

RESOLUTION NO. R-25-2002

A RESOLUTION DISPOSING OF THE PROTESTS MADE AT THE HEARING ON THE PROVISIONAL ORDER FOR CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1486 – RAINBOW BOULEVARD PHASE II (RANCHO DRIVE TO ANN ROAD)

Summary: Protest Disposal Resolution

WHEREAS, the Las Vegas City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively), in the County of Clark, State of Nevada, pursuant to a resolution heretofore adopted, provisionally ordered the acquisition of a Street Project, Sanitary Sewer Project, and a Water Project as defined in Chapter 271, Nevada Revised Statutes (hereinafter the "Project") within the Las Vegas, Nevada, Special Improvement District No. 1486 – Rainbow Boulevard Phase II (Rancho Drive to Ann Road) (hereinafter the "District"); and

WHEREAS, pursuant to the resolution, the City Clerk gave notice of the time and place of hearings thereon, in the manner specified by law; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, all owners of property to be assessed and interested persons so desiring were permitted to file a written protest or objection on or before Friday, March 15, 2002, or to appear before the City Council on Wednesday, March 20, 2002, and be heard as to the propriety and advisability of acquiring the Project provisionally ordered, as to the cost thereof and manner of payment therefor, and as to the amount thereof to be assessed against the property for the Project; and

WHEREAS, the City Council has now considered each and every written protest and objection and all oral protests and objections made at the hearing, and the City Council finds that each and every oral protest or objection is without sufficient merit and is overruled and denied.

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

Section 1. This Resolution shall be known as, and may be cited by, the short title "Special Improvement District No. 1486 Protest Disposal Resolution" (hereinafter the "Resolution").

Section 2. The City Council has determined and does hereby determine, that one-half or more of the total cost of each of the improvements in the District shall be paid with monies derived from other than the levy of special assessments and accordingly may take advantage of the exception stated in paragraph (a) of subsection (2) of NRS 271.306 (stating that the City, at its option, may proceed with the improvements in the District regardless of the percentage of protests).

Section 3. The City Council determines that each and every protest and objection filed or otherwise made is without sufficient merit and that the same is overruled and finally passed on by the City Council.

Section 4. The City Council has determined, and does hereby determine, that it is advisable to acquire the Project, as provided by the Special Improvement District No. 1486 Provisional Order Resolution and to proceed with the District.

Section 5. Within 30 days after the City Council passes on the complaint, protest or objection, by adoption of this Resolution, any person who filed and did not withdraw a written complaint, protest or objection shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside the determination, but thereafter, all actions or suits attacking the validity of the proceedings and the amount of benefits are perpetually barred.

Section 6. The City Engineer and the Engineering Integration Division are requested and directed to prepare, in the manner required by law, and to present the following to the City Council:

- (a) A revised and detailed estimate of the total cost of the District, including each of the incidental costs, if necessary;
- (b) Full and detailed final plans and specifications for the Project, if necessary;
- (c) A revised map and a revised assessment plat, if necessary; and
- (d) A revised and supplemental Report to the City Council on Benefits, if necessary.

Section 7. That the City Council has also determined and does hereby declare as follows:

- (a) The public convenience and necessity requires the creation of District No. 1486 – Rainbow Boulevard Phase II (Rancho Drive to Ann Road).
- (b) The creation of the District is economically sound and feasible.

- (c) The market value of each of the benefited lots, tracts and parcels of land in the District will be increased by an amount directly attributable to the Project for which the assessment is to be made.

Section 8. 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 Las Vegas, Nevada, Special Improvement District No. 1486 – Rainbow Boulevard Phase II (Rancho Drive to Ann Road) including, but not limited to, the notice of the hearing provided which was mailed, posted, and published, and the same hereby are, ratified, approved and confirmed.

Section 9. The officers of the City are directed to effectuate the provisions of this Resolution.

Section 10. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent of such inconsistency.

Section 11. The invalidity of any provision of this Resolution shall not affect any remaining provisions hereof.

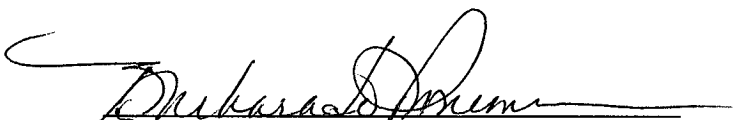
Section 12. The City Council has determined, and does hereby declare, that this Resolution shall be in effect after its passage in accordance with the law.

PASSED AND APPROVED April 3, 2002.



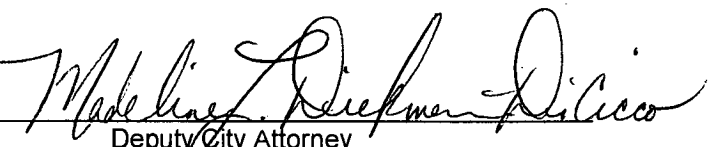
OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to Form:

03-21-02 
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 Clerk" and "City", respectively), 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 April 3, 2002.

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 April 3, 2002, is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this April 3, 2002.

(SEAL)

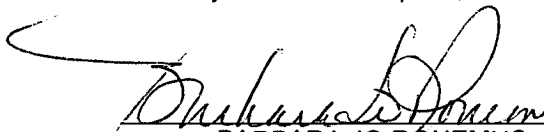

BARBARA JO RONEMUS, City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)

City of Las Vegas

CITY COUNCIL AGENDA

APRIL 3, 2002

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**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.

APRIL 3, 2002**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, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE CITY'S WEBSITE AT www.ci.las-vegas.nv.us. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO 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 THE COUNCIL MEETING.

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION – RABBI RICHARD SCHACHET, VALLEY OUTREACH SYNAGOGUE
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- PROCLAMATION PRESENTATION TO CLINT HOLMES
- RECOGNITION OF THE SENIOR OF THE QUARTER
- RECOGNITION OF THE LAS VEGAS OUTLAWS HOCKEY TEAM
- RECOGNITION OF THE "COMMUNITY ALL-STARS" AWARDS

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 March 6, 2002

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 Special Event Liquor License for Mission of St. Charbel, Location: St. Joseph Husband of Mary, 7260 West Sahara Ave., Date: April 6, 2002, Type: Special Event General, Event: Fund Raising Party, Responsible Person in Charge: Antoine Abi-Nader - Ward 1 (M. McDonald)
5. Approval of a Special Event Liquor License for Junior Mesquite Club, Inc., Location: The Arts Factory, 107 East Charleston Blvd., Date: April 6, 2002, Type: Special Event General, Event: Charitable Art Auction, Responsible Person in Charge: Lisa Haskell - Ward 3 (Reese)
6. Approval of a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Albertson's, Inc., dba Sav-On #9062, 4810 West Ann Road, Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas - Ward 6 (Mack)
7. Approval of a new Package Liquor License subject to the provisions of the fire codes, Albertson's, Inc., dba Albertson's #6018, 7151 West Craig Road, Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas - Ward 6 (Mack)
8. Approval of a new Package Liquor License, Albertson's, Inc., dba Albertson's #6009, 8410 Farm Road, Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas - Ward 6 (Mack)
9. Approval of Change of Ownership and Business Name for a Tavern Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Red Eyed Jack's Sports Bar, Inc., dba Red Eyed Jack's Sports Bar, Jack Galardi, Dir, Pres, Secy, Treas, 100%, To: Crofts & Miller, Inc., dba Ice House Pub, 650 South Main Street, Janet P. Miller, Dir, Pres, 10%, John L. Crofts, Dir, Secy, Treas, 90%, John L. Crofts, III, Mgr - Ward 3 (Reese)
10. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License, From: Tanya, Inc., dba Tanya Restaurant, Ingorn Siripoonpiputkul, Dir, Pres, Secy, 33 1/3%, Emorn Samerthai, Dir, VP, Treas, 33 1/3%, Siriwan R. Trespeses, Dir, 33 1/3%, To: Watana Pongpan, dba House of Thai, 210 West Sahara Ave., Watana Pongpan, 100% - Ward 3 (Reese)
11. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Equilon Enterprises, LLC, dba Texaco Star Mart, 298 South Decatur Blvd., Sherry L. McMaster, Mgr - Ward 1 (M. McDonald)
12. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Equilon Enterprises, LLC, dba Texaco Star Mart, 1500 West Charleston Blvd., Sherry L. McMaster, Mgr - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

13. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Equilon Enterprises, LLC, dba Texaco Star Mart, 598 North Eastern Ave., Sherry L. McMaster, Mgr - Ward 3 (Reese)
14. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Las Vegas Car Wash Investments, LLC, dba Terrible's, 8590 West Lake Mead Blvd., Vickie M. Bass, Mgr - Ward 2 (L.B. McDonald)
15. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Speedee Mart, Inc., dba Speedee Mart #104, 1602 West Oakey Blvd., Gary D. McFall, Jr., Store Mgr - Ward 3 (Reese)
16. Approval of Key Employee for a Package Liquor License, American Drug Stores, Inc., dba Sav-On Drugs #9030, 1600 North Buffalo Drive, Benjamin F. Eballo, Gen Mgr - Ward 4 (Brown)
17. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Rebel Oil Company, Inc., dba Rebel 62, 7100 West Lake Mead Blvd., Marie Lasetter, Mgr - Ward 4 (Brown)
18. Approval of Key Employee for a Package Liquor License, Albertson's, Inc., dba Albertson's #6011, 1650 North Buffalo Drive, Russell P. Marco, Jr., Store Dir - Ward 4 (Brown)
19. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #27452A, 4800 North Jones Blvd., Tammy M. Perry, Shift Mgr - Ward 6 (Mack)
20. Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Professional Management Group, LLC, dba Philips Supper House, 4545 West Sahara Ave., Marcus W. Labonte, Mgr - Ward 1 (M. McDonald)
21. Approval of Change of Business Name for a Tavern Liquor License and a Restricted Gaming License for 15 slots, K & P Enterprises, Inc. dba From: Stateside Lounge, To: Super Sport Lounge, 931 North Las Vegas Blvd., Kenneth W. Bozeman, Dir, Pres, 50%, Phillip A. Bozeman, Dir, Secy, Treas, 50% - Ward 5 (Weekly)
22. Approval of a new Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Southwest Nevada Group, LLC, dba Aristocrat Bistro, 840 South Rancho Drive, Suite 7, Steven J. Keeter, Mmbr, and Cheryl A. Keeter, Mmbr, 100% jointly as husband and wife - Ward 1 (M. McDonald)
23. Approval of a new Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Mariana's Enterprises, dba Mariana's Supermarket, 3631 West Sahara Ave., Hipolito Anaya, Dir, Pres and Ana M. Anaya, Dir, Secy, Treas, 100% jointly as husband and wife - Ward 1 (M. McDonald)
24. Approval of a new Restricted Gaming License for 15 slots, Polonez Polish Deli & Restaurant, Inc. subject to approval by the Nevada Gaming Commission, dba Polonez Polish Deli & Restaurant, 1243 East Sahara Ave., Boguslaw M. Sobol, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
25. Approval of a new Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Fabulous, LLC, dba Fabulous Freddy's Car Wash, 9611 Trailwood Drive, Fred L. Smith, Mgr, Mmbr, 100% - Ward 4 (Brown)
26. Approval of a new Independent Massage Therapist License, Thomas Joel Perpar, dba Thomas Joel Perpar, 8232 Abercrombe Way, Thomas J. Perpar, 100% - Ward 2 (L.B. McDonald)
27. Approval of a new Independent Massage Therapist License, Nicole L. Flangas, dba Nicole L. Flangas, 3029 South Mojave Rd., Nicole L. Flangas, 100% - County
28. Approval of Change of Location and Business Name for an Independent Massage Therapist License, Penelope Lohr, dba From: Penelope G. Lohr, 8905 Condotti Court, To: Pampered by Penne, 1410 South Tenaya Way, Penelope Lohr, 100% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

29. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Linda Angelo, dba Linda Angelo, From: 7310 Smoke Ranch Road, Suite M, To: 2620 Regatta Drive, Suite 113, Linda Angelo, 100% - Ward 4 (Brown)
30. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Melecia Garcia, dba Melecia Garcia, From: 7310 Smoke Ranch Road, Suite M, To: 2620 Regatta Drive, Suite 113, Melecia Garcia, 100% - Ward 4 (Brown)
31. Approval of Change of Location for an Independent Massage Therapist License, Patricia Lanasa, dba Patricia Lanasa, From: 6720 Oak Valley Drive, To: 10401 Santa Cresta Ave., Patricia Lanasa, 100% - Ward 4 (Brown)
32. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Sheryl Moody, dba Great Escape, From: 7310 Smoke Ranch Road, Suite M, To: 2620 Regatta Drive, Suite 113, Sheryl L. Moody, 100% - Ward 4 (Brown)
33. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Brady C. Nevius, dba Brady C. Nevius, From: 7310 Smoke Ranch Road, Suite M, To: 2620 Regatta Drive, Suite 113, Brady C. Nevius, 100% - Ward 4 (Brown)
34. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Jeffrey L. Wolf, dba Jeffrey L. Wolf, From: 7310 Smoke Ranch Road, Suite M, To: 2620 Regatta Drive, Suite 113, Jeffrey L. Wolf, 100% - Ward 4 (Brown)
35. Approval of Change of Location for an Independent Massage Therapist License, Michael B. Peterman, dba Michael B. Peterman, From: 7310 Smoke Ranch Road, Suite M, To: 6806 Little Brook Street, Michael B. Peterman, 100% - Ward 6 (Mack)
36. Approval of Change of Location for an Independent Massage Therapist License, Anhtu Nguyen, dba Anhtu Nguyen, From: 10001 Dove Ridge Drive, To: 4355 Spring Mountain Road, #202, Anhtu Nguyen, 100% - County
37. Approval of Change of Location for an Independent Massage Therapist License, Lorie Lynn York, dba Green Tree Massage Therapy, From: 6517 Pinon Pine Way, To: 1921 Capo San Vito Ave., Lori L. York, 100% - County
38. Approval of Change of Ownership and Business Name for a Massage Establishment License, From: DDS Enterprises, LLC, dba Shear Indulgence Beauty Salon, Donald D. Senkewicz, Mmbr, 90%, Maria D'Ourdes Senkewicz, Mmbr, 10%, To: BJ Townham, dba Shear Indulgence, 5000 West Oakey Blvd., Suite B-3, Billie P. Townsend-Farnham, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
39. Approval of a new Psychic Art and Science License, Matthew Name, dba Matthew Name, 6848 West Charleston Blvd., Matthew J. Name, 100% - Ward 1 (M. McDonald)
40. Approval of the issuance of a purchase order for an Annual Contract for Product and Technical Support Services for the Oracle system (TB) - Department of Information Technologies - Award recommended to: ORACLE CORPORATION (\$447,417 - General Fund)
41. Approval of the issuance of a purchase order for a Security Camera System (KF) - Department of Detention & Enforcement - Award recommended to: NETVERSANT-NEVADA, INC. (\$62,952 - Capital Projects Fund) - Ward 3 (Reese)
42. Preapproval of Bid Number 02.19401.01-LED, Replace HVAC System, Dula Gym to the lowest responsive & responsible or best bidder and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works (Monetary range \$45,000 to \$60,000 - Capital Projects Fund) - Ward 5 (Weekly)
43. Approval of issuance of a purchase order for Psychological Assessments of City of Las Vegas public safety candidates - Department of Human Resources - Award recommended to: HARRISON C. STANTON, PHD (\$47,500 - General Fund)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

44. Approval of First Amendments to the Home Investments Partnerships ("HOME") Program Agreements to Fund Community Development Programs Center of Nevada (CDPCN), Economic Opportunity Board of Clark County (EOB), and Women's Development Center (WDC) Homebuyer Assistance Programs to revise the Scope of Service concerning amendments and refinancing - All Wards
45. Approval of the Department of Justice sponsored City of Las Vegas Weed and Seed Initiative Interlocal Agreement in the amount of \$50,000 with the Las Vegas Metropolitan Police Department Downtown Area Command - Wards 3 and 5 (Reese and Weekly)
46. Approval of the Department of Justice sponsored City of Las Vegas Weed and Seed Initiative Interlocal Agreement in the amount of \$50,000 with the Las Vegas Metropolitan Police Department Northwest Area Command - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - CONSENT

47. Approval of Supplemental Cooperative Agreement #48G to close out the Lake Mead Boulevard Interchange with Oran K. Gragson Expressway Project by and between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada - Ward 4 (Brown)
48. 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 (SW1/4) of Section 17, T19S, R60E, M.D.M., generally located on the north side of Elkhorn Road, between Fort Apache Road and El Capitan Way - APN's 125-17-401-006, -007 and -008 - Ward 6 (Mack)
49. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes for a proposed interchange at U.S. 95 (Rancho Drive) and Horse Drive and adjoining roads on portions of land lying within Sections 6 and 7, T19S, R60E, M.D.M., generally located on the west side of Grand Canyon from Grand Teton to U.S. 95, the west side of Fort Apache Road from Horse to Moccasin, the east side of Fort Apache Road from Log Cabin to Moccasin, the north and south sides of Iron Mountain Road between Fort Apache Road and U.S. 95 and an area lying between U.S. 95 and Horse Drive, south of Brent Lane - APN's 125-06-001-001, -002-009, 125-07-101-002, -201-002, -301-002, -401-002, -501-001, -501-002, -602-001, -602-002 - Ward 6 (Mack)
50. Approval of a Grant Deed from the Roman Catholic Bishop of Las Vegas, and his successors, a corporation sole, who acquired title as The Roman Catholic Bishop of Reno, a corporation sole, for a portion of the Southeast Quarter (SE 1/4) of Section 3, T21S, R61E, M.D.M., for dedication of rights of way on Canosa Avenue, located east of Maryland Parkway (previously recorded in the Office of the Recorder, Clark County, Nevada in Book 20011205 as Instrument No. 01602) (11-27-01) 162-03-704-009 - Ward 3 (Reese)
51. Approval of Interlocal Agreement #108011 with the Las Vegas Valley Water District for Peak Drive Nominal Storm Drainage Improvement project (\$66,000 - Las Vegas Valley Water District) - Ward 6 (Mack)
52. Approval of a Second Amendment to Professional Services Agreement with Kimley-Horn and Associates to provide engineering design and construction phase services for Vegas Drive/Owens Avenue from Rancho Drive to Interstate 15 (\$90,000 - Regional Transportation Commission) - Ward 5 (Weekly)
53. Approval of an Encroachment Request from Elizabeth R. Fedler on behalf of Clark County School District, owner, (northwest corner of Riverside Drive and Silver Lake Drive) - Ward 5 (Weekly)
54. Approval of an Encroachment Request from Frank Hawkins, Junior, on behalf of Ernie Cragin Limited Partnership, owner (southeast corner of Sunrise Avenue and 28th Street) - Ward 3 (Reese)
55. Approval of Sewer Connection and Interlocal Contract with Clark County Sanitation District - J. Luis Del Toro and Leticia Del Toro, owners (1555 Smith Street, APN 138-25-102-002) - County (near Ward 1 - M. McDonald)

PUBLIC WORKS DEPARTMENT - CONSENT

56. Approval of an Encroachment Request from Harold P. Foster on behalf of Hermes Associates, Limited, owner (northwest corner of Charleston Boulevard and Maryland Parkway) - Ward 5 (Weekly)
57. Approval of an Encroachment Request from KB Home Nevada, Incorporated, owner (northeast corner of Alexander Road and Fort Apache Road) - Ward 4 (Brown)
58. Approval of an Encroachment Request from The WLB Group on behalf of S. D. A. S. H. S. Apartments, Limited, owner (southwest corner of Carson Avenue and Ninth Street) - Ward 5 (Weekly)
59. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Stephen N. Edelstein, Albert Edelstein, and Pauline Edelstein, owners (southwest corner of Hickam Avenue and El Capitan Way, APNs 138-05-401-031, 138-05-401-032, 138-05-401-033 and 138-05-401-034) - County (near Ward 4 - Brown)
60. Approval of an Encroachment Request from John Kidd on behalf of Albert Eugene, Limited Partnership, owner (southeast corner of Garces Avenue and Ninth Street) - Ward 5 (Weekly)

RESOLUTIONS - CONSENT

61. R-22-2002 - Approval of a Resolution Awarding Bid regarding: Special Improvement District No. 1477 - Tenaya Way and Azure Drive (\$1,609,097.41 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
62. R-23-2002 - Approval of a Resolution Disposing of the Protests made at the Hearing on the Provisional Order regarding: Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) (\$159,446.82 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)
63. R-24-2002 - Approval of a Resolution Disposing of Protests made at the Hearing on the Provisional Order regarding: Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) (\$76,072/yr - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)
64. R-25-2002 - Approval of a Resolution Disposing of Protests made at the Hearing on the Provisional Order regarding: Special Improvement District No. 1486 - Rainbow Boulevard Phase II (Rancho Drive to Ann Road) (\$439,177.02 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
65. R-26-2002 - Approval of a resolution establishing the Cemetery Perpetual Care Fund

REAL ESTATE COMMITTEE - CONSENT

66. ABEYANCE ITEM - Approval of a Lease Agreement between the City of Las Vegas and Nevada Hospitality Service, LLC, (NHS) for a news/sundry stand at the Downtown Transportation Center (DTC) located at 300 North Casino Center Boulevard (\$4,800 minimum first year revenue - Transportation Services - Miscellaneous Rentals) - Ward 5 (Weekly)
67. ABEYANCE ITEM - Approval of a Lease Agreement between the City of Las Vegas and Nevada Hospitality Service, LLC, (NHS) for an automatic teller machine (ATM) at the Downtown Transportation Center (DTC) located at 300 North Casino Center Boulevard (\$6,000 minimum first year revenue - Transportation Services - Miscellaneous Rentals) - Ward 5 (Weekly)
68. ABEYANCE ITEM - Approval of a Lease Agreement between the City of Las Vegas and Nevada Hospitality Service, LLC, (NHS) for a storage area at the Downtown Transportation Center (DTC) located at 300 North Casino Center Boulevard (\$3,600 first year revenue - Transportation Services - Miscellaneous Rentals) - Ward 5 (Weekly)
69. ABEYANCE ITEM - Approval of a Lease Agreement between the City of Las Vegas and Nevada Hospitality Service, LLC, (NHS) for a food cart at the Downtown Transportation Center (DTC) located at 300 North Casino Center Boulevard (\$7,800 minimum first year revenue - Transportation Services - Miscellaneous Rentals) - Ward 5 (Weekly)

REAL ESTATE COMMITTEE – CONSENT

70. Approval of Memorandum of Understanding (MOU) 2002-3 with Mountain Ridge Little League (MRLL) for field modifications at Mountain Ridge Park, 7151 Oso Blanca Road - Ward 6 (Mack)
71. Approval of a Lease Agreement with the Urban Chamber of Commerce for 1,600 square feet of retail space in the City-owned portion of Nucleus Plaza, located at 1048 West Owens Avenue - Ward 5 (Weekly)
72. Approval authorizing staff to submit an application to the Bureau of Land Management (BLM) for 25 acres of land identified as Parcel Numbers 137-12-401-001 and -012, located on the northeast corner of Cheyenne Avenue and Puli Drive for a public park (\$100 - Public Works/Real Estate/Rental of Land) - Ward 4 (Brown)
73. Approval authorizing staff to submit an application to the Bureau of Land Management (BLM) for 20 acres of land identified as Parcel Number 137-12-101-008, located on the southeast corner of Bradshaw Road and Puli Drive for a public park (\$100 - Public Works/Real Estate/Rental of Land) - Ward 4 (Brown)

DISCUSSION / ACTION ITEMS**ADMINISTRATIVE - DISCUSSION**

74. Report from the City Manager on emerging issues

BUSINESS DEVELOPMENT - DISCUSSION

75. Discussion and possible action regarding extension of Agreement between City Parkway IV, Inc., City Parkway V, Inc. and Southwest Sports Realty, LP to negotiate a Disposition and Development Agreement (DDA) of property known as 100 South Grand Central Parkway located at the northeast corner of Grand Central Parkway and Bonneville Avenue - Ward 5 (Weekly)

CITY ATTORNEY - DISCUSSION

76. Discussion and possible action on Appeal of Work Card Denial: Approved April 4, 2001 subject to one-year review: Joseph Thomas Monscivitz, Jr., 515 Utah, Boulder, Nevada 89005

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

77. Discussion and possible action regarding a moratorium on the issuance of new massage establishment licenses
78. Discussion and possible action regarding a new Package Liquor License subject to the provisions of the planning codes, MNSNV, LLC, dba ABC Stores, 23 Fremont Street, MNS, Ltd., Mmbr, 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chairman, Riki S. Morimoto, Dir, EVP, CFO, NHC, Inc., 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chairman, Riki Morimoto, Dir, EVP, CFO, (Note: Item to be heard in the afternoon session in conjunction with Item #131 - Special Use Permit #U-0147-01) - Ward 3 (Reese)
79. Discussion and possible action regarding a One Year Review of a Beer/Wine/Cooler Off-sale Liquor License, Rageh Hashem, dba Food Fair Market, 632 H Street, Rageh H. Hashem, 100% - Ward 5 (Weekly)
80. Discussion and possible action regarding the first quarterly approval of Qualified Contractors for the period April 3, 2002 through January 1, 2004 pursuant to City of Las Vegas Qualification Plan

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

81. Discussion and possible action on the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board recommendations to allocate \$26,600 for 27 youth initiated projects and authorize the director of Neighborhood Services to execute the agreements - All Wards
82. Discussion and possible action on an allocation of \$10,000 to the Key Foundation in Emergency Shelter Grant (ESG) grant funds - All Wards

PUBLIC WORKS DEPARTMENT - DISCUSSION

83. Discussion and possible action regarding an Engineering Design Services Agreement with Kimley-Horn and Associates, Inc. for the Bonneville/Clark and 4th Street/Casino Center One-Way Couplet Conversions Traffic Study (\$196,000 - Regional Transportation Commission) – Wards 3 and 5 (Reese and Weekly)
84. Discussion and possible action regarding the budget and an Artist Agreement for an Art Project at Fire Fighter's Memorial Park (\$250,000 - outside donations) - Ward 1 (M. McDonald)

RESOLUTIONS - DISCUSSION

85. R-27-2002 - Discussion and possible action regarding a Resolution adopting West Las Vegas Neighborhood Plan 2001-2006 as an Addendum to the Neighborhood Planning Process Component of the City of Las Vegas General Plan - Ward 5 (Weekly)

BOARDS & COMMISSIONS - DISCUSSION

86. ABEYANCE ITEM - Discussion and possible action on the appointment of a Community at Large representative to the Las Vegas Centennial Celebration Committee
87. ABEYANCE ITEM - Discussion and possible action to appoint two new Mayor's Organizational Representatives to the Las Vegas Centennial Celebration Committee
88. LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT BOARD OF TRUSTEES – Nikki Sobkowski, Term Expiration 4-18-2005 (Resigned)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION**BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING**

89. Bill No. 2001-115 - Requires certain disclosures in connection with the sale of a residence or residential lot. (Proposed to be amended so as to apply only to the sale of new dwellings) Sponsored by: Mayor Oscar B. Goodman
90. Bill No. 2002-36 – Annexation No. A-0069-01(A) – Property location: On the southwest corner of Washburn Road and Bronco Lane; Petitioned by: Secretary of Veteran's Affairs; Acreage: 1.30 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
91. Bill No. 2002-37 – Annexation No. A-0070-01(A) – Property location: On the northeast corner of Alexander Road and the proposed beltway; Petitioned by: City of Las Vegas; Acreage: 5.53 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 92. Bill No. 2002-38 – Annexation No. A-0071-01(A) – Property location: On the east side of Smithsonian Way, approximately 1,195 feet north of Ann Road; Petitioned by: Ron Lisiewski, et al; Acreage: 2.04 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack
- 93. Bill No. 2002-39 – Annexation No. A-0074-01(A) – Property location: On the southeast corner of Rome Boulevard and Tioga Way; Petitioned by: Romneer Limited Partnership; Acreage: 9.28 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack
- 94. Bill No. 2002-40 – Annexation No. A-0081-01(A) – Property location: On the northwest corner of Grand Teton Road and Cimarron Road; Petitioned by: McNamee Family Partnership; Acreage: 30.41 acres; Zoned: R-A and R-E (County zoning), R-A and U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
- 95. Bill No. 2002-41 – Allows certain retail uses a waiver from the minimum 400-foot separation requirement pertaining to liquor establishments (off-premise consumption). Proposed by: Robert S. Genzer, Director of Planning and Development
- 96. Bill No. 2002-42 – Adopts development agreement with Montecito Town Center, LLC for the Montecito Town Center. Proposed by: Robert S. Genzer, Director of Planning and Development

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.

- 97. Bill No. 2002-43 – Annexation No. A-0011-99(A) – Property location: On the south side of Alexander Road, approximately 965 feet west of Durango Drive; Petitioned by: City of Las Vegas; Acreage: 2.70 acres; Zoned: R-E and P-F (County zoning), C-V (City equivalent). Sponsored by: Councilman Larry Brown
- 98. Bill No. 2002-44 – Annexation No. A-0079-01(A) – Property location: 340 feet east of the Fort Apache Road alignment and 660 feet south of the Elkhorn Road alignment; Petitioned by: The England, LLC; Acreage: 5.08 acres; Zoned: R-E (County zoning), U (ML-TC) (City equivalent). Sponsored by: Councilman Michael Mack
- 99. Bill No. 2002-45 – Annexation No. A-0084-01(A) – Property location: On the southeast corner of Alexander Road and the western beltway; Petitioned by: Summitt Holdings, LLC, et al.; Acreage: 20.95 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown
- 100. Bill No. 2002-46 – Annexation No. A-0085-01(A) – Property location: Southwest of the intersection of Racel Street and Al Carrison Street; Petitioned by: McNamee Family Partnership, et al.; Acreage: 7.54 acres; Zoned: R-A (County zoning), R-A and U (PCD) (City equivalents); Sponsored by: Councilman Michael Mack

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.

- 101. Bill No. 2002-47 – Annexation No. A-0008-01(A) – Property location: On the southwest corner of Decatur Boulevard and Jean Avenue; Petitioned by: Knauss Enterprises; Acreage: 1.01 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Lawrence Weekly

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.

102. Bill No. 2002-48 – Annexation No. A-0039-01(A) – Property location: On the northeast corner of Ann Road and Rio Vista Street; Petitioned by: Vista Pointe Plaza, LLC; Acreage: 1.01 acres; Zoned: R-E (ROI to C-P) (County zoning), R-E (ROI to P-R) (City equivalent). Sponsored by: Councilman Michael Mack
103. Bill No. 2002-49 – Annexation No. A-0051-01(A) – Property location: On the southeast corner of Bronco Street and Tropical Parkway; Petitioned by: Paul and Nola Ann Harber; Acreage: 2.30 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack
104. Bill No. 2002-50 – Annexation No. A-0052-01(A) – Property location: On the northeast corner of Bronco Street and Corbett Lane; Petitioned by: William Harber; Acreage: 2.31 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
105. Bill No. 2002-51 – Annexation No. A-0066-01(A) – Property location: On the west side of Jones Boulevard, 630 feet north of Cheyenne Avenue; Petitioned by: Timothy and Barbara Williams; Acreage: 0.59 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
106. Bill No. 2002-52 – Annexation No. A-0077-01(A) – Property location: On the south side of Regena Avenue, approximately 150 feet east of El Capitan Way; Petitioned by: City of Las Vegas; Acreage: 0.65 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
107. Bill No. 2002-53 – Annexation No. A-0001-02(A) – Property location: On the west side of U. S. 95, approximately 660 feet south of Craig Road; Petitioned by: Craig Marketplace, LLC; Acreage: 1.58 acres; Zoned: C-1 and C-P (County zoning), C-1 (City equivalent). Sponsored by: Councilman Michael Mack
108. Bill No. 2002-54 – Prohibits the storage of dumpsters within street and sidewalk areas. Sponsored by: Councilman Gary Reese
109. Bill No. 2002-55 – Amends the zoning regulations to include provisions concerning the consideration of “projects of regional significance.” Proposed by: Robert S. Genzer, Director of Planning and Development
110. Bill No. 2002-56 – Amends the zoning regulations to allow monorail systems by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development
111. Bill No. 2002-57 – Ordinance Creating Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) Sponsored by: Step Requirement
112. Bill No. 2002-58 – Ordinance Creating Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) Sponsored by: Step Requirement
113. Bill No. 2002-59 – Ordinance Creating Special Improvement District No. 1486 - Rainbow Boulevard Phase II (Rancho Drive to Ann Road) Sponsored by: Step Requirement

1:00 P.M. - AFTERNOON SESSION

114. 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

PLANNING & DEVELOPMENT DEPARTMENT

The items listed below, where appropriate, have been reviewed by the various City departments relative to requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and building and fire regulations. Their comments and/or recommendations and requirements have been incorporated into the action.

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

115. REVIEW OF CONDITION - Z-0075-91(12) - MOUNTAIN SPA RESIDENTIAL DEVELOPMENT, LIMITED LIABILITY COMPANY ON BEHALF OF PULTE HOMES - Request for a Review of Condition #23 on an approved Rezoning (Z-0075-91) WHICH REQUIRED IN THE EVENT THE DEVELOPER SELLS THE PROPERTY (Mountain Spa Development) OR THE PROPERTY IS DEVELOPED BY ANOTHER PARTY, THE ZONING FOR THIS PROPERTY WILL REVERT TO R-E (Residence Estates) UNLESS APPROVED BY CITY COUNCIL, generally located south of Iron Mountain Road, west of Rainbow Boulevard (APNs: 125-10-501-003 and 125-10-801-002), R-PD3 (Residential Planned Development - 3 Units Per Acre) Zone, Ward 6 (Mack). Staff recommends APPROVAL
116. REVIEW OF CONDITION - PUBLIC HEARING - U-0043-00(1) - REBEL OIL COMPANY - Request for a Review of Condition Number 2 on an approved Special Use Permit which prohibited the sale of individual containers of any size beer, wine cooler, or screw cap wine on property located adjacent to the southeast corner of Tenaya Way and Craig Road (APN: 138-03-701-019), C-1 (Limited Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL
117. ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - U-0108-01(1) - ENTERPRISE LEASING COMPANY WEST - Request for a Review of Condition No. 8 of an Approved Special Use Permit (U-0108-01) TO ALLOW ONE 30-FOOT TALL FREESTANDING SIGN WHERE ONE 15-FOOT TALL FREESTANDING SIGN IS THE MAXIMUM ALLOWED BY CONDITION at 4840 West Charleston Boulevard (APN: 138-36-804-006), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL
118. REVIEW OF CONDITION - PUBLIC HEARING - CV-0002-81(5) - CITY OF LAS VEGAS - Request for a Review of Condition to eliminate the requirement that all bookings for the Detention Facility located adjacent to the northeast corner of Stewart Avenue and Mojave Road be done at City Hall (APN: 139-36-604-001), C-V (Civic) Zone, Ward 3 (Reese). Planning and Development staff has no recommendation. Detention and Enforcement staff recommends APPROVAL
119. ABEYANCE ITEM - AMENDMENT TO THE LAS VEGAS REDEVELOPMENT PLAN - PUBLIC HEARING - DB-0019-01 - CITY OF LAS VEGAS - Discussion and Possible Action on a proposed Amendment to the Las Vegas Redevelopment Plan Implementation Designations Area 5C to allow PF (Public Facility) land uses, generally located within the area bounded by South 14th Street and South Bruce Street on the west; Ogden Avenue and Sunrise Avenue on the north; Eastern Avenue on the east; and Charleston Boulevard and Fremont Street on the south (APN: Multiple), Ward 3 (Reese) and Ward 5 (Weekly). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
120. ABEYANCE ITEM - REZONING - PUBLIC HEARING - Z-0096-01 - CLARK COUNTY SCHOOL DISTRICT - Request for a Rezoning FROM: C-1 (Limited Commercial) and C-2 (General Commercial) TO: C-V (Civic) on 4.59 acres located adjacent to the northeast corner of Bruce Street and Fremont Street (APN: 139-35-701-001), PROPOSED USE: ELEMENTARY SCHOOL, Ward 3 (Reese). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
121. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0096-01 - PUBLIC HEARING - Z-0096-01(1) - CLARK COUNTY SCHOOL DISTRICT - Request for a Site Development Plan Review and a Reduction in the Perimeter Landscape Requirements FOR AN ELEMENTARY SCHOOL on 4.59 acres located adjacent to the northeast corner of Bruce Street and Fremont Street (APN: 139-35-701-001), C-1 (Limited Commercial) and C-2 (General Commercial) Zone, PROPOSED: C-V (Civic) Zone, Ward 3 (Reese). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

122. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0096-98(3) - CARINA CORPORATION - Request for a Site Development Plan Review FOR A 57-LOT ADDITION TO AN APPROVED SINGLE FAMILY RESIDENTIAL SUBDIVISION on 10.39 acres located adjacent to the east side of Cimarron Road, approximately 1,300 feet north of Farm Road (APN: 125-16-501-002), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: R-PD5 (Residential Planned Development - 5 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
123. VACATION - PUBLIC HEARING - VAC-0045-01 - OVID A. AND EDNA E. MOORE - Petition to vacate Versi Mount Road generally located between Grand Teton Drive and Ackerman Avenue, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
124. REQUIRED ONE YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0046-92(4) - CITY PARKWAY IV A, INC. ON BEHALF OF VIACOM OUTDOOR (INFINITY) - Required One Year Review of an approved Variance which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign 690 feet from an existing off-premise advertising (billboard) sign where 750 feet is the minimum distance separation allowed on the north side of the Oran K. Gragson Highway (U.S. 95), between Bonanza Road and Grand Central Parkway, 150 feet west of the centerline of the Union Pacific Railroad tracks (APN: 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
125. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0238-91(4) - CITY PARKWAY IV A, INC. ON BEHALF OF LAMAR OUTDOOR ADVERTISING COMPANY - Required One Year Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign on the south side of Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN: 139-27-401-031), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
126. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0262-94(2) - CHARWEST, INC. ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Required Two Year Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign at 4820 West Charleston Boulevard (APN: 138-36-804-008), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL
127. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0265-94(2) - URBAN LAND NEVADA ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Required Two Year Review on an approved Special Use Permit which allowed a 55 foot high, 14 foot x 48 foot off-premise advertising (billboard) sign at 2550 Highland Drive (APN: 162-09-110-019), M (Industrial) Zone, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL
128. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0127-99(1) - SAHARA WEST PLAZA, LIMITED LIABILITY COMPANY ON BEHALF OF NISSAN WEST - Required Two Year Review on an approved Special Use Permit which allowed a minor auto repair garage at 4601 West Sahara Avenue (APN: 162-07-101-004), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL
129. REQUIRED REVIEW - PUBLIC HEARING - Z-0100-97(7) - UNION PACIFIC RAILROAD COMPANY, ET AL ON BEHALF OF ELLER OUTDOOR ADVERTISING COMPANY AND VIACOM OUTDOOR ADVERTISING - Required One Year Review for 12 existing off-premise advertising (billboard) signs on property bounded by U.S.-95, I-15 and Grand Central Parkway (APN: 139-33-710-001, 139-33-610-004, 139-33-511-003, 004, 139-27-410-002 and 005) PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
130. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0167-01 - GILBERT LEVY ON BEHALF OF REAGAN NATIONAL ADVERTISING - Appeal filed by Reagan National Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 24-FOOT BY 28-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 401 West Bonanza Road (APN: 139-27-401-016), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

131. SPECIAL USE PERMIT - PUBLIC HEARING - U-0147-01 - SMK, INC. ON BEHALF OF MNSNV LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR THE SALE OF PACKAGED LIQUOR FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A CONVENIENCE STORE (ABC STORE) at 23 Fremont Street (APN: 139-34-111-037), C-2 (General Commercial) Zone, Ward 3 (Reese). (NOTE: This item to be heard in conjunction with Morning Session Item #78) Staff recommends DENIAL. The Planning Commission (4-0-1 vote) recommends APPROVAL
132. REZONING - PUBLIC HEARING - Z-0100-01 - RL HOMES, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD6 (Residential Planned Development - 6 Units Per Acre) on 4.48 acres adjacent to the southwest corner of El Capitan Way and Brent Lane (APN: 125-08-203-005), PROPOSED USE: 23-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
133. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0100-01 - PUBLIC HEARING - Z-0100-01(1) - RL HOMES, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 23-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 4.48 acres adjacent to the southwest corner of El Capitan Way and Brent Lane (APN: 125-08-203-005), R-E (Residence Estates) Zone [PROPOSED: R-PD6 (Residential Planned Development - 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
134. REZONING - PUBLIC HEARING - Z-0101-01 - ESHANOLLAH AND JANET KASHANI, ET AL ON BEHALF OF RL HOMES, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) Zone TO: R-PD6 (Residential Planned Development - 6 Units Per Acre) on 12.26 acres generally located adjacent to the southeast corner of Thom Boulevard and Severance Lane (APN: 125-13-803-001, 002 and 003), PROPOSED USE: SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
135. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0101-01 - PUBLIC HEARING - Z-0101-01(1) - ESHANOLLAH AND JANET KASHANI, ET AL ON BEHALF OF RL HOMES, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 69-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 12.26 acres generally located adjacent to the southeast corner of Thom Boulevard and Severance Lane (APN: 125-13-803-001, 002 and 003) R-E (Residence Estates) Zone [PROPOSED: R-PD6 (Residential Planned Development - 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
136. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0051-01 - SMOKE RANCH JONES PARTNERSHIP - Request to Amend a portion of the Southwest Sector Plan FROM: SC (Service Commercial) TO: GC (General Commercial) on 0.53 acres north of Smoke Ranch Road approximately 150 feet west of Jones Boulevard (APN: 138-14-802-009), Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL
137. REZONING RELATED TO GPA-0051-01 - PUBLIC HEARING - Z-0093-01 - SMOKE RANCH JONES PARTNERSHIP - Request for a Rezoning FROM: U (Undeveloped) [SC (Service Commercial) General Plan Designation] TO: C-2 (General Commercial) Zone, on 0.53 acres located north of Smoke Ranch Road approximately 150 feet west of Jones Boulevard (APN: 138-14-802-009), PROPOSED USE: FULL AND SELF SERVICE CAR WASH, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL
138. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0051-01 AND Z-0093-01 - PUBLIC HEARING - Z-0093-01(1) - SMOKE RANCH JONES PARTNERSHIP - Request for a Site Development Plan Review FOR A PROPOSED FULL AND SELF-SERVICE CAR WASH on 0.53 acres located north of Smoke Ranch Road approximately 150 feet west of Jones Boulevard (APN: 138-14-802-009), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] [PROPOSED: C-2 (General Commercial)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 139.ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0055-01 - ELKHORN DECATUR CORNER TRUST ON BEHALF OF HOLDEN DEVELOPMENT COMPANY, LIMITED - Request to amend the Centennial Hills Sector Plan FROM: ML (MEDIUM LOW DENSITY RESIDENTIAL) TO: SC (SERVICE COMMERCIAL) on 1.49 acres located adjacent to the northwest corner of Decatur Boulevard and Elkhorn Road (APN: 125-13-803-010 & 015), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
- 140.ABEYANCE ITEM - REZONING RELATED TO GPA-0055-01 - PUBLIC HEARING - Z-0098-01 - ELKHORN DECATUR CORNER TRUST ON BEHALF OF HOLDEN DEVELOPMENT COMPANY, LIMITED - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) Zone TO: C-1 (LIMITED COMMERCIAL) Zone on 1.49 acres located adjacent to the northwest corner of Decatur Boulevard and Elkhorn Road (APN: 125-13-803-010, & 015), PROPOSED USES: DRUGSTORE AND SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
- 141.ABEYANCE ITEM - VARIANCE RELATED TO GPA-0055-01 AND Z-0098-01 - PUBLIC HEARING - V-0096-01 - ELKHORN DECATUR CORNER TRUST ON BEHALF OF HOLDEN DEVELOPMENT COMPANY, LIMITED - Request for a Variance TO ALLOW 62 PARKING SPACES WHERE 69 PARKING SPACES ARE REQUIRED FOR A PROPOSED 11,987 SQUARE FOOT DRUGSTORE (CVS PHARMACY) on 1.49 acres located adjacent to the northwest corner of Decatur Boulevard and Elkhorn Road (APN: 125-13-803-010 & 015), R-E (Residence Estates) Zone, PROPOSED: C-1 (LIMITED COMMERCIAL) Zone, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
- 142.ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0055-01, Z-0098-01 AND V-0096-01 - PUBLIC HEARING - Z-0098-01(2) - ELKHORN DECATUR CORNER TRUST ON BEHALF OF HOLDEN DEVELOPMENT COMPANY, LIMITED - Request for a Site Development Plan Review FOR A PROPOSED 11,987 SQUARE FOOT DRUG STORE (CVS PHARMACY) on 1.49 acres located adjacent to the northwest corner of Decatur Boulevard and Elkhorn Road (APN: 125-13-803-010 & 015), R-E (Residence Estates) Zone, PROPOSED: C-1 (LIMITED COMMERCIAL), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
- 143.GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0056-01 - CAPITAN REAL ESTATE TRUST ON BEHALF OF REALTY MANAGEMENT, INC. - Request to Amend a portion of the Town Center Master Plan FROM: ML-TC (Medium Low - Town Center) TO: SX-TC (Suburban Mixed Use) on 5.04 located adjacent to the west side of El Capitan Way approximately 660 feet south of Elkhorn Road (APN: 125-20-201-006), Ward 6 (Mack). The Planning Commission (2-0-3 vote on a motion for approval) failed to obtain a super majority vote which is tantamount to DENIAL and staff recommends DENIAL
- 144.REZONING RELATED TO GPA-0056-01 - PUBLIC HEARING - Z-0099-01 - CAPITAN REAL ESTATE TRUST ON BEHALF OF REALTY MANAGEMENT, INC. - Request for a Rezoning FROM: U (Undeveloped) [TC (Town Center) General Plan Designation] TO: TC (Town Center) Zone on 15.16 acres located adjacent to the west side of El Capitan Way approximately 660 feet south of Elkhorn Road (APN: 125-20-201-006, 007, and 008), PROPOSED USES: MULTI-FAMILY RESIDENTIAL AND COMMERCIAL, Ward 6 (Mack). The Planning Commission (2-0-3 vote) and staff recommend APPROVAL
- 145.ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0059-01 - TELOS ENTERPRISES, INCORPORATED, ET AL - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: M (Medium Density Residential) and SC (Service Commercial) TO: GC (General Commercial) on 4.24 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN: 138-24-804-005, 006, 015, 017, and 018), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 146.ABEYANCE ITEM - REZONING RELATED TO GPA-0059-01 - PUBLIC HEARING - Z-0107-01 - TELOS ENTERPRISES, INCORPORATED, ET AL - Request for Rezoning FROM: C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation], and R-E (Residence Estates) Zone TO: C-2 (General Commercial) on 4.24 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN's: 138-24-804-005, 006, 015, 017, and 018), PROPOSED USE: AUTO/RV STORAGE FACILITY, Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 147.ABEYANCE ITEM - VARIANCE RELATED TO GPA-0059-01 AND Z-0107-01 - PUBLIC HEARING - V-0101-01 - TELOS ENTERPRISES, INCORPORATED, ET AL Request for a Variance TO ALLOW A SIX FOOT FRONT SETBACK WHERE TWENTY FEET IS THE MINIMUM FRONT YARD SETBACK REQUIRED; TO ALLOW A ZERO FOOT REAR SETBACK WHERE TWENTY FEET IS THE MINIMUM REAR YARD SETBACK REQUIRED; AND TO ALLOW A ZERO FOOT SIDE YARD SETBACK WHERE TEN FEET IS THE MINIMUM SIDE YARD SETBACK REQUIRED on 2.0 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN: 138-24-804-005, 006, and 017), C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation], and R-E (Residence Estates) Zone, PROPOSED: C-2 (General Commercial), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 148.ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0059-01, Z-0107-01 AND V-0101-02 - PUBLIC HEARING - Z-0107-01(1) - TELOS ENTERPRISES, INCORPORATED, ET AL - Request for a Site Development Plan Review and Reduction in the Perimeter Landscape Requirements FOR AN AUTOMOBILE/RV STORAGE FACILITY on 2.0 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN: 138-24-804-005, 006, and 017), C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation], and R-E (Residence Estates) Zone, PROPOSED: C-2 (General Commercial), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
- 149.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:

Las Vegas Library, 833 Las Vegas Boulevard North
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