

RESOLUTION NO. R-90-2002

A RESOLUTION DIRECTING THE CITY TREASURER OF THE CITY OF LAS VEGAS TO APPORTION THE UNCOLLECTED AMOUNT OF THE SPECIAL ASSESSMENT AGAINST ANY LOT OR PARCEL OF PROPERTY WITHIN CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 707 (SUMMERLIN AREA) THAT HAS BEEN DIVIDED SINCE SUCH SPECIAL ASSESSMENT WAS LEVIED THEREAGAINST AMONG THE SEVERAL PARTS INTO WHICH SUCH LOT OR PARCEL HAS BEEN DIVIDED AND TO PREPARE, SUBMIT AND FILE WITH THE CITY CLERK OF SAID CITY A REPORT OF SUCH APPORTIONMENT.

WHEREAS, the City of Las Vegas (hereinafter the "City"), in the County of Clark and State of Nevada, is organized and operating pursuant to the provisions of Chapter 517, Statutes of Nevada 1983, as the same have been amended to the date hereof, and the general laws of the State; and

WHEREAS, by Ordinance No. 3992 that was duly passed, adopted and approved by the City Council of the City (hereinafter the "City Council") on the 15th day of May, 1996, the City Council created "City of Las Vegas, Nevada, Special Improvement District No. 707 (Summerlin Area)" (hereinafter the "District" herein) for the purposes of providing for the acquisition, construction and installation of street, road, sanitary sewer, storm sewer/drainage improvements, and water main projects (hereinafter the "Project"), by defraying the entire cost and expense of the Project by special assessments, against the assessable lots and parcels of property within the District according to the benefits that would be derived from the Project by the respective lots and parcels that were to be so assessed, all in accordance with the provisions of Chapter 271, et seq., of the Nevada Revised Statutes that provide therefor; and

WHEREAS, by Ordinance No. 3993 that was duly passed, adopted and approved by the City Council on the 15th day of May, 1996, the City Council assessed all of the

1 costs and expenses of acquiring, constructing, and installing the Project against the
2 assessable lots and parcels of property within the District that were benefited by the
3 Project; and

4 WHEREAS, NRS 271.425 provides that, if any lot or parcel of property within a
5 special improvement district, that has been created by a municipality in the State, is
6 divided after a special assessment thereupon has been levied and divided into
7 installments and before the collection of all of the installments, the governing body of the
8 municipality may require the municipal treasurer to apportion the uncollected amount of
9 such special assessment among the several parts into which such lots or parcels have
10 been divided; and

11 WHEREAS, those certain lots or parcels of property, identified by the Clark
12 County, Nevada, County Assessor's parcel numbers as Parcels 137-36-615-034, and
13 137-36-615-035, and are situated within the District, have been divided after the special
14 assessments were levied on them and divided into installments, and not all of those
15 installments have been collected or apportioned among other lots and parcels that may
16 have been created out of said Parcels after the assessments were levied; and

17 WHEREAS, the City Council desires, by this Resolution, to direct the City
18 Treasurer of the City (hereinafter the "City Treasurer") to apportion the uncollected and
19 heretofore unapportioned amounts of the special assessments that have been levied
20 upon the above-described Parcels among the several parts into which said Parcels have
21 been divided;

22 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las
23 Vegas, Nevada, at this regular meeting thereof being held on this 4th day of September,
24 2002, as follows:

1 SECTION 1. That the City Treasurer be, and he hereby is, authorized,
2 empowered and directed to apportion, on an equitable basis, the uncollected and
3 unapportioned amounts of the special assessments that were, by virtue of the adoption
4 by the City Council of Ordinance No. 3993, levied upon those certain lots or parcels of
5 property that are situated within the District and are identified by the Clark County,
6 Nevada, County Assessor's parcel numbers as Parcels 137-36-615-034, and
7 137-36-615-035, among the several parts into which said Parcels have been divided.

8 SECTION 2. That the City Treasurer be, and he hereby is, further
9 authorized, empowered and directed to prepare, submit and file with the City Clerk of the
10 City (hereinafter the "City Clerk") a report of the apportionment that is required by Section
11 1 of this Resolution.

12 SECTION 3. That the City Clerk be, and she hereby is, authorized,
13 empowered and directed to furnish a copy of this Resolution to the City Treasurer.

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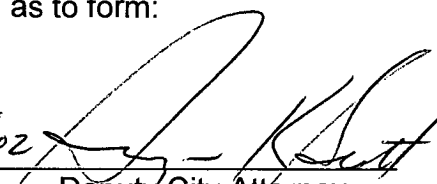
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1 SECTION 4. That all resolutions, or parts thereof, that are in conflict with
2 the provisions of this Resolution be, and they hereby are, repealed.

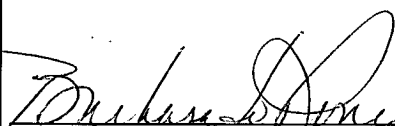
3 PASSED, ADOPTED AND APPROVED this 4th day of September, 2002.

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6 OSCAR B. GOODMAN, Mayor

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8 Approved as to form:

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11 Date Deputy City Attorney

12 ATTEST:

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14 BARBARA JO RONEMUS, City Clerk
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