,000 annually - General Fund)
40. Approval of the award of Bid Number 020006-DAR, Annual Requirements Contract for Base Aggregates - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (Estimated annual aggregate amount of \$100,000 - General Fund)
41. Approval of award of Bid Number 020005-KF, Annual Requirements Contract for Telephone & Data Communication Supplies - Department of Information Technologies - Award recommended to: ANIXTER (Estimated annual amount of \$80,000 - Various Funds)
42. Approval of the issuance of a purchase order for an annual requirements contract to repair microwave equipment used by Las Vegas Area Computer Traffic System (LVACTS) (KF) - Public Works - Award recommended to: AML WIRELESS SYSTEMS INC. (Estimated annual amount of \$75,000 - LVACTS Special Revenue Fund)
43. Approval of authorization to use State of Nevada RFP 1048 for Statewide VHF High-Band Radio System (KF) - Department of Detention & Enforcement - Award recommended to: MOTOROLA, INC (\$66,239 - Capital Projects Fund) - All Wards
44. Approval of the issuance of a purchase order for an annual requirements contract for LIFEPAK 500 Automated External Defibrillators - Department of Fire & Rescue - Award recommended to: MEDTRONIC PHYSIO-CONTROL (Estimated annual amount of \$60,000 - General Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

45. Approval of the issuance of a purchase order for an annual requirements contract for radiological services for Fire & Rescue personnel (JDF) - Department of Fire & Rescue - Award recommended to: DESERT RADIOLOGISTS (Estimated annual amount of \$50,000 - General Fund)
46. Approval of award of Bid Number 020009-JDF, Annual Requirements Contract for Floor Mats, Utility Towels, Roll Towels and Dust Mops - Various Departments - Award recommended to: PRUDENTIAL OVERALL SUPPLY (Estimated annual amount of \$45,000 - General Fund)
47. Approval of the issuance of a purchase order for the purchase of three (3) Emission Analyzers (TC) - Department of Field Operations - Award recommended to: WORLDWIDE ENVIRONMENTAL PRODUCTS, INC. (\$38,850 - Capital Projects Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

48. Approval to contract with Behavioral Healthcare Options, Inc. (BHO) for an employee assistance plan for employees choosing Health Plan of Nevada as their insurance provider (\$5,900 - Self-Insurance Internal Service Fund)

LEISURE SERVICES DEPARTMENT - CONSENT

49. Approval of Family Resource Center Sub-Contract Agreement between Southern Nevada Family Resource Centers Local Governing Board and the City of Las Vegas Department of Leisure Services for operation of the grant funded Family Resource Center at Stupak Community Center (\$4,346 - 10% cash funds - General Fund) – Ward 3 (Reese)

PUBLIC WORKS DEPARTMENT - CONSENT

50. Approval to file an amendment to Right-of-Way Grant No. N-55999 with the Bureau of Land Management to add roadway and drainage purposes for the Ann Road Detention Basin outfall on portions of land lying within the West Half (W 1/2) of Section 25 and the East Half (E 1/2) of Section 26, T19S, R59E, M.D.M., located along the Tropical Parkway alignment from the Western Beltway to the westerly boundary of the Ann Road Detention Basin - 126-25-201-001, 401-006 and 126-26-000-001 - (County)
51. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northwest Quarter (NW 1/4) of Section 20, T19S, R60E, M.D.M., for sewer and drainage purposes located on the north side of Dorrell Lane, east of Fort Apache Road and the west side of Campbell Drive, north of Dorrell Lane - 125-20-101-010, -011 and -012 - (County)
52. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northeast Quarter (NW 1/4) of Section 5, T20S, R60E, M.D.M., for off-site sewer purposes located on the north side of Craig Road to the El Capitan alignment - 138-05-601-017, -019 and -020 - (County)
53. Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southwest Quarter (SW 1/4) of Section 15, T20S, R60E, M.D.M., for rights-of-way located at the southeast corner of Peak Drive and Buffalo Drive - 138-15-310-020 - Ward 4 (Brown)
54. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southwest Quarter (SW 1/4) of Section 7, T20S, R60E, M.D.M., located on the east side of Conquistador Street, between Cheyenne Avenue and Atwood Avenue - 138-07-401-009 - Ward 4 (Brown)
55. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southeast Quarter (SE 1/4) of Section 6 and the Northeast Quarter (NE 1/4) of Section 7, T19S, R60E, M.D.M., located on the west side of Fort Apache Road, between the Horse Drive alignment approximately 150 feet north of O'Hare Avenue - APN 125-06-002-009, 125-07-501-002 and -602-002 - Ward 6 (Mack)

PUBLIC WORKS DEPARTMENT - CONSENT

56. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - G.H. Billingsley with Azimuth Engineering & Surveying, Inc on behalf of Sean Cassidy, owner (west of Rainbow Boulevard, north of Ann Road APN 125-27-803-005) (County) - Near Ward 6 (Mack)
57. Approval of an Encroachment Request from Lochsa Engineering on behalf of Clark County School District, owner ("D" Street between Alexander Avenue and Frederick Avenue) - Ward 5 (Weekly)
58. Approval of an Encroachment Request from Plaster Development Company, Incorporated, owner (Racel Street between Buffalo Drive and Conough Lane) - Ward 6 (Mack)
59. Approval of an Interlocal Agreement regarding Special Improvement District (SID) No. 1481 with Clark County for construction of road improvements on El Capitan Way (Centennial Parkway to US-95) - Ward 6 (Mack)
60. Approval of a First Amendment to a Professional Services Agreement between the City of Las Vegas and Greeley and Hansen LLP for additional design, start-up and warranty work at the Northwest Water Resource Center (NWWRC) - (\$428,722 - Sanitation Fund) - Ward 4 (Brown)

RESOLUTIONS - CONSENT

61. R-130-2001 - Approval of a Resolution amending Resolution R-87-2001 to correct the transfer for 2001/2002 Private Activity Bond Volume Cap to \$12,752,219 to Community Development Programs Center of Nevada to construct a new affordable senior housing project at Eastern and Searles and \$9,176,646 to the State Housing Division for the single family first time homebuyer loan program – Ward 5 (Weekly)
62. R-131-2001 - Approval of a Resolution Determining the Cost and Directing the City Engineer to Prepare the Final Assessment Roll re: Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
63. R-132-2001 - Approval 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. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
64. R-133-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1470 – Craig Road (Buffalo Drive to US-95) (\$343,272.05 - Capital Projects Fund - Special Assessments) – Wards 4 and 6 (Brown and Mack)
65. R-134-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1471 – Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
66. R-135-2001 - Approval of a Resolution directing the City Engineer to prepare preliminary plans regarding: Special Improvement District No. 1481 - El Capitan Parkway (Centennial Parkway to US-95 (Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
67. R-136-2001 - Approval of a Resolution directing the City Treasurer to prepare the Ninth Assessment Lien Apportionment Report re: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
68. R-137-2001 - Approval of a Resolution approving the Ninth Assessment Lien Apportionment Report regarding: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
69. R-138-2001 - Approval of a resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in District 505 and in certain other districts; and providing other matters properly relating thereto. District 505 is in Ward 6 (Mack) and the other districts are in various wards

REAL ESTATE COMMITTEE – CONSENT

70. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for the construction of water lines to service Parcel Number 138-14-402-001, referred to as Fire Station #43, located near Smoke Ranch Road and Torrey Pines Drive - Ward 6 (Mack)
71. Approval of a Landlord Estoppel Certificate and Agreement between the City of Las Vegas (as Landlord) and Gemini, Inc. (as Tenant) relating to a parking garage lease located at 222 East Carson, commonly referred to as the Carson Parking Garage - Ward 3 (Reese)
72. Approval of authorization for staff to enter into negotiations with Nevada Power Company (NPC) to submit a letter to the Bureau of Land Management (BLM) requesting a modified-competitive sale of a portion of Parcel Number 125-17-401-007 (approximately 2.5 acres), located along the north side of Elkhorn Road, approximately 285 feet east of Fort Apache Road - Ward 6 (Mack)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

73. Report from the City Manager on emerging issues
74. Discussion and possible action on offering a Voluntary Separation Program to certain employee groups that have 20+ years of service with the City (\$1,800,000 - Multiple Funds)
75. Discussion and possible action on a proposed interlocal agreement between the City of Las Vegas and Clark County that would establish a joint position on corporate boundaries, future annexations, land use planning, transportation planning, parks and trails planning and urban services

CITY ATTORNEY - DISCUSSION

76. Discussion and possible action on Appeal of Work Card Denial: Malvin Ray Johnson, 2981 Country Manor Lane #123, Las Vegas, NV 89115
77. Discussion and possible action on Appeal of Work Card Denial: Jerrod Mack Wesley, 2317 El Cerrito Circle, Las Vegas, NV 89108
78. Discussion and possible action on Appeal of Work Card Denial: Shaun Kalen Wellborn, 207 Alaska Jade, Henderson, Nevada 89014

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

79. ABEYANCE ITEM - Discussion and possible action regarding 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 Road, Peter L. Lynch, Pres, Kay L. O'Riordan, Secy, John F. Boyd, Treas, (NOTE: Item to be heard in the afternoon session in conjunction with Item #156 - Special Use Permit #U-0031-00) - Ward 6 (Mack)
80. ABEYANCE ITEM - Discussion and possible action regarding a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots subject to the provisions of the planning codes, Cardivan Company, db at Albertson's Express #6061, 4800 West Craig Road, (NOTE: Item to be heard in the afternoon session in conjunction with Item #156 - Special Use Permit #U-0031-00) - Ward 6 (Mack)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

81. Discussion and possible action regarding Temporary Approval of Gift Shop Limited Licenses subject to the provisions of the planning and fire codes and Health Dept. regulations, Tower Merchandise Management, LLC, dba: Stratosphere Gifts, 2000 Las Vegas Blvd. South, Space 52-3, Space 852, Space 853, Space D-04, Space 0107, Space 07-112, The Todd & Vivica Marshall Revocable Trust, Mgr, Mmbr, 70%, Todd Marshall, Trustee, Cari Marshall Trust, Mmbr, 30%, Cari Marshall, Trustee - Ward 3 (Reese)
82. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Massage Establishment License, Tavern Liquor License and a Liquor Caterer License subject to the provisions of the fire codes and Health Dept. regulations, From: The Resort at Summerlin, LP, dba Regent Las Vegas, The Resort at Summerlin, Inc., Gen Ptnr, 1% (a wholly owned subsidiary of Swiss Casinos of America, Inc.), Hans R. Jecklin, Dir, John J. Tipton, Dir, SVP, CFO, Christiane Jecklin, Dir, Jeffrey H. Smith, Secy, Treas, Swiss Casinos of America, Inc., Ltd Ptnr, 75.58%, Hans R. Jecklin, Dir, John J. Tipton, Dir, Pres, CFO, Jeffrey H. Smith, Secy, Treas, Seven Circle Resorts, Inc., Mgr, (a wholly owned subsidiary of Swiss Casinos of America, Inc.) Hans R. Jecklin, Dir, John J. Tipton, Dir, Pres, CFO, Christiane Jecklin, Dir, Jeffrey H. Smith, Asst Secy, To: Hotspur Resorts Nevada, Inc., dba The Resort on Rampart Blvd., 221 North Rampart Blvd., Thaddas L. Alston, Dir, Pres, Secy, Treas, Hotspur Global Limited, 100% - Ward 2 (L.B. McDonald)
83. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Xiao Ping Wang, dba Far East Massage Center, 5000 West Oakey Blvd., Suite D-2, Xiao P. Wang, 100% - Ward 1 (M. McDonald)
84. Discussion and possible action regarding negotiation of a contract for the Operations and Management of the Northwest Family Golf Course with Evergreen Alliance Golf Limited, Request for Proposal No. 010070-LR - Finance & Business Services - Ward 4 (Brown)

LEISURE SERVICES DEPARTMENT - DISCUSSION

85. Discussion and possible action to amend the park naming policies and procedures
86. Discussion and possible action on naming a park at Buffalo and Oakey - Ward 1(M. McDonald)

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

87. ABEYANCE ITEM - Report, discussion and possible action to direct staff regarding policy to address vacant, abandoned and blighted properties and possible City code changes - All Wards
88. Discussion and possible action regarding reallocation of \$1,038,662.13 of Community Development Block Grant (CDBG) funds from various completed projects and program income to the Downtown Community Center with Progress Report of Center Status - Ward 5 (Weekly)
89. Discussion and possible action on a Professional Services Agreement with JMA Architecture Studios for Architectural and Engineering design services to rehabilitate the Downtown Community Center located at 302 South 9th Street for \$177,090 of Community Development Block Grant funding - Ward 5 (Weekly)
90. Report on Homelessness Task Force activities with discussion and possible action on the allocation of \$100,000 in HOME funds to establish a Trust Fund to House the Homeless and \$200,000 in General Funds to support the provision of emergency shelter and supportive services - All Wards

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

91. ABEYANCE ITEM - Public hearing, discussion and possible action regarding a petition filed pursuant to NRS 463.3086(2) by City Parkway IV to designate the location for establishment of a proposed Gaming Enterprise District (GED) on property (approximately 56 acres) located along the east side of Grand Central Parkway between Bonneville Avenue and Ogden Avenue, east of I-15 and south of US95, also known as 100 Grand Central Parkway - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - DISCUSSION

92. ABEYANCE ITEM - Report on the status of Park projects

RESOLUTIONS - DISCUSSION

93. R-139-2001 - Discussion and possible action on a Resolution consenting to the relinquishment of portions of Eastern Avenue from Nevada Department of Transportation (NDOT) to the City of Las Vegas (Estimated \$14,000 annual maintenance cost - Motor Vehicle Gas Tax) - Wards 3 and 5 (Reese and Weekly)
94. R-140-2001 - Discussion and possible action on a Resolution authorizing the Mayor to execute all application, acceptance, and agreement documents; and authorizing the City Manager or Director of Field Operations to negotiate, execute, and submit all other documents necessary to secure grant funds from the National Park Service (NPS) to rehabilitate James Gay III Park (not to exceed \$182,100 - Capital Projects and General Funds) - Ward 5 (Weekly)
95. R-141-2001 - Discussion and possible action regarding a resolution consenting to certain undertakings of the City of Las Vegas Redevelopment Agency in connection with the Disposition and Development Agreement between the Agency and Pioneer Endeavors, LLC for the development of the parcel located at the southeast corner of 4th Street and Clark Street (APN 139-34-311-126, 127 & 128) (Tax Increment Funds - \$300,000) - Ward 3 (Reese) [NOTE: This item related to Redevelopment Agency Item #D]

BOARDS & COMMISSIONS - DISCUSSION

96. ABEYANCE ITEM - ETHICS REVIEW BOARD – Earle W. White, Jr., Term Expiration 4-14-2001; Robert J. Fleming, Term Expiration 4-14-2001; Linda Young, Term Expiration 5-12-2001
97. ABEYANCE ITEM - Discussion and possible action on the two or four year appointment of the Ward 6 representative on the Ethics Review Board in accordance with Ordinance No. 5436, adopted August 1, 2001
98. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Jack Doyle, Term Expiration 4-1-2004 (Deceased)
99. ABEYANCE ITEM - SENIOR CITIZENS ADVISORY BOARD – Alberta Allen – Term Expiration 6-2003 (Moved Out of State)
100. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – June Gilmore – Term Expiration 6-28-2003 (Resigned)
101. ABEYANCE ITEM - LAS VEGAS CENTENNIAL CELEBRATION COMMITTEE – Las Vegas Events Organization Representative, Term Expiration 2005
102. Discussion and possible action on the appointment of Councilman Weekly's representative to the Las Vegas Centennial Celebration Committee
103. PARK & RECREATION ADVISORY COMMISSION – Manny Abeyta, Term Expiration 2-20-2003 (Moved Out of State)

| |
|--|
| RECOMMENDING COMMITTEE REPORTS - DISCUSSION |
|--|

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

104. Bill No. 2001-93 – Updates the City’s notification requirements for certain zoning hearings in conformance with State law. Proposed by: Robert S. Genzer, Director of Planning and Development
105. Bill No. 2001-94 – Amends the Zoning Code regarding the expansion and redevelopment of certain nonconforming uses. Proposed by: Robert S. Genzer, Director of Planning and Development
106. Bill No. 2001-95 – Amends the Zoning Code to provide for the forwarding of certain variance applications to the City Council for final action. Proposed by: Robert S. Genzer, Director of Planning and Development
107. Bill No. 2001-96 – Updates the annexation provisions of the Zoning Code to conform to State law. Proposed by: Robert S. Genzer, Director of Planning and Development
108. Bill No. 2001-97 – Amends the Zoning Code to allow the practice of hypnotherapy as a permitted use in all commercial and industrial districts. Proposed by: Robert S. Genzer, Director of Planning and Development
109. Bill No. 2001-98 – Amends the Zoning Code provisions relating to wheel stops in parking areas. Proposed by: Robert S. Genzer, Director of Planning and Development
110. Bill No. 2001-99 – Allows time-share condominiums in the C-2 Zoning District by means of special use permit. Sponsored by: Councilman Lawrence Weekly
111. Bill No. 2001-100 – Revises the Town Center Development Standards Manual in various respects. Proposed by: Robert S. Genzer, Director of Planning and Development
112. Bill No. 2001-101 – Makes unenforceable any covenant, condition, restriction or other regulation that prohibits or restricts the display of the American flag. Sponsored by: Mayor Oscar B. Goodman

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.

113. Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services
114. Bill No. 2001-102 – Annexation No. A-0006-99(A) – Property Location: On the northwest corner of Alexander Road and Grand Canyon Drive; Petitioned By: City of Las Vegas; Acreage: 4.96 acres; Zoned: R-E (County Zoning), U (DR) (City Equivalent); Sponsored by: Councilman Larry Brown
115. Bill No. 2001-103 – Annexation No. A-0004-01(A) – Property Location: On the southwest corner of Rainbow Boulevard and Grand Teton Drive; Petitioned By: New Vista Ranch, Inc.; Acreage: 17.75 acres; Zoned: R-A (County Zoning), U (DR) (City Equivalent); Sponsored by: Councilman Michael Mack
116. Bill No. 2001-104 – Annexation No. A-0031-01(A) – Property Location: On the southeast corner of Grand Canyon Drive and Farm Road; Petitioned By: Silver Saddle Investors Limited Liability Company; Acreage: 15.23 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
117. Bill No. 2001-105 – Annexation No. A-0036-01(A) – Property Location: On the southeast corner of Ackerman Avenue and Versimount Road; Petitioned By: R. B. Petersen Construction Co.; Acreage: 7.76 acres; Zoned: R-A (County Zoning), U (PCD) (City Equivalent); Sponsored by: Councilman Michael Mack
118. Bill No. 2001-106 – Annexation No. A-0038-01(A) – Property Location: On the southeast corner of Log Cabin Way and Dapple Gray Road; Petitioned By: Joan R. Sommers Living Trust; Acreage: 5.12 acres; Zoned: R-A (County Zoning), U (PCD) (City Equivalent); Sponsored by: Councilman Michael Mack

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

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.

119. Bill No. 2001-107 – Establishes a procedure regarding the creation of certain maintenance districts. Proposed by: Robert S. Genzer, Director of Planning and Development
120. Bill No. 2001-108 – Conforms the City's gaming enterprise district provisions to the requirements of State law. Proposed by: Bradford R. Jerbic, City Attorney
121. Bill No. 2001-109 – Eliminates work card requirements for several business license categories and related occupations. Proposed by: Mark Vincent, Director of Finance and Business Services

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 OR THOSE ITEMS TO BE STRICKEN OR TABLED.

122. Bill No. 2001-110 – Annexation No. A-0024-00(A) – Property Location: On the southeast corner of Tenaya Way and Bilpar Road; Petitioned By: Mabuhay Commercial Investment, LLC; Acreage: 1.64 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
123. Bill No. 2001-111 – Annexation No. A-0030-01(A) – Property Location: On the south side of Madre Mesa Drive approximately 700 feet west of Decatur Boulevard; Petitioned By: Clair E. Cohick & Beverly J. Cohick Revocable Living Trust; Acreage: 2.77 acres; Zoned: County Zoning – R-E, City Equivalents – R-E, U (SC) and U (M); Sponsored by: Councilman Lawrence Weekly
124. Bill No. 2001-112 – Annexation No. A-0041-01(A) – Property Location: On the southeast corner of Grand Canyon Drive and Severance Lane; Petitioned By: Kevin M. Parkinson Separate Property Trust, et al; Acreage: 15.21 acres; Zoned: County Zoning – R-E; City Equivalents – U (R) and U (L); Sponsored by: Councilman Michael Mack
125. Bill No. 2001-113 – Annexation No. A-0047-01(A) – Property Location: On the east side of Durango Drive approximately 340 feet south of Racel Street; Petitioned By: H-Factor; Acreage: 2.64 acres; Zoned: R-E (County Zoning), U (City Equivalent); Sponsored by: Councilman Michael Mack
126. Bill No. 2001-114 – Expands the membership of the Arts Commission. Proposed by: Dr. Barbara Jackson, Director of Leisure Services
127. Bill No. 2001-115 – Requires certain disclosures in connection with the sale of a residence or residential lot. Sponsored by: Mayor Oscar B. Goodman
128. Bill No. 2001-116 – Levies Assessment re: Special Improvement District No. 1470 – Craig Road (Buffalo Drive to US-95) (\$343,272.05 - Capital Projects Fund - Special Assessments) – Wards 4 and 6 (Brown and Mack) Sponsored by: Step Requirement
129. Bill No. 2001-117 – Levies Assessment re: Special Improvement District No. 1471 – Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 – Capital Projects Fund – Special Assessments) – Ward 6 (Mack) Sponsored by: Step Requirement

1:00 P.M. - AFTERNOON SESSION

130. 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

131. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 9999 Simmons Street. PROPERTY OWNER: RANCHO CLASSIC L P - C/O E HORN - C/O HORN CO - Ward 5 (Weekly)
132. Public hearing on local improvement district regarding Special Improvement District No. 1482 - Gowan Road (Metro Park) from Hualapai Way to Jenson Street (\$65,331.88 - Levy Assessments) - Ward 4 (Brown)

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 – 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.

133. EXTENSION OF TIME - SPECIAL USE PERMIT - U-0081-00(1) - CRAIG J. NORTON - Request for an Extension of Time for on an Approved Special Use Permit and Site Development Plan Review FOR A PROPOSED PSYCHIC ARTS BUSINESS AND CONVERSION OF A 1,506 SQUARE FOOT RESIDENCE TO AN OFFICE on 0.14 Acres at 2210 East Bonanza Road (APN: 139-35-511-040), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

134. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0167-94(1) - STRATOSPHERE GAMING CORPORATION - Request for a Site Development Plan Review and a Waiver of The Downtown Centennial Plan Parking Lot Standards FOR A PROPOSED AMUSEMENT/THRILL RIDE located at 2000 and 2035 Las Vegas Boulevard South (APN's: 162-03-401-001, 162-03-301-016, and 162-03-410-001 through 004), C-2 (General Commercial) and R-4 (High Density Residential) Zones under Resolution of Intent to C-2 (General Commercial), Ward 3 (Reese). The Planning Commission (3-2-2 vote) recommends DENIAL. Staff recommends APPROVAL
135. EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - Z-0068-85(58) - LAS VEGAS TECHNOLOGY CENTER LIMITED PARTNERSHIP ON BEHALF OF WESTWOOD STUDIOS - Request for an Extension of Time on an approved Site Development Plan Review FOR TWO (2) 24 FOOT BY 60 FOOT MODULAR OFFICE TRAILERS on 2.15 acres at 2400 North Tenaya Way (APN: 138-15-810-009), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

| |
|---|
| PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION |
|---|

136. SITE DEVELOPMENT PLAN REVIEW - SD-0059-01 - CASSU INVESTMENT GROUP LIMITED, ET AL ON BEHALF OF McDONALD'S CORPORATION - Request for a Site Development Plan Review FOR A PROPOSED 3,960 SQUARE FOOT FAST FOOD RESTAURANT (McDONALD'S) located adjacent to the southwest corner of the intersection of Sahara Avenue and Arville Street (APN's: 162-07-101-011 through 013), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
137. ABEYANCE ITEM - MAJOR MODIFICATION TO THE PARKWAY CENTER DEVELOPMENT PLAN - PUBLIC HEARING - Z-0100-97(5) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF CHELSEA PROPERTY GROUP, INC. - Request for a Major Modification to amend or delete certain provisions of the Master Development Plan for Lot 1 of Parkway Center, generally located on the southwest corner of Bonneville Avenue and Grand Central Parkway (APN: 139-33-710-001), PD (Planned Development) Zone, Ward 5 (Weekly). Staff has no recommendation for this item. The Planning Commission (5-0 vote) recommends APPROVAL
138. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0100-97(5) - PUBLIC HEARING - Z-0100-97(6) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF CHELSEA PROPERTY GROUP, INC. - Request for a Site Development Plan Review FOR A PROPOSED 478,028 SQUARE FOOT RETAIL MALL on 39.20 acres on the southwest corner of Bonneville Avenue and Grand Central Parkway (APN: 139-33-710-001), PD (Planned Development) Ward 5 (Weekly). Staff has no recommendation for this item. The Planning Commission (5-0 vote) recommends APPROVAL
139. ABEYANCE ITEM - MAJOR MODIFICATION - IRON MOUNTAIN RANCH RESIDENTIAL PLANNED DEVELOPMENT MASTER PLAN - PUBLIC HEARING - Z-0016-98(4) - WILLIAM LYON HOMES - Request for a Major Modification to the Iron Mountain Ranch Residential Planned Development Master Plan TO REMOVE APPROXIMATELY 40 ACRES FROM THE OVERALL PLAN AREA at the northeast corner of the intersection of Jones Boulevard and Grand Teton Drive (APN: 125-12-401-001), R-E (Residence Estates) Zone under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre), [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], Ward 6 (Mack). The Planning Commission (4-1-1 vote) and staff recommend DENIAL
140. VACATION - PUBLIC HEARING - VAC-0023-01 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Petition to vacate a public sewer easement generally located adjacent to the west side of the Las Vegas Beltway, six hundred ninety feet north of Alexander Road, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
141. VACATION - PUBLIC HEARING - VAC-0024-01 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Petition to vacate a portion of Hickam Street generally located west of the Las Vegas Beltway, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
142. VACATION - PUBLIC HEARING - VAC-0026-01 - CONCORDIA HOMES OF NEVADA - Petition to Vacate portions of Craig Road, Marla Street, and Helena Avenue and U.S. Government Patent Easements generally located south of the Craig Road Alignment, west of the future Beltway Alignment, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL
143. VACATION - PUBLIC HEARING - VAC-0027-01 - DEER SPRINGS/CONCOUGH, LIMITED LIABILITY COMPANY ON BEHALF OF BIG SKY DEVELOPMENT - Petition to vacate a public sewer easement generally located south Deer Springs Way, west of the Conough Lane Alignment, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
144. VACATION - PUBLIC HEARING - VAC-0028-01 - NORRIS SANDRA 1990 LIVING TRUST ON BEHALF OF BEAZER HOMES HOLDING CORPORATION - Petition to vacate a portion of Robin Street generally located north of Washington Avenue, Ward 5 (Weekly). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
145. VACATION - PUBLIC HEARING - VAC-0029-01 - CARL L. WATSON & WANDA R. FOSTER - Petition to vacate a portion of Shelby Street generally located south of Harris Avenue, Ward 3 (Reese). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

| |
|---|
| PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION |
|---|

146. VACATION - PUBLIC HEARING - VAC-0030-01 - SHEARING FAMILY TRUST, ET AL ON BEHALF OF KB HOME NEVADA, INC. - Petition to vacate public right of way and U.S. Government Patent Easements generally located on the northeast corner of Alexander Road and Fort Apache Road, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
147. FIVE YEAR REQUIRED REVIEW - VARIANCE - PUBLIC HEARING - V-0111-96(1) - PALM MORTUARY, INC. - Five Year Review on an approved Variance, which allowed upright headstones, crypts and mausoleums in conjunction with a cemetery where such uses were not allowed adjacent to the southwest corner of Jones Boulevard and Deer Springs Way (APN: 125-23-703-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
148. FIVE YEAR REQUIRED REVIEW RELATED TO V-0111-96(1) - SPECIAL USE PERMIT - PUBLIC HEARING - U-0099-96(1) - PALM MORTUARY, INCORPORATED - Required Five Year Review on an approved Special Use Permit which allowed a cemetery with a single-story 10,548 square foot chapel adjacent to the southwest corner of Jones Boulevard and Deer Springs Way (APN: 125-23-703-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
149. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0053-01 - WPI-OWENS, LIMITED LIABILITY COMPANY ON BEHALF OF WORLD PREMIER INVESTMENTS - Request for a Variance to ALLOW A 20 FOOT REAR AND SIDE YARD SETBACK WHERE RESIDENTIAL ADJACENCY REQUIRES A MINIMUM REAR AND SIDE YARD SETBACK OF 66 FEET on the southwest corner of the intersection of Pecos Road and Owens Avenue (APN: 139-25-501-001), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend DENIAL
150. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0053-01 - PUBLIC HEARING - Z-0007-61(2) - WPI-OWENS, LIMITED LIABILITY COMPANY ON BEHALF OF WORLD PREMIER INVESTMENTS - Request for a Site Development Plan Review FOR A PROPOSED 19,326 square foot commercial retail center on the southwest corner of the intersection of Pecos Road and Owens Avenue (APN: 139-25-501-001), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend DENIAL
151. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0061-01 - THE SALVATION ARMY - Request for a Variance TO ALLOW A ZERO FOOT SIDE SETBACK WHERE TEN FEET IS THE MINIMUM SETBACK ALLOWED FOR PROPOSED DORMITORY BUILDING at 35 West Owens Avenue (APN: 139-27-502-002), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 vote) and staff recommend DENIAL
152. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0061-01 - PUBLIC HEARING - SD-0051-01 - THE SALVATION ARMY - Request for a Site Development Plan Review FOR A PROPOSED 39,180 SQUARE FOOT DORMITORY, A 3,120 SQUARE FOOT CHAPEL AND FOR A REDUCTION OF THE REQUIRED PERIMETER LANDSCAPING REQUIREMENTS on 5.44 acres at 35 West Owens Avenue (APN: 139-27-502-002), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 vote) and staff recommend DENIAL
153. VARIANCE - PUBLIC HEARING - V-0065-01 - SMOKE FOUNTAIN, LIMITED - Appeal filed by TC Ayala Planning & Development on behalf of Smoke Fountain, Limited from the Denial by the Planning Commission of a request for a Variance TO ALLOW THREE (3) 50 FOOT TALL FLAGPOLES on 20.5 acres at 2300 Rock Springs Drive (APN: 138-22-502-001; 138-22-602-001; 138-22-502-002), R-3 (Medium Density Residential) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) recommends DENIAL. Staff recommends APPROVAL
154. FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0075-96(1) - MINI-MASTERS, INC. ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Five Year Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign at 6900 West Craig Road (APN: 138-03-602-015), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

| |
|---|
| PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION |
|---|

- 155.FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0080-96(1) - WILLIAM S. BOYD TRUST II, ET AL ON BEHALF OF CALIFORNIA HOTEL AND CASINO - Required Five Year Review on an approved Special Use Permit which allowed four (4) 14 foot x 48 foot off-premise advertising (billboard) signs on the east side of Rancho Drive, south of Coran Lane (APN: 139-19-705-001), C-2 (General Commercial) Zone and U (Undeveloped)[SC (Service Commercial) General Plan Designation], Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommends APPROVAL
- 156.ABEYANCE 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 #79 and Item #80) The Planning Commission (4-0-1 vote) recommends APPROVAL. Staff recommends DENIAL
- 157.SPECIAL USE PERMIT - PUBLIC HEARING - U-0086-01 - LAMB BOULEVARD SELF-STORAGE, LIMITED LIABILITY COMPANY ON BEHALF OF CINGULAR WIRELESS - Request for a Special Use Permit FOR A PROPOSED 57 FOOT TALL WIRELESS COMMUNICATION MONOPOLE at 851 North Lamb Boulevard (APN: 140-29-301-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 158.SPECIAL USE PERMIT - PUBLIC HEARING - U-0122-01 - ARTHUR AND KATHY COLE - Request for a Special Use Permit FOR A PROPOSED CHURCH at 3000 Holly Avenue (APN's: 139-20-301-013 and 014), R-E (Residence Estates) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 159.SPECIAL USE PERMIT - PUBLIC HEARING - U-0116-01 - RONALD AND JUDITH VITTO, ET AL - Request for a Special Use Permit FOR A PROPOSED 396-UNIT RESIDENCE HOTEL at 4339 North Rancho Road (APN: 138-02-701-009), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to C-2 (General Commercial), Ward 6 (Mack). The Planning Commission (3-2 vote) and staff recommend APPROVAL
- 160.SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0116-01 - PUBLIC HEARING - Z-0137-94(4) - RONALD AND JUDITH VITTO, ET AL - Request for a Site Development Plan Review FOR A PROPOSED 396-UNIT RESIDENCE HOTEL at 4339 North Rancho Road (APN: 138-02-701-009), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to C-2 (General Commercial), Ward 6 (Mack). The Planning Commission (3-2 vote) and staff recommend APPROVAL
- 161.REZONING - PUBLIC HEARING - Z-0061-01 - MURI AND ANGELINE MELWANI TRUST ON BEHALF OF RL HOMES - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-1 (Single Family Residential) of 3.65 Acres on the east side of Torrey Pines Drive, between Hammer Lane and Fisher Avenue (APN: 125-35-601-001), PROPOSED USE: 18-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 162.SPECIAL USE PERMIT RELATED TO Z-0061-01 - PUBLIC HEARING - U-0123-01 - MURI AND ANGELINE MELWANI TRUST ON BEHALF OF RL HOMES - Request for a Special Use Permit FOR PRIVATE STREETS WITHIN A PROPOSED 18-LOT SUBDIVISION on the east side of Torrey Pines Drive, between Hammer Lane and Fisher Avenue (APN: 125-35-601-001), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 163.REZONING - PUBLIC HEARING - Z-0062-01 - COLEMAN-TOLL, LIMITED PARTNERSHIP ON BEHALF OF PULTE HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on 80.77 acres adjacent to the northwest corner of Elkhorn Road and Rainbow Boulevard (APN: 125-15-801-001), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

164. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0062-01 - PUBLIC HEARING - Z-0062-01(1) - COLEMAN-TOLL, LIMITED PARTNERSHIP ON BEHALF OF PULTE HOMES - Request for a Site Development Plan Review and Reduction of Required Minimum Street Width FOR 161 LOTS on 80.77 acres adjacent to the northwest corner of Elkhorn Road and Rainbow Boulevard (APN: 125-15-801-001), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
165. REZONING - PUBLIC HEARING - Z-0063-01 - CONCORDIA HOMES OF NEVADA - Request for a Rezoning FROM: U (Undeveloped) Zone [L-TC (Low Density Residential) General Plan Designation] TO: TC (Town Center) Zone on 10.03 acres located adjacent to the northeast corner of the Deer Springs Way and Campbell Road alignments (APN: 125-20-201-013 and 014), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
166. REZONING - PUBLIC HEARING - Z-0064-01 - CITY OF LAS VEGAS - Request for a Rezoning FROM: R-PD6 (Residential Planned Development - 6 Units per Acre) TO: C-V (Civic) on 9.00 Acres located adjacent to the southwest corner of Buffalo Drive and Sunny Springs Road (APN: 125-16-813-003), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
167. ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0033-99 - NADER-NOOROZIAN - Request to Amend a portion of the West Las Vegas Plan FROM: P (Park/School) TO: SC (Service Commercial) on 0.27 acres on the southwest corner of Owens Avenue and "H" Street (APN: 139-27-110-001 and 004), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
168. 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.

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 of Notice of Public Hearing)

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
1972434

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 3 edition(s) of said newspaper issued from 11/19/01 to 12/03/2001, on the following days: NOV. 19, 26, DEC. 3, 2001

Signed: Donna Stark

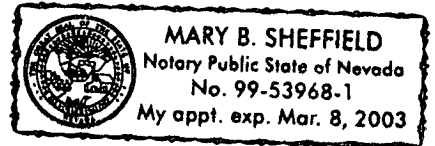
SUBSCRIBED AND SWORN BEFORE ME THIS THE 4

day of December 2001.

Mary B. Sheffield

Notary Public

PLEASE SEE ATTACHED



NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1469 - 4th Street (Washington Avenue To Adams Avenue).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2001-5 for City of Las Vegas, Nevada, Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 7, 2001, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours. The boundaries of the District are described in the Special Improvement District No. 1469 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

4th Street (EAST SIDE) - from the centerline of Washington Avenue northerly along 4th Street to the centerline of Adams Avenue (40' right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracks of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provide those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of those lots abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of a full pavement section, curb and gutter, sidewalk, driveway approaches and streetlights, where not already existing. The owners of property who elected to have water or sewer laterals installed will be assessed per foot of lateral installed on a per service or unit lot basis. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of such tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the District. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 5, 2001, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, November 30, 2001, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, or of the amount levied on any particular lot, tract or parcel of land to be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally, and the City Council shall have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and,
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective; or all or any part of such assessments may, at the election of the owner, be paid thereafter. In twenty (20) substantially equal semi-annual installments of principal until paid in full with interest in all cases on the unpaid and deferred installments of principal from the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City Council shall by resolution provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds" which is most recently published before the time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties (at a rate not exceeding two percent (2%) per month) shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity, and correctness of the proceedings, of the final assessment roll of each assessment contained therein, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this November 7, 2001.

/s/ Barbara Jo Ronemus

BARBARA JO RONEMUS, City Clerk

PUB: Nov. 19, 26, Dec. 3, 2001 LV Review Journal

Exhibit "C"

(Attach minutes of public hearing on December 5, 2001)

City of Las Vegas

Agenda Item No. 79

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: DECEMBER 5, 2001

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD D. GOECKE

CONSENT

DISCUSSION

SUBJECT:

Public hearing on local improvement district regarding: Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund -Special Assessments) - Ward 5 (Weekly)

Fiscal Impact

No Impact

Amount: \$50,771.11

Budget Funds Available

Dept./Division: PW/SID

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Installation of pavement, curb, gutter, sidewalk, driveway approach and streetlights.

RECOMMENDATION:

Public Hearing only; no action required

BACKUP DOCUMENTATION:

Public Hearing Notice

MOTION:

Public Hearing held.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

DICK GOECKE, Director, Public Works Department, advised that the property improvements are in place with 100 percent of the cost being assessed to a single property owner. When questioned by AL GALLEGO as to the reason why only one side of the street was done, MR. GOECKE advised that this project came about as the result of the property owner's request to the City Council. When the City Council stipulated that the owner was required to put in half-street improvements, the property owner requested special consideration by way of the Special Improvement District allowing him to obtain financing over a ten year period.

The item is in order.

City of Las Vegas

Agenda Item No. 79

CITY COUNCIL MEETING OF DECEMBER 5, 2001

Public Works Department

Item 79 – Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue)

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:01 – 1:03)

3-36

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

AFFIDAVIT OF MAILING
NOTICE OF HEARING

Barbara Jo Ronemus does hereby swear, upon oath according to law:

1. I am and at all times hereinafter mentioned was the duly qualified and sworn City Clerk of the City of Las Vegas, Nevada.

2. I mailed or caused to be mailed a notice entitled "NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1469 - 4TH STREET (WASHINGTON AVENUE TO ADAMS AVENUE)" by deposit in the United States mail, postage prepaid, as first-class mail, at the post office in the City of Las Vegas, Nevada, on November 15, 2001, being at least twenty (20) days prior to the hearing, on December 5, 2001 to the last known address of each last known owner of land within the District whose property will be assessed for the cost of the improvements, such addresses and owners being those appearing on the records of the County Assessor of Clark County, Nevada, and from such other sources as I, the City of Las Vegas and Public Works Department, deemed to be reliable.

3. A list of said owners and their addresses is hereto attached, marked Exhibit A and made a part hereof, all addresses therein being situate within the City of Las Vegas, Nevada, unless otherwise indicated, such names and addresses being the same as those shown on the "Tabulation of Parcels" or "Final Assessment Roll".

4. There is attached hereto, marked Exhibit B and made a part hereof, a full, true and correct copy of the notice as mailed as herein described.


5. Copies of the affidavit of publication of said notice, verified by the affidavit of the publisher, and a copy of this affidavit are on file in the office of the City Clerk.

Further Affiant sayeth naught

Barbara Jo Ronemus
BARBARA JO RONEMUS, City Clerk

SUBSCRIBED and SWORN to before me in the City of Las Vegas, Nevada, this January 17, 2002.

My commission expires 7-10-2005

(NOTARIAL SEAL)

Notary Public-State Of Nevada
COUNTY OF CLARK
BEVERLY K. BRIDGES
My Appointment Expires
July 10, 2005

Beverly K. Bridges
Notary Public

EXHIBIT "A"

(Attach List of Property Owners with Their Addresses)

** ASSESSMENT ROLL **

Special Improvement District No. 1469
4TH STREET (WASHINGTON AVENUE TO ADAMS AVENUE)

FINAL ASSESSMENT ROLL NO. 2001-5

| PARCEL NUMBER | DESCRIPTION | PRIMARY PROPERTY OWNER | MARKET VALUE | ESTIMATED MAX BENEFIT | ASSESSMENT TOTAL |
|----------------|---|---|--------------|-----------------------|------------------|
| 139-27-604-004 | DOC: 870313:00816 DATE: 03/13/87 PT SE4 NE4 SEC 27 20 61 | PARKVIEW INN LTD 905 LAS VEGAS BLVD N LAS VEGAS NV 89101-1147 | 2375260.00 | 73029.00 | 50771.11 |

Special Improvement District No. 1469 Total: \$ 50771.11

EXHIBIT "B"

(Attach Notice of Hearing as Mailed)

NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1469 - 4TH STREET (WASHINGTON AVENUE TO ADAMS AVENUE).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2001-5 for City of Las Vegas, Nevada, Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (hereinafter the "District") in and for the City of Las Vegas in the County of Clark, State of Nevada, which has been made out by the City Council of City of Las Vegas, together with the City Engineer, has been filed on November 7, 2001, in the office of the City Clerk and since such date, the final assessment roll has been, and now is available for examination by any interested person during regular office hours. The boundaries of the District are described in the Special Improvement District No. 1469 Creation Ordinance heretofore adopted (hereinafter the "Creation Ordinance"). The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below) or fronting a cul-de-sac which abuts or fronts a street to be improved by the improvements. The streets to be improved by the improvements are:

4th Street (EAST SIDE) - from the centerline of Washington Avenue northerly along 4th Street to the centerline of Adams Avenue (40' right-of-way).

The amounts to be assessed for the improvements in the District will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases) provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly-shaped lots or tracks of lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are to be equal and uniform.

The assessments will be levied on a front foot basis, provide those tracts which front a cul-de-sac and which abut or front a street or streets being improved will be assessed on a "unit lot" basis, i.e., all lots abutting the cul-de-sac are to be assessed the same amount based upon the front footage of those lots abutting the streets or streets being improved which also abut the cul-de-sac. Each property owner will be assessed for the cost of a full pavement section, curb and gutter, sidewalk, driveway approaches and streetlights, where not already existing. The owners of property who elected to have water or sewer laterals installed will be assessed per foot of lateral installed on a per service or unit lot basis. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

Such basis of assessments has been designated by the City Council in the Creation Ordinance heretofore adopted. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon each lot, tract or parcel of land or property in the District is stated in the final assessment roll. The City Council has determined that each of such tracts will receive special benefits (and corresponding market value increases) from the improvements in the Project.

The City Council will meet to hear and consider all complaints, protests, and objections to said final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the District. Any person interested and any parties aggrieved by such assessments may be heard on Wednesday, December 5, 2001, at 1:00 p. m. at the City of Las Vegas Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada. Any complaint, protest, or objection to the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount thereof levied on each lot, tract or parcel of land, shall be deemed waived unless filed in writing with the City Clerk, on or before Friday, November 30, 2001, i.e., at least three days prior to the date set for the assessment hearing.

At the time and place so designated for the hearing, the City Council shall hear and determine all complaints, protests, and objections to the regularity of the proceedings in making such assessments, the correctness of such assessments, or of the amount levied on any particular lot, tract or parcel of land to

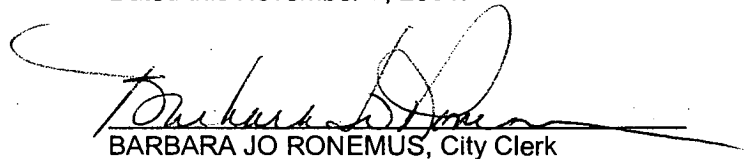
be assessed, the amount of the benefits and corresponding market value increases, which have been so made in writing or verbally, and the City Council shall have the power to adjourn such hearing from time to time, and by resolution shall have power, in its discretion, to revise, correct, confirm, or set aside any assessment and to order that such assessment may be made de novo. The owners of the property to be assessed are advised that this is the final chance to present any evidence as to the amount of the assessments (or other matters to be considered at the hearing) to the City Council. If a person objects to the final assessment roll or to the proposed assessments:

- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and,
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective; or all or any part of such assessments may, at the election of the owner, be paid thereafter in twenty (20) substantially equal semi-annual installments of principal until paid in full with interest in all cases on the unpaid and deferred installments of principal from the effective date of the assessment ordinance. After the adoption of the assessment ordinance and before assessment bonds are issued (or if bonds are not issued) the City Council shall by resolution provide the maximum rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, such rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds" which is most recently published before the time bids for such bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. Penalties (at a rate not exceeding two percent (2%) per month) shall be due for delinquencies. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of penalty for such prepayment of up to three percent (3%) of the installment or installments of principal so prepaid. The City Council, in the ordinance levying the assessments, will establish a prepayment penalty or premium of up to three percent (3%) of the principal of deferred installments so prepaid.

Pursuant to NRS 271.395, within 15 days immediately succeeding the effective date of the assessment ordinance to be adopted following the hearing, any person who has filed a complaint, protest, or objection in writing shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity, and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, and of the amount of the assessment levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation, shall be perpetually barred.

Dated this November 7, 2001.



BARBARA JO RONEMUS, City Clerk