

RESOLUTION NO. R-19-2003

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD) AND CALLING A HEARING ON THE ASSESSMENT ROLL.

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. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard) (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 \$1,720,714.20, of which \$1,596,591.29 is available from other sources and \$124,122.91 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 Director of Public Works with the assistance of the Engineering Integration Division (hereinafter, the "Engineer", collectively) to make out a final assessment roll; and

WHEREAS, the City Council, together with the 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. The Engineer has reported the final assessment roll to the City Council and the Engineer has prepared and 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 are, 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
\$1,720,714.20	\$124,122.91	\$1,596,591.29

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, March 5, 2003 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. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard)" 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 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 assessment 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. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2003-2 for City of Las Vegas, Nevada, Special Improvement District No. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard) (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 Director of Public Works, has been filed on February 5, 2003, 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, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1484 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:

Alta Drive (BOTH SIDES) from the western right-of-way of Rancho Drive to approximately 275 feet west of Lacy Lane.

Campbell Drive (WEST SIDE) from the southern right-of-way of Alta Drive approximately 100 feet south.

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 tracts 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 improvements on Alta Drive consist of street and street beautification improvements including, without limitation, 34-foot wide pavement, curb, gutter, 5-foot wide sidewalk (north side only), streetlights (north side only), residential driveways, landscaping, irrigation systems, and entry monumentation. The improvements on Campbell Drive will consist of curb, gutter, and 5-foot wide sidewalk (collectively, hereinafter the "Improvements").

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 lands, if any, and for any lot, tract or parcel not specially benefited by the Improvements so that assessments according to benefits are equal and uniform.

The assessments will be levied on a front foot basis for the Street Project Improvements including curb, gutter, sidewalk and streetlights and on an area basis for the Street Beautification Project Improvements including landscaping, irrigation systems, and entry monumentation in proportion to the special benefits derived.

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 these 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, March 5, 2003, 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, February 28, 2003, 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, 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. The City Council shall further 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.

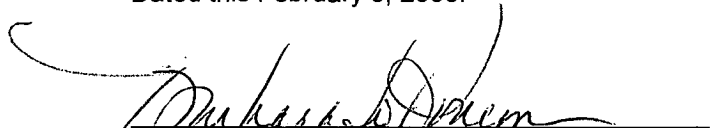
Assessments shall be due and payable at the office of the City Treasurer without interest and without demand within 30 days after the ordinance levying the assessments becomes effective. All or any part of such assessments may also, at the election of the owner, be paid thereafter in twenty (20) substantially equal semi-annual installments of principal and interest 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 on the unpaid balance of the assessment and accrued interest, or at any higher rate authorized by statute) 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.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City Council for the assessments. A person desiring to apply for a hardship determination shall file an application no later than February 28, 2003, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

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 February 5, 2003.



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 (3) 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.

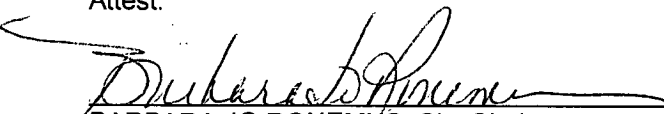
Section 11. The City Council has determined, and does hereby declare, that this Resolution shall be in effect immediately after its passage in accordance with law.

PASSED and APPROVED on February 5, 2003.



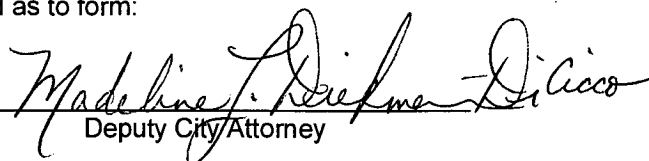
OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to form:

1-23-'03 
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 February 5, 2003.

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
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Those Voting Nay:	NONE
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Those Absent:	NONE
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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 February 5, 2003, is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this February 5, 2003.

(SEAL)


BARBARA JO RONEMUS, City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)

City of Las Vegas

CITY COUNCIL AGENDA

FEBRUARY 5, 2003
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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.

FEBRUARY 5, 2003

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 INTERNET AT www.kclv.tv. 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 1:00 PM.

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 - PASTOR TOM UNMACHT, THE LAKES LUTHERAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- RECOGNITION OF SERVICE CORPS OF RETIRED EXECUTIVES (S.C.O.R.E.)
- RECOGNITION OF LIGHT AMERICAN AND PYROSPECTACULARS
- RECOGNITION OF BLACK HISTORY MONTH
- RECOGNITION OF THE SOUTHERN NEVADA HEALTHCARE SAFETY ASSOCIATION
- RECOGNITION OF CHINESE NEW YEAR

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 January 8, 2003

CONSENT AGENDA

MATTERS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED FOR APPROVAL BY THE SUBMITTING DEPARTMENTS. ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

ADMINISTRATIVE - CONSENT

3. Approval of a final Operating Agreement, as approved by the Bureau of Land Management, between the Young Men's Christian Association of Southern Nevada (YMCA) and the City of Las Vegas for the operation, management, and maintenance of the City's Durango Hills Community Center – Ward 4 (Brown)

ADMINISTRATIVE SERVICES - CONSENT

4. Approval of resident junior high and high school students to be nominated by the City of Las Vegas for the Nevada League of Cities and Municipalities Youth Award Program - All Wards

BUSINESS DEVELOPMENT - CONSENT

5. Approval for City Council to authorize officers of City Parkway IV and V, Inc. to enter into a Designated Services Agreement with RO Consulting, Inc. (\$140,000 - City Parkway IV and V, Inc.) - Ward 5 (Weekly)

DETENTION & ENFORCEMENT DEPARTMENT - CONSENT

6. Approval to accept grant funds from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) to complete the Video Teleconferencing (VTC) Technology Initiative

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

7. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
8. Approval of a funding allocation, within the general ballfield lighting capital project, for a baseball field lighting project at Centennial High School, and authorization for the City Manager to execute the related Memorandum of Understanding with the Clark County School District (\$300,000 - Parks & Leisure Activities Capital Projects Fund) - Ward 6 (Mack)
9. Approval of an Interlocal Agreement with the Regional Transportation Commission (RTC) and other Clark County government entities to allocate \$0.0200 of property taxes for funding transportation projects in Clark County, including the administrative provisions for the collection, distribution, and management of the \$0.0200 of property taxes - All Wards
10. Approval of a Memorandum of Understanding (MOU) with the Young Men's Christian Association of Southern Nevada (YMCA) to provide funds for the design and construction of the Outdoor Aquatic Center at the Bennett YMCA (\$1.25 million - Parks and Leisure Services Capital Projects Fund) - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

11. Approval of a Special Event Liquor License for Aces Internacionales C B Radio Club, Location: 441 East Bonanza Road, Date: February 8, 2003, Type: Special Event Beer/Wine/Cooler, Event: Anniversary C B Radio Club, Responsible Person in Charge: Filiberto Rodriguez - Ward 5 (Weekly)
12. Approval of Change of Business Name for a Beer/Wine/Cooler On-Off Sale Liquor License, Ray Koerntgen, dba From: Ramy's Deli & Mini Mart, To: Amy's Deli & Smoke Shop, 8524 West Sahara Ave., Raymond Koerntgen, 100% - Ward 1 (M. McDonald)
13. Approval of a new Restricted Gaming License for 15 slots, Crofts & Miller, Inc., dba Ice House Pub, 650 South Main Street, Janet P. Miller, Dir, Pres, 10%, John L. Crofts, Dir, Secy, Treas, 90% - Ward 1 (M. McDonald)
14. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots, E-T-T, Inc., db at Terrible's #118, 3650 West Sahara Ave. - Ward 1 (M. McDonald)
15. Approval of a new Massage Establishment License, Elie I. Tabachry, dba Angel Hair, 2131 South Decatur Blvd., Suite 5, Elie I. Tabachry, 100% - Ward 1 (M. McDonald)
16. Approval of award of Bid Number 03.53541.30-LED, Contract 30 - PLC Replacement and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: GREAT SALT LAKE ELECTRIC, INC. (\$1,499,600 - Enterprise Fund)
17. Approval of award of Bid Number 030183-DAR, Annual Requirements Contract for Building Supplies - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (Estimated annual aggregate amount of \$170,000 - General Fund)
18. Approval of issuance of purchase order to continue inmate commissary operations for a two-year period including options to renew - Department of Detention & Enforcement - Award recommended to: KEEFE SUPPLY COMPANY (Estimated amount of \$720,000 - Special Revenue Fund)
19. Approval of Contract Modification Number One to Bid Number 01.1762.08-RC, CMAQ Paving Project, Federal Project No. CM-003 (73) - Department of Field Operations - Award recommended to: WELLS CARGO, INC. (\$175,000 - Capital Projects Fund) - Wards 1, 3 & 5 (M. McDonald, Reese & Weekly)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

20. Approval of awarding the \$1,000,000 HOME funds City Council allocated to support development of an assisted living facility to serve low income seniors to Affirmative/AHRC, a partnership of Affirmative Investments, Inc. and Affordable Housing Resource Council - Wards 2 and 6 (L.B. McDonald and Mack)

PUBLIC WORKS DEPARTMENT - CONSENT

21. Approval of a Business Impact Statement related to the adoption of a Fee Schedule for public improvement-related work governed by Las Vegas Municipal Code Title 13 and for temporary traffic control work governed by Las Vegas Municipal Code Chapter 11.50
22. Approval of a Maintenance Agreement between the City of Las Vegas and Clark County to allow the City to obtain necessary encroachment permits and right-of-way access for the purpose of repair and maintenance of the City's drainage facility located on the south side of Elkhorn Road at the Rainbow Boulevard alignment - Ward 6 (Mack) and County
23. Approval of Supplemental Interlocal Contract #362a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to extend the date of completion for the PM-10 Mitigation Paving Improvement Projects - All Wards

PUBLIC WORKS DEPARTMENT - CONSENT

24. Approval of Supplemental Interlocal Contract No. 407a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to increase the cost of the contract for US-95/Horse Interchange (\$50,000 - Regional Transportation Commission of Southern Nevada) - Ward 6 (Mack)
25. Approval of Supplemental Interlocal Contract No. 409a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease the cost of the contract for Grand Teton Overpass (-\$25,000 - Regional Transportation Commission of Southern Nevada) - Ward 6 (Mack)
26. Approval of Supplemental Interlocal Contract No. 410a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada to decrease the cost of the contract for Grand Canyon Overpass (-\$25,000 - Regional Transportation Commission of Southern Nevada) - Ward 6 (Mack)
27. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - John Frankfurter and Grace Frankfurter, owners (northeast of Alexander Road and Tee Pee Lane, APN 138-06-803-009) - County (near Ward 4 - Brown)
28. Approval of an Engineering Design Services Agreement with HDR Engineering, Inc. for professional engineering services related to the design of the Tenaya Way Overpass at Summerlin Parkway (\$536,844.50 - Regional Transportation Commission of Southern Nevada) - Wards 2 and 4 (L. B. McDonald and Brown)
29. Approval of a Request for Preliminary Proposals - Design Build of the Office District Parking Garage RPP No. 030219-LED on 3rd Street between Bonneville Avenue and Garces Avenue - Ward 1 (M. McDonald)
30. Approval of a Designated Services Agreement with Stantec Consulting Inc. for Material Testing and Special Inspection Services of Field Operations Buildings - West Yard located at Cheyenne Avenue and Buffalo Drive (\$60,186 - Enterprise Fund/Capital Improvement Project Fund) - Ward 4 (Brown)
31. Approval of a Professional Services Agreement with Converse Consultants for material testing and construction inspection services on various projects (\$50,000 - City of Las Vegas Public Works Capital Improvement Project Fund/Regional Transportation Commission) - All Wards
32. Approval of a Designated Services Agreement with Ninyo & Moore for the Geotechnical Evaluation and Phase II Environmental Site Assessment services for the Office District Parking Garage located on 3rd Street between Bonneville Avenue and Garces Avenue (\$58,500 - General Obligation Parking Bonds) - Ward 1 (M. McDonald)

RESOLUTIONS - CONSENT

33. R-18-2003 - Approval of a Resolution Determining the Cost and Directing the Director of Public Works to Prepare the Final Assessment Roll regarding: Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) (\$124,122.91 - Capital Projects Fund/Special Assessments) - Ward 1 (M. McDonald)
34. R-19-2003 - 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. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) (\$124,122.91 - Capital Projects Fund/Special Assessments) - Ward 1 (M. McDonald)
35. R-20-2003 - Approval of a Resolution Making Provisional Order and Directing that Notice of Public Hearing thereon be given regarding: Special Improvement District No. 1487 - Jones Boulevard (Beltway to Elkhorn Road) (\$803,944.47 Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
36. R-21-2003 - Approval of a Resolution Disposing of the Protests made at the Hearing on the Provisional Order for Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive) (\$74,652.28 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)

RESOLUTIONS - CONSENT

- 37. R-22-2003 - Approval of a Resolution Amending Schedule 28-I to Make Golf Cart Permissible Street Changes - Ward 2 (L. B. McDonald)
- 38. R-23-2003 - Approval of a Resolution Amending Schedule 29-II, Truck Routes, to Remove Alexander Road from Cimarron Road to Tenaya Way, Tenaya Way from Alexander Road to Craig Road, and Craig Road from Tenaya Way to US 95 - Ward 2 (L.B. McDonald)
- 39. R-24-2003 - Approval of a Resolution Amending Schedule 25-VII, 25 MPH Truck Speed Limits, to Remove Alexander Road from Cimarron Road to Tenaya Way, Tenaya Way from Alexander Road to Craig Road, and Craig Road from Tenaya Way to US 95 - Ward 2 (L.B. McDonald)
- 40. R-25-2003 - Approval of a Resolution concerning the City of Las Vegas, Nevada, Special Improvement District No. 809 (Summerlin Area) and the Development and Financing Agreement with the Howard Hughes Corporation - Ward 2 (L.B. McDonald)

REAL ESTATE COMMITTEE - CONSENT

- 41. Approval authorizing staff to apply for a recreation and Public Purpose Lease from the Bureau of Land Management (BLM) for 5 acres of land commonly known as a portion of Parcel 163-09-201-002 located in the vicinity of Durango Drive and Eldora Avenue to be used as a Metro Substation (\$100 - Public Works/Real Estate/Rental of Land) - County (near Wards 1 and 2 - M. McDonald and L.B. McDonald)
- 42. Approval of an Interlocal Agreement #108744 with the Las Vegas Valley Water District (LVVWD) for water service to Parcel Number 138-15-201-002 known as the future West Service Center Field Operations Center Buildings located in the vicinity of Peak Drive and Ronemus Drive (\$162,420 - Enterprise Fund/Capital Improvement Projects) - Ward 4 (Brown)
- 43. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a 750 square foot Easement to LVVWD to service a portion of Parcel Number 138-15-201-002 known as the future West Service Center Field Operations Center Buildings located in the vicinity of Peak Drive and Ronemus Drive - Ward 4 (Brown)
- 44. Approval authorizing staff to enter into negotiations with Woodside Homes to purchase land regarding laying a 96" diameter Effluent Interceptor and Pipe in conjunction with the City's Water Pollution Control Facility located at 6005 East Vegas Drive - County (near Ward 3 - Reese)
- 45. Approval authorizing staff to enter into negotiations with Paintball Adventure for a proposed outdoor paintball field operation to be located at the southwest corner of Cheyenne Avenue and Tenaya Way - Ward 4 (Brown)
- 46. Approval of a reallocation of \$24,000 from Community Development Block Grant (CDBG) closed/discontinued projects to purchase and install a modular trailer at 9th and Bridger to provide food storage space for the Jude 22 Senior Food Bank project currently located on the site - Ward 5 (Weekly)
- 47. Approval of a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Duane Liddick for real property known as Parcel Number 138-25-515-003 located at 1513 Laurelhurst Drive Unit 3 for \$65,000 plus closing costs - Special Revenue Fund - Ward 1 (M. McDonald)

DISCUSSION / ACTION ITEMS**ADMINISTRATIVE - DISCUSSION**

- 48. Report from the City Manager on emerging issues

ADMINISTRATIVE - DISCUSSION

- 49. Report on Meadows Village Task Force by Las Vegas Metropolitan Police
- 50. ABEYANCE ITEM - Report and possible action on the interim solution for veterans' services by the Department of Veterans Affairs
- 51. Report and possible action on the outcome of the 2002 federal legislative efforts and on the 2003 Federal Legislative Plan and Priorities
- 52. Report and possible action regarding current City of Las Vegas ordinances and policies concerning regulation of basketball hoops in the Right of Way (ROW)
- 53. Report and possible action regarding relocation of Choices Group, Inc., currently located at 800 Valley View Boulevard - Ward 1 (M. McDonald)

CITY ATTORNEY - DISCUSSION

- 54. Discussion and possible action on Appeal of Work Card Denial: Theresa Louise Muaina, 2705 Yardley Way, Las Vegas, Nevada 89102

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

- 55. Discussion and possible action regarding Temporary Approval of a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Triple A Grocers, Inc., dba Liborio Markets, 930 North Lamb Blvd., Enrique J. Alejo, Dir, Pres, 17%, Enrique M. Alejo, Dir, VP, 17%, John Alejo, Dir, VP, Secy, 17%, Antonio C. Alamo, Dir, VP, 24.5%, Antonio T. Alamo, Treas, 24.5% - Ward 3 (Reese)
- 56. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Supper Club Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Elavie, Inc., dba Elavie (Non-operational), Stavros Kritikos, Dir, 66 2/3%, Nicoletta Messologitis, Dir, Pres, 16 2/3%, Yannis Kontizas, Dir, Treas, 16 2/3%, To: Wild Sage II, LLC, dba Wild Sage, 8991 West Sahara Ave., Laurie J. Kendrick, Mmbr, Mgr, 45.25%, Stanley A. Carroll, Mmbr, 45.25% - Ward 2 (L.B. McDonald)
- 57. Discussion and possible action regarding Temporary Approval of a new Martial Arts Instruction Business License subject to the provisions of the planning and fire codes, S & L Black Belt, Inc., dba S & L Black Belt, 8400 Farm Road, Suite 140, Alan W. Schrimpf, Dir, Secy, 50%, Robert T. Labrum, Dir, Pres, 25%, Robert L. Labrum, Dir, Treas, 25% - Ward 6 (Mack)
- 58. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Xiao P. Wang, LLC, dba Silk Road Massage Center, 2121 South Decatur Blvd., Suite 2, Xiao P. W. Cassidy, Mmbr, 100% - Ward 1 (M. McDonald)

LEISURE SERVICES DEPARTMENT - DISCUSSION

- 59. ABEYANCE ITEM - Discussion and possible action on naming a park and a baseball complex located at Bonanza Road and Sandhill Road - Ward 3 (Reese)

RESOLUTIONS - DISCUSSION

- 60. R-26-2003 - Discussion and possible action regarding a Resolution Providing for a Judicial Selection Committee
- 61. R-27-2003 - Public hearing and possible action regarding a Resolution supporting the intent of the Las Vegas-Clark County Library District to seek Debt Management Commission approval and voter approval of a proposal to issue general obligations and levy a special elective tax for library purposes - All Wards

BOARDS & COMMISSIONS - DISCUSSION

- 62. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Thomas Pfundstein, Term Expiration 12-11-2002 (Resigned)
- 63. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Charles D. Musser, Term Expiration 2-20-2003
- 64. HISTORIC PRESERVATION COMMISSION – Cathy Kelly, Term Expiration 3/6/2003; Janet Ruth White, Term Expiration 3/6/2003; Jérôme Helton, Term Expiration 3/8/2003
- 65. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board

REAL ESTATE COMMITTEE - DISCUSSION

- 66. Discussion and possible action regarding a Purchase and Sale Agreement between the City of Las Vegas and RLT Corporation for the sale of a 1.1-acre parcel located at the southwestern corner of Wheeler Peak and Martin Luther King Boulevard in the Enterprise Park to develop a 10,000 square foot corporate training center in two phases (Gain of \$258,595 - Industrial Revenue Fund) - Ward 5 (Weekly)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 67. Bill No. 2003-1 – Requires a separation of one thousand feet between properties where alcoholic beverages are being consumed or possessed in open containers and properties where religious, school, hospital, drug treatment or shelter services are being offered. Proposed by: Mark Vincent, Director of Finance and Business Services
- 68. Bill No. 2003-2 – Allows the use “Astrologer, Hypnotist, or Psychic Art and Science” as a permitted use in the C-1, C-2, C-M and M Zoning Districts. Proposed by: Robert S. Genzer, Director of Planning and Development
- 69. Bill No. 2003-3 – Allows mixed-use development in the Downtown Redevelopment Area by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development
- 70. Bill No. 2003-4 – Establishes standards for outdoor dining in the Downtown Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
- 71. Bill No. 2003-5 – Establishes a process for obtaining a waiver of certain fees related to parade permits. Proposed by: Doug Selby, City Manager
- 72. Bill No. 2003-6 – Annexation No. A-0035-02 – Property location: Bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south; Petitioned by: Southwest Desert Equities, LLC, et al.; Acreage: 1,056.84 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
- 73. Bill No. 2003-7 – Annexation No. A-0038-02(A) – Property location: Various locations, generally in the north and west areas of the City; Petitioned by: City of Las Vegas; Acreage: 675.6 acres; Zoned: Various zoning designations. 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.

- 74. Bill No. 2002-143 – Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services
- 75. Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
- 76. Bill No. 2003-9 – Updates the City's temporary traffic control regulations. Proposed by: Charles Kajkowski, Deputy Director, Department of Public Works
- 77. Bill No. 2003-10 – Updates the provisions of Title 13 that pertain to public improvements, and authorizes the adoption of a fee schedule for public improvement-related work. Proposed by: Charles Kajkowski, Deputy Director, Department of Public Works
- 78. Bill No. 2003-11 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) Sponsored by: Step Requirement

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.

- 79. Bill No. 2003-12 – Annexation No. A-0032-02(A) – Property location: On the north side of Donald Nelson Avenue, 340 feet west of Grand Canyon Drive; Petitioned by: El Durango, LLC; Acreage: 7.77 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
- 80. Bill No. 2003-13 – Annexation No. A-0033-02(A) – Property location: On the south side of Grand Teton Road, 330 feet east of Hualapai Way; Petitioned by: El Durango, LLC; Acreage: 5.18 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
- 81. Bill No. 2003-14 – Annexation No. A-0034-02(A) – Property location: On the south side of Donald Nelson Avenue, 660 feet east of Grand Canyon Drive; Petitioned by: El Durango, LLC; Acreage: 2.55 acres; Zoned: R-E (County zoning), U (ML) (City equivalent). Sponsored by: Councilman Michael Mack
- 82. Bill No. 2003-15 – Annexation No. A-0037-02(A) – Property location: On the east side of Rio Vista Street, 170 feet north of Ann Road; Petitioned by: Judie Collins and Bruce Warburton, et al.; Acreage: 7.52 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
- 83. Bill No. 2003-16 – Annexation No. A-0041-02(A) – Property location: On the southeast corner of Cimarron Road and Racel Street; Petitioned by: Kimball T. Stratton; Acreage: 15.04 acres; Zoned: R-A and R-E (County zoning), to R-A and R-E (City equivalents). Sponsored by: Councilman Michael Mack
- 84. Bill No. 2003-17 – Authorizes the City to impose minimum landscaping requirements on multifamily developments that were approved before minimum requirements were established. Sponsored by: Councilman Michael J. McDonald
- 85. Bill No. 2003-18 – Ordinance Creating Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive) Sponsored by: Step Requirement

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.

86. Bill No. 2003-19 – Updates the description of the City's ward boundaries. Proposed by: Barbara Jo Ronemus, City Clerk

1:00 P.M. - AFTERNOON SESSION

87. 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

88. Public hearing on local improvement district regarding: Special Improvement District No. 1479 – Mayfair Area (\$70,328.08 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
89. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 5417 Burntwood Way. PROPERTY OWNER: EDMUND B. AND DENISE S. HO - Ward 5 (Weekly)
90. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 2016 E. St. Louis Avenue. PROPERTY OWNER: JORGE MURILLO AND SONIA CHAVEZ - Ward 3 (Reese)
91. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 104 Sacramento Drive. PROPERTY OWNER: VALENTIN HERNANDEZ AND AURELIA ESQUIVEL - Ward 3 (Reese)

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.

92. EXTENSION OF TIME - REZONING - EOT-1287 - MADRE MESA - Request for an Extension of Time on an approved Rezoning (Z-0079-00) FROM: R-1 (Single Family Residential) under Resolution of Intent to R-3 (Medium Density Residential) TO: C-1 (Limited Commercial) on 3.05 acres adjacent to the southeast corner of Washington Avenue and Pecos Road (APN: 140-30-301-001), PROPOSED USE: COMMERCIAL CENTER, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

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.

93. EXTENSION OF TIME - REZONING - EOT-1314 - CLARENCE BOTT ON BEHALF OF DISTINCTIVE HOMES - Request for a Reinstatement and Extension of Time of an approved Rezoning (Z-0079-98) FROM: U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) of 16.19 Acres on the south side of Tropical Parkway, approximately 220 feet east of Jones Boulevard (APNs: 125-25-301-004 and 005), [PROPOSED USE: 37 LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION], and a Reinstatement and Extension of Time on an approved Rezoning (Z-0057-99) from U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] to R-PD2 (Residential Planned Development - 2 Units per Acre) on 0.92 Acres at 5834 Rowland Avenue (APN: 125-25-301-005), PROPOSED USE: OPEN SPACE FOR A PREVIOUSLY APPROVED SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL.
94. EXTENSION OF TIME - REZONING - EOT-1332 - DFA, LIMITED LIABILITY COMPANY ON BEHALF OF AHERN RENTALS - Request for a Reinstatement and Extension of Time of an approved Rezoning (Z-0084-99) FROM: R-E (Residence Estates) Zone TO: C-M (Commercial/Industrial) Zone on 1.73 acres adjacent to the south side of Bonanza Road, approximately 125 feet east of Clarkway Drive (APN: 139-28-401-011 and 012), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL.

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

95. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0048-02(1) - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request for a Site Development Plan Review FOR A 66-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001; 004, 125-33-302-001 and 007), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development – 3 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL.
96. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1318 - PECCOLE NEVADA CORPORATION - Request for a Site Development Plan Review FOR A PROPOSED RETAIL ADDITION to the Fort Apache Commons Shopping Center on a portion of 8.76 acres located at the southwest corner of Charleston Boulevard and Fort Apache Road (APN: 163-05-110-003), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL.
97. ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - MSP-1194 - HEYER LIVING TRUST 1996 ON BEHALF OF TERRIBLE HERBST - Request for a Master Sign Plan FOR A PROPOSED CONVENIENCE STORE, GAS CANOPY AND CAR WASH on 4.65 acres located at 2401 West Bonanza Road (APN: 139-29-801-004), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (2-2-1 vote on a motion for approval) has NO RECOMMENDATION. Staff recommends APPROVAL.
98. STREET NAME CHANGE - PUBLIC HEARING - SNC-1282 - WOODSIDE TALAVERDE LIMITED LIABILITY COMPANY - Request for a Street Name Change FROM: Torn Moccasin Street TO: Corsicana Street; FROM: Old Leather Avenue TO: Kingsland Avenue; and FROM: Knife Wing Street TO: Marble Falls Street on property generally located at the southwest corner of Mountain Shadow Road and Vista Run Drive, Ward 2 (L.B. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL.
99. ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-0063-02 - SCHOOL BOARD OF TRUSTEES - Petition to vacate a portion of Ninth Street located between Lewis Avenue and Clark Avenue, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend DENIAL.

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

100. ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-1197 - TIGHI FAMILY TRUST LIMITED PARTNERSHIP AND GEORGE LEE REYNOLDS ESTATE ON BEHALF OF CHARTERED DEVELOPMENT - Petition to vacate U. S. Government Patents generally located at the northeast corner of Rome Boulevard and Fort Apache Road, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
101. VACATION - PUBLIC HEARING - VAC-1284 - ERNEST A. BECKER IV AND KATHLEEN C. BECKER FAMILY TRUST - Petition to vacate U.S. Government Patent Easements generally located adjacent to the southeast corner of El Capitan Way and Centennial Parkway, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
102. VACATION - PUBLIC HEARING - VAC-1329 - IRON MOUNTAIN RANCH ALLIANCE, LIMITED LIABILITY COMPANY ON BEHALF OF KB HOME - Petition to Vacate a portion of Bradley Road between Brent Lane and Horse Drive, portions of Unicorn Street between Brent Lane and Horse Drive, a portion of Thom Boulevard between Brent Lane and Horse Drive, and a portion of Brent Lane between Bradley Road and Thom Boulevard, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
103. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-1121 - PÉTE K. LEHR - Request for a Variance TO ALLOW AN EXISTING DETACHED GARAGE WITHIN THE FRONT YARD OF AN EXISTING SINGLE FAMILY DWELLING WHERE A DETACHED ACCESSORY STRUCTURE IS NOT PERMITTED AND TO BE SET BACK 3 FEET FROM THE FRONT PROPERTY LINE WHERE 20 FEET IS THE MINIMUM REQUIRED AND 3 FEET 10 INCHES FROM THE SIDE PROPERTY LINE WHERE 5 FEET IS THE MINIMUM REQUIRED at 400 Princeton Street (APN: 138-25-713-118), R-1 (Single Family Residential) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
104. VARIANCE - PUBLIC HEARING - VAR-1277 - PETER ELIADES - Request for a Variance TO ALLOW THE EXPANSION OF A NON-CONFORMING USE (SEXUALLY ORIENTED BUSINESS) on property located at 1531 Las Vegas Boulevard South (APN: 162-03-210-090), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
105. VARIANCE RELATED TO VAR-1277 - PUBLIC HEARING - VAR-1276 - PETER ELIADES - Request for a Variance TO ALLOW A FOUR-FOOT SIDE YARD SETBACK WHERE TEN FEET IS THE MINIMUM REQUIRED on property located at 1531 Las Vegas Boulevard South (APN: 162-03-210-090), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
106. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-1277 AND VAR-1276 - PUBLIC HEARING - SDR-1278 - PETER ELIADES - Request for a Site Development Plan Review and a Waiver of the Landscape Requirements FOR A PROPOSED RESTROOM AND EMPLOYEE DRESSING ROOM EXPANSION on a portion of 1.63 acres located at 1531 Las Vegas Boulevard South (APN: 162-03-210-090), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
107. VARIANCE - PUBLIC HEARING - VAR-1330 - SALLIE FULLER - Request for a Variance TO ALLOW A FIVE-FOOT TALL OPEN WROUGHT IRON FENCE IN THE FRONT YARD SETBACK WHERE A FOUR-FOOT TALL FENCE WITH THE TOP TWO VERTICAL FEET, FIFTY PERCENT OPEN IS THE MAXIMUM ALLOWED on 0.13 acres at 1424 Balzar Avenue (APN: 139-21-510-297), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
108. VARIANCE - PUBLIC HEARING - VAR-1337 - ANDREW FONFA - Request for a Variance TO ALLOW A ZERO-FOOT SIDE SETBACK WHERE TEN FOOT IS THE MINIMUM REQUIRED for a proposed restaurant with drive-through on 0.73 acres adjacent to the south side of Sahara Avenue, approximately 160 feet east of Valley View Boulevard (APN: 162-08-101-007), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend DENIAL
109. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-1337 - PUBLIC HEARING - SDR-1338 - ANDREW FONFA - Request for a Site Development Plan Review and a Reduction of the Perimeter Landscape Requirement FOR A PROPOSED RESTAURANT WITH DRIVE-THROUGH (DOMINO'S PIZZA) on 0.73 acres adjacent to the south side of Sahara Avenue, approximately 160 feet east of Valley View Boulevard (APN: 162-08-101-007), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

110. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1164 - BOCA PARK PARCELS, LIMITED LIABILITY COMPANY ON BEHALF OF HIGCO - Request for a Special Use Permit FOR A TAVERN AND A WAIVER OF THE 1500 FOOT SEPARATION RADIUS REQUIREMENT BETWEEN TAVERNS, located at 8820 W. Charleston Blvd. (APN: 138-32-412-027), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L. B. McDonald). The Planning Commission (4-1 vote) and staff recommend APPROVAL
111. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1178 - MATRIX CONSTRUCTION - Request for a Special Use Permit for PRIVATE STREETS WITHIN A PROPOSED 20-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 10 acres adjacent to the southeast corner of Iron Mountain Road and Conough Lane (APN: 125-09-501-002), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
112. VACATION RELATED TO SUP-1178 - PUBLIC HEARING - VAC-1177 - MATRIX CONSTRUCTION - Petition to vacate a portion of the southern 50 feet of Iron Mountain Road, generally located between Conough Lane and Buffalo Drive, and a portion of the eastern 30 feet of Conough Lane between Iron Mountain Road and Maggie Street, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
113. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1335 - DFA, LIMITED LIABILITY COMPANY ON BEHALF OF AHERN RENTALS - Request for a Special Use Permit FOR MANUFACTURING OF CONSTRUCTION EQUIPMENT on 1.73 acres located at 1821 & 1825 West Bonanza Road (APN: 139-28-401-011, 012, 013), R-E (Residence Estates) Zone under Resolution of Intent to C-M (Commercial/Industrial), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
114. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1335 - PUBLIC HEARING - SDR-1334 - DFA, LIMITED LIABILITY COMPANY ON BEHALF OF AHERN RENTALS - Request for a Site Development Plan Review and a Reduction of the on-site landscape requirements FOR A PROPOSED MANUFACTURING AND PARTS WAREHOUSE on 5.2 acres located at 1721, 1821, and 1825 West Bonanza Road (APN: 139-28-401-010 through 015), R-E (Residence Estates) Zone under Resolution of Intent to C-M (Commercial/Industrial) Zone and R-E (Residence Estates) Zone under Resolution of Intent to C-2 (General Commercial), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
115. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1403 - NEVADA HOMES GROUP - Request for a Special Use Permit FOR A CHURCH/HOUSE OF WORSHIP on 1.67 acres located on the southwest corner of Shadow Mountain Place and Lake Mead Boulevard (APNs: 138-24-304-001 and 002), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
116. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1403 - PUBLIC HEARING - SDR-1402 - NEVADA HOMES GROUP - Request for a Site Development Plan Review FOR A CHURCH/HOUSE OF WORSHIP on 1.67 acres located on the southwest corner of Shadow Mountain Place and Lake Mead Boulevard (APNs: 138-24-304-001 and 002), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
117. REZONING - PUBLIC HEARING - ZON-1260 - ERNEST A. BECKER IV AND KATHLEEN C. BECKER FAMILY TRUST, ET AL ON BEHALF OF STANPARK CONSTRUCTION COMPANY - Request for a Rezoning FROM: U (Undeveloped) [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD8 (Residential Planned Development - 8 Units Per Acre) of 10.3 acres adjacent to the southeast corner of Grand Teton Drive and Grand Canyon Drive (APN: 125-18-501-001 and 002), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

118. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1260 - PUBLIC HEARING - SDR-1262 - ERNEST A. BECKER IV AND KATHLEEN C. BECKER FAMILY TRUST, ET AL ON BEHALF OF STANPARK CONSTRUCTION COMPANY - Request for a Site Development Plan Review for a proposed 77-LOT SINGLE FAMILY DETACHED SUBDIVISION on 10.3 acres adjacent to the southeast corner of Grand Teton Drive and Grand Canyon Drive (APN: 125-18-501-001 and 002), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], [PROPOSED: R-PD8 (Residential Planned Development - 8 Units Per Acre)], Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

119. REZONING - PUBLIC HEARING - ZON-1323 - DEBBANE BOULOS, ET AL ON BEHALF OF NEVADA HOMES GROUP - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD5 (Residential Planned Development - 5 Units per Acre) on 1.91 acres adjacent to the northwest corner of Ahey Road and Buffalo Drive (APN: 138-09-601-009), PROPOSED USE: SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

120. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1323 - PUBLIC HEARING - SDR-1324 - DEBBANE BOULOS, ET AL ON BEHALF OF NEVADA HOMES GROUP - Request for a Site Development Plan Review FOR A 14 LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 1.91 acres adjacent to the northwest corner of Ahey Road and Buffalo Drive (APN: 138-09-601-009), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

121. VACATION RELATED TO ZON-1323 AND SDR-1324 - PUBLIC HEARING - VAC-1320 - DEBBANE BOULOS, ET AL ON BEHALF OF NEVADA HOMES GROUP - Petition to Vacate a portion of Ahey Road generally located west of Buffalo Drive, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

122. VACATION RELATED TO ZON-1323, SDR-1324 AND VAC-1320 - PUBLIC HEARING - VAC-1321 - NEVADA HOMES GROUP - Petition to Vacate a portion of Ahey Road and Gowan Road, generally located west of Buffalo Drive, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

123. REZONING - PUBLIC HEARING - ZON-1339 - PARDEE HOMES OF NEVADA, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD3 (Residential Planned Development - 3 Units per Acre) on 20.16 acres adjacent to the southeast corner of Grand Canyon Drive and Elkhorn Road (APNs: 125-19-501-003, 004, and 005), PROPOSED USE: SINGLE FAMILY DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

124. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1339 - PUBLIC HEARING - SDR-1336 - PARDEE HOMES OF NEVADA, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Site Development Plan Review FOR A PROPOSED 66 LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 20.16 acres adjacent to the southeast corner of Grand Canyon Drive and Elkhorn Road (APNs: 125-19-501-001 through 005), PROPOSED USE: SINGLE FAMILY DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

125. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0039-02 - VIVINIAN O'HARE ON BEHALF OF RICHMOND AMERICAN HOMES - Request to amend a portion of the Centennial Hills Sector Plan FROM: EC-TC (Employment Center - Town Center) TO: MLA-TC (Medium Low Attached - Town Center) on 26.45 acres adjacent to the east side of Tee Pee Lane, approximately 250 feet north of Grand Teton Drive (APN: 125-07-801-002), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL

126. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1398 - CITY OF LAS VEGAS - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: ML (Medium-Low Density Residential) TO: SC (Service Commercial) on 1.60 acres located on the west side of Lamb Boulevard approximately 750 feet south of Washington Avenue (APN: 140-30-701-013 and 140-30-701-014), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

127. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1292 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: L (Low Density Residential) TO: MLA (Medium-Low Attached Density Residential) on 4.09 acres adjacent to west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

128. REZONING RELATED TO GPA-1292 - PUBLIC HEARING - ZON-1291 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD12 (Residential Planned Development - 12 Units per Acre) on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), PROPOSED USE: APARTMENT COMPLEX, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

129. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1292 AND ZON-1291 - PUBLIC HEARING - SDR-1289 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Site Development Plan Review FOR A PROPOSED APARTMENT COMPLEX on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], [PROPOSED: R-PD12 (Residential Planned Development - 12 Units per Acre)], Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

130. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1333 - RESORTS AT QUEENSRIDGE, LIMITED LIABILITY COMPANY ON BEHALF OF CRESTDALE ASSOCIATES - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: SC (Service Commercial) TO: MLA (Medium-Low Attached Density Residential) on 16.87 acres on the south side of Alta Drive approximately 2,100 feet west of Rampart Boulevard (APN: 138-31-610-005), Ward 2 (L.B. McDonald). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

131. REZONING RELATED TO GPA-1333 - PUBLIC HEARING - ZON-1340 - RESORTS AT QUEENSRIDGE, LIMITED LIABILITY COMPANY ON BEHALF OF CRESTDALE ASSOCIATES - Request for a Rezoning FROM: U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] TO: R-PD10 (Residential Planned Development - 10 Units per Acre) on 16.87 acres on the south side of Alta Drive approximately 2,100 feet west of Rampart Boulevard (APN: 138-31-610-005), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 2 (L.B. McDonald). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

132. VARIANCE RELATED TO GPA-1333 AND ZON-1340 - PUBLIC HEARING - VAR-1342 - RESORTS AT QUEENSRIDGE, LIMITED LIABILITY COMPANY ON BEHALF OF CRESTDALE ASSOCIATES - Request for a Variance TO ALLOW 0.79 ACRES OF OPEN SPACE WHERE 2.72 ACRES ARE REQUIRED on 16.87 acres on the south side of Alta Drive approximately 2,100 feet west of Rampart Boulevard (APN: 138-31-610-005), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], [PROPOSED: R-PD10 (Residential Planned Development - 10 Units per Acre)], Ward 2 (L.B. McDonald). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

133. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1333, ZON-1340 AND VAR-1342 - PUBLIC HEARING - SDR-1341 - RESORTS AT QUEENSRIDGE, LIMITED LIABILITY COMPANY ON BEHALF OF CRESTDALE ASSOCIATES - Request for a Site Development Plan Review FOR A PROPOSED 166 LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 16.87 acres on the south side of Alta Drive approximately 2,100 feet west of Rampart Boulevard (APN: 138-31-610-005), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], [PROPOSED: R-PD10 (Residential Planned Development - 10 Units per Acre)], Ward 2 (L.B. McDonald). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

134. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING 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

Exhibit "B"

(Attach Affidavit of Publication of Notice of Public Hearing)

RECEIVED
CITY CLERK

2003 MAR 13 A 11:04

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
2625608

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 3 edition(s) of said newspaper issued from 02/14/2003 to 03/03/2003, on the following days: FEB. 14, 21, MARCH 3, 2003

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

3

day of _____

March

2003

Mary B. Sheffield

Notary Public

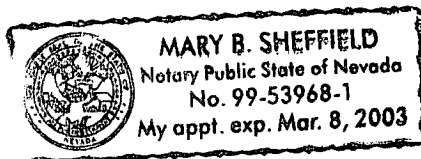
PLEASE SEE ATTACHED

Exhibit "C"

(Attach minutes of public hearing on March 5, 2003)

City of Las Vegas

Agenda Item No. 82

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MARCH 5, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD D. GOECKE**
☐ **CONSENT**
☒ **DISCUSSION**
SUBJECT:

Public hearing on local improvement district regarding: Special Improvement District No. 1484
 – Alta Drive (Rancho Drive to Valley View Boulevard) (\$124,122.91 - Capital Projects
 Fund/Special Assessments) - Ward 1 (M. McDonald)

Fiscal Impact☐**No Impact****Amount:** \$124,122.91☒**Budget Funds Available****Dept./Division:** Public Works/SID☐**Augmentation Required****Funding Source:** Capital Projects Fund/Special Assessments**PURPOSE/BACKGROUND:**

Public hearing on the Final Assessment Roll for street improvements and street beautification improvements (installation of 34-foot wide pavement section, curb, gutter, sidewalk, streetlights, residential driveways, landscaping, irrigation systems, and entry monumentation) along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane.

RECOMMENDATION:

Public Hearing only; no action required.

BACKUP DOCUMENTATION:

Public hearing notice

MOTION:

None required. The public hearing was held.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

DICK GOECKE, Director, Public Works Department, stated that the Alta Drive improvement project is complete. The total project cost is \$1,726,362.64, of which the SID portion of it is \$124,122.91 for sidewalks, curb, gutter, and streetlights.

TODD FARLOW, 240 North 19th Street, commented on the nice project.

*City of Las Vegas***Agenda Item No. 82**

CITY COUNCIL MEETING OF MARCH 5, 2003

Finance and Business Services

Item 82 – Public Hearing regarding Special Improvement District No. 1484 – Alta Drive
(Rancho Drive to Valley View Boulevard)**MINUTES – Continued:**

TONY FREGGIARO, Roman Catholic Diocese of Las Vegas, complimented COUNCILMAN McDONALD, DOUG RANKIN, MR. GOECKE and his staff for making this project happen. COUNCILMAN McDONALD thanked the Mayor and Council for their support.

No one appeared in opposition.

There was no further discussion

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:55 – 1:57)

3-1851

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.

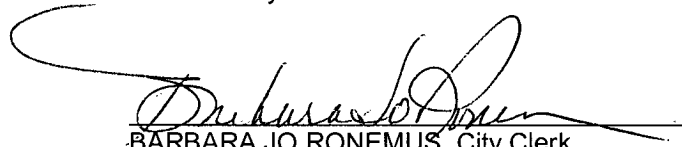
2. I mailed or caused to be mailed a notice entitled "NOTICE OF THE FILING OF FINAL ASSESSMENT ROLL, OF THE OPPORTUNITY TO FILE WRITTEN COMPLAINTS, PROTESTS, OR OBJECTIONS, AND OF THE ASSESSMENT HEARING, ALL CONCERNING THAT CERTAIN AREA TO BE ASSESSED FOR IMPROVEMENTS WITHIN THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 - ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD)" 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 February 13th, 2003, being at least twenty (20) days prior to the hearing, on March 5, 2003, 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 "Preliminary 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.

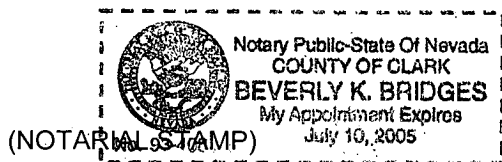
Further Affiant sayeth naught.


 BARBARA JO RONEMUS, City Clerk

SUBSCRIBED and SWORN to before me in the City of Las Vegas, Nevada, this March

22, 2003.

My commission expires 7-10-2005




 Notary Public

EXHIBIT "A"

(Attach List of Property Owners with Their Addresses)

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. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD).

NOTICE IS HEREBY GIVEN, that the Final Assessment Roll No. 2003-2 for City of Las Vegas, Nevada, Special Improvement District No. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard) (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 Director of Public Works, has been filed on February 5, 2003, 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, Monday through Friday 8:00 a.m. until 5:00 p.m. The boundaries of the District are described in the Special Improvement District No. 1484 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:

Alta Drive (BOTH SIDES) from the western right-of-way of Rancho Drive to approximately 275 feet west of Lacy Lane.

Campbell Drive (WEST SIDE) from the southern right-of-way of Alta Drive approximately 100 feet south.

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 tracts 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 improvements on Alta Drive consist of street and street beautification improvements including, without limitation, 34-foot wide pavement, curb, gutter, 5-foot wide sidewalk (north side only), streetlights (north side only), residential driveways, landscaping, irrigation systems, and entry monumentation. The improvements on Campbell Drive will consist of curb, gutter, and 5-foot wide sidewalk (collectively, hereinafter the “Improvements”).

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 lands, if any, and for any lot, tract or parcel not specially benefited by the Improvements so that assessments according to benefits are equal and uniform.

The assessments will be levied on a front foot basis for the Street Project Improvements including curb, gutter, sidewalk and streetlights and on an area basis for the Street Beautification Project Improvements including landscaping, irrigation systems, and entry monumentation in proportion to the special benefits derived.

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 these 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, March 5, 2003, 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, February 28, 2003, 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, 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. The City Council shall further 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:

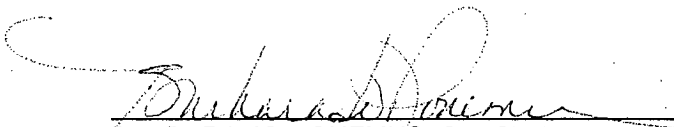
- (1) He is entitled to be represented by counsel at the hearing;
- (2) Any evidence he desires to present on these issues must be presented at the hearing; and,
- (3) Evidence on these issues that is not presented at the hearing may not thereafter be presented in an action brought pursuant to NRS 271.395.

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. All or any part of such assessments may also, at the election of the owner, be paid thereafter in twenty (20) substantially equal semi-annual installments of principal and interest 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 on the unpaid balance of the assessment and accrued interest, or at any higher rate authorized by statute) 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.

Pursuant to NRS 271.357, the City has established a procedure to allow any person whose principal residence will be included in the District to apply for a hardship determination. A person whose application for a hardship determination has been approved by the City Council is entitled to have the principal amount of the assessment postponed but is required to pay the interest on the unpaid balance of the assessment at the same rate and upon the same terms as established by the City Council for the assessments. A person desiring to apply for a hardship determination shall file an application no later than February 28, 2003, with the Clark County Department of Social Services (CCSS), 1600 Pinto Lane, Las Vegas, Nevada 89106. Please contact CCSS at (702) 455-8687 for a pre-qualification screening.

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 February 5, 2003.


BARBARA JO RONEMUS, City Clerk