

RESOLUTION NO. R-1-2005

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1478 – VEGAS DRIVE (RANCHO DRIVE TO I-15); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING OF SAID ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Summary: Assessment Protest Resolution

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark and State of Nevada, pursuant to an ordinance heretofore adopted (hereinafter the "District Ordinance") created Las Vegas, Nevada, Special Improvement District No. 1478 – Vegas Drive (Rancho Drive to I-15) (hereinafter the "District") and ordered the acquisition of certain local improvements (hereinafter the "Project") within the District in the City; 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 Project; and

WHEREAS, in accordance with NRS 271.360, the City Council heretofore determined and does hereby declare that the net cost of all improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$ 13,729,500.00, of which \$13,552,734.34 is available from other sources and of which \$176,765.66 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 improvements in the Project; and

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

WHEREAS, the City Council, together with the City Engineer, made out an 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, the amount of the proposed assessment to be levied thereon; the City Engineer has reported the assessment roll to the City Council and the City Engineer has filed the assessment roll with the City Clerk; and

WHEREAS, the City Council, by resolution heretofore adopted, established a date, time and location at which the City Council would hear and consider any and all complaints, protests and objections to the assessment roll and to the assessments contained therein; and

WHEREAS, the City Engineer (with the assistance of the Engineering Integration Division) has, in accordance with the provisions of the law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for improvements in the District should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests, or objections on Wednesday, December 15, 2004, at 1:00 p.m., at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada; and

WHEREAS, the City Council met at said place and time to hear and consider all complaints, protests and objections made or filed; and

WHEREAS, all complaints, protests and objections, both written and oral, were heard and considered by the City Council on December 15, 2004, and after extensive review and deliberation hereby are found to be without sufficient merit and hereby overruled. However, the City Council has, nevertheless, concluded that it is necessary and equitable that the assessment roll be corrected and revised as follows:

Parcel Number	Ownership	Revised Amount of Final Assessment
139-20-411-011	McMahon, Tony & Rosey	\$ 3,453.85

and

WHEREAS, pursuant to NRS 271.357 and NRS 271.360 the City Council has considered all applications for hardship determinations and the recommendations of the Department of Social Services and hereby approves the following applications for hardship determination:

Parcel Number	Ownership	Assessment
NONE	NONE	NONE

and

WHEREAS, the City Council has determined, and does hereby again 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 property which is so specially benefited, is included on the assessment roll heretofore filed with the City Clerk on November 17, 2004, and

WHEREAS, the City Council has determined, and does hereby determine, that the notice, both mailed and published, for the hearing held on December 15, 2004, on said assessment roll was 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 LAS VEGAS CITY COUNCIL, IN THE COUNTY OF CLARK AND THE STATE OF NEVADA; THAT:

Section 1. This Resolution shall be known as and may be cited by the short title "District No. 1478 Assessment Protest Resolution" (herein the "Resolution").

Section 2. All complaints, protests and objections, both written and oral, hereby are found to be without sufficient merit and hereby overruled.

Section 3. The City Council hereby validates and confirms the assessment roll for the District, as made out by the City Council, together with the City Engineer, and filed in the records of the office of the City Clerk on November 17, 2004, as hereinabove modified, revised, corrected and made de novo.

Section 4. 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 Special Improvement District No. 1478 – Vegas Drive (Rancho Drive to I-15), including, but not limited to, the acquisition of the improvements, and the levy of assessments for that purpose, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the assessment roll and the assessments therein, be and the same hereby are, ratified, approved and confirmed.

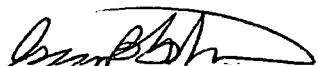
Section 5. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 6. 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 7. 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 not affect any of the remaining provisions of this Resolution.

Section 8. 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 January 5, 2005.



OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to form:

16 DEC 2004 W Z Long

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 January 5, 2005.

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 Larry Brown Lawrence Weekly Michael Mack Steve Wolfson
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Those Voting Nay:	NONE
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Those Absent:	Janet Moncrief
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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) City Clerk's Bulletin Board
City Hall Plaza
2nd Floor Skybridge
Las Vegas, Nevada
- (ii) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada
- (iii) Las Vegas Library
833 Las Vegas Boulevard North
Las Vegas, Nevada
- (iv) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (v) Grant Sawyer Building
555 E. Washington Avenue
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 January 5, 2005, is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this January 5, 2005.

(SEAL)

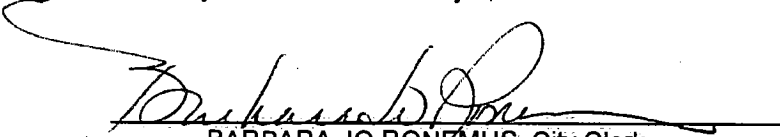

BARBARA JO RONEMUS, City Clerk

Exhibit "A"

(Attach Notice of Meeting and Agenda)



CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

OSCAR B. GOODMAN, MAYOR (At-Large) • COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),

MICHAEL MACK (Ward 6), JANET MONCRIEF (Ward 1), STEVE WOLFSON (Ward 2)

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.

JANUARY 5, 2005

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 MAY BE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES MAY BE 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 - REVEREND MARY BREDLAU, PALM MORTUARY
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE CITIZEN OF THE MONTH
- RECOGNITION OF WARD 5 TOY DRIVE PARTICIPANTS

BUSINESS ITEMS - MORNING

1. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the regular City Council Meeting of October 20, 2004

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 payment to University of Nevada Las Vegas (UNLV) in the amount of \$150,000 (Video Services Enterprise Fund) for the City's share of matching funds owed for support of an Education Television Station

CITY CLERK - CONSENT

4. Approval of the First Amendment to the Cooperative Agreement for Election Services with Clark County for Election Day Team Leader and Assistant Team Leader Expenses (\$32,000 for the 2005 Election Processes - General Fund) - All Wards

FINANCE & BUSINESS SERVICES - CONSENT

5. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
6. Approval of a report by the City Treasurer of the December 9, 2004 sale of properties subject to the lien of a delinquent assessment in Special Improvement District 505 and multiple other districts - Wards 3 and 6 (Reese and Mack)
7. Approval to allocate \$200,000 of the City Facilities Capital Projects Fund Balance to the Detention and Enforcement Capital Projects Fund to provide additional funds for renovating the former Southeast Area Command facility (\$200,000 - City Facilities Capital Projects Fund [CPF]) - Ward 3 (Reese)
8. Approval to allocate \$620,000 of the Capital Improvement Plan Bid reserve and award of Bid Number 04.15341.10-LED, Detention Facility Culinary Renovation and construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: COBBLESTONE CONSTRUCTION, (\$2,450,000 - Capital Projects Fund) Ward 3 (Reese)
9. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale License and a new Restricted Gaming License for 7 slots subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: Slots Unlimited, Inc., dba Village Shop, Charles R. Hart, Jr., Dir, Pres, Treas, 47.5%, John R. Moorman, Dir, VP, 47.5%, Bennie J. Parker, Dir, EVP, Secy, 5%, To: Zak's Mini Market, Inc., dba Zak's Gas+, 251 North Nellis Boulevard, Thomas F. Schwarz, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
10. Approval of Change of Ownership for a Package License and a new Restricted Gaming License for 7 slots subject to Health Dept. regulations, From: Funston & Funston, Freddie L. Funston, Co-owner, Dorothy D. Funston, Co-owner, To: Funny's I Limited Partnership, dba Funny's, 4747 North Rancho Drive, Crotts, Inc., Gen Ptnr, 50%, Jody R. Crotts, Dir, Pres, 50%, Denise O. Crotts, Dir, Secy, Treas, 50%, Funston Gaming Trust, Ltd Ptnr, 50%, Freddie L. Funston, Trustee, Dorothy D. Funston, Trustee - Ward 6 (Mack)
11. Approval of a new Beer/Wine/Cooler On-sale License, Sushimon, Inc., dba Sushimon, 8320 West Sahara Avenue, Suite 180, Masae Akamine, Dir, Pres, Secy, Treas, 100%, Michiyo Akamine, Principal - Ward 1 (Moncrief)
12. Approval of Change of Ownership for a Pawnbroker License, From: Camco, Inc. (Non-operational), Steven A. Mack, COB, CEO, Bryan W. Waters, Pres, COO, Marco A. Herrera, VP, Secy, Steven Mack Revocable Trust, 100%, Steven A. Mack, Trustee, To: Cash America, Inc. of Nevada, dba SuperPawn, 3081 South Valley View Boulevard (Non-operational), Daniel R. Feehan, Dir, CEO, Pres, Cash America International, Inc., 100%, Daniel R. Feehan, Dir, CEO, Pres - Ward 1 (Moncrief)

FINANCE & BUSINESS SERVICES - CONSENT

13. Approval of Change of Ownership for a Tavern License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: SKRR, LLC, Richard L. Stevens, Mmbr, Mgr, 25%, Richard A. Pollack, Mmbr, Mgr, 25%, Stanley H. Wasserkrug, Mmbr, 25%, Keith K. Lyon, Mmbr, 25%, To: The Fieldhouse Group, LLC, dba Mulligan's Landing, 2851 North Rancho Drive, David M. Winiarczyk, Mmbr, 47%, Duane Forte, Mmbr, 33%, James J. Guanci, Mmbr, 20% - Ward 5 (Weekly)
14. Approval of a new Psychic Art and Science License, Joan Taylor, dba Joan Taylor, 6848 West Charleston Boulevard, Joan A. Taylor, 100% - Ward 1 (Moncrief)
15. Approval of award of Bid No. 05.1730.03-LED, Bonanza Road, Pecos Road and Stewart Avenue Sanitary Sewer Rehabilitation and the construction conflicts and contingency reserve set by Finance and Business Services – Department of Public Works – Award recommended to: LAS VEGAS PAVING, INC. (\$3,571,703 – Sanitation Enterprise Fund) – Ward 3 (Reese).
16. Approval of award of Contract No. 050084 for Program Management Services for the Water Control Pollution Facility's Strategic Information Technology Plan - Department of Public Works - Award recommended to: MWH AMERICAS, INC. (\$2,482,860 - Sanitation Enterprise Fund)
17. Approval of revision to purchase order 215281 for an annual requirements contract for Food Services for Detention and Enforcement Facility, 3300 Stewart Avenue – Department of Detention and Enforcement – Award to: INSTITUTIONAL FOODSERVICE MANAGEMENT (\$750,000 – General Fund) – Ward 3 (Reese)
18. Approval of award of Agreement No. 050191, annual ordering of 3M Pre-empt encoding upgrade equipment - Department of Public Works - Award recommended to: 3M (Estimated annual amount of \$400,000 - General Fund)
19. Approval of the rejection of bid and award of Bid No. 050087-TG, Type VIII R Traffic Signal Cabinets - Department of Public Works - Award recommended to: PHOENIX HIGHWAY PRODUCTS (Estimated annual amount \$400,000 - General Fund)
20. Approval of award of Agreement No. 40389 legal services – Department of Public Works – Award recommended to: STOEL RIVES, LLP (\$300,000 – Sanitation Enterprise Fund)
21. Approval of award of Contract No.040180 for Audio,Visual,Videoconferencing Design and Install - Department of Public Works - Award recommended to: SYSTEM SERVICES, INC. (\$108,300.00 - Sanitation Enterprise Fund)
22. Preapproval of award of Bid No. 04.15341.43-LED, Post Office Soft Demolition to the lowest responsive and responsible bidder and the construction conflicts and contingency reserve set by Finance and Business Services – Department of Public Works – (\$99,000 – Parks and Leisure Activities Special Revenue Fund) – Ward 5 (Weekly)
23. Approval of Modification No. 1 of Letter of Engagement for Legislative and Governmental Relations Consulting Services – Office of the City Manager, Administrative Services – Award recommended to: LIONEL SAWYER & COLLINS (\$90,000 – General Fund)
24. Approval of the award of Bid No. 050167-LED, Circle Park Tire Wall and the construction conflicts and contingency reserve set by Finance and Business Services – Department of Public Works – Award recommended to: CAPRIATI CONSTRUCTION CORPORATION (\$38,400 – Parks and Leisure Activities Capital Projects Fund) – Ward 3 (Reese)
25. Approval of award of Contract No. 050096 for Architectural Survey and Inventory Services – Department of Planning – Award recommended to: DIANA PAINTER (\$38,000 - MultiPurpose Special Revenue Fund) Wards 1, 3 and 5 (Moncrief, Reese and Weekly)
26. Approval of ratification of a purchase order for four (4) Seepex Model BN 15-6LT metering pumps - Department of Public Works - Award recommended to: GOBLE SAMPSON ASSOCIATES, INC. (\$29,944 - Sanitation Enterprise Fund)
27. Approval of issuance of a purchase order for printing services for the Ward 1 Special Election scheduled for January of 2005 - Office of the City Clerk - Award recommended to: NEVADA COLOR LITHO (\$26,000 - General Fund)

FINANCE & BUSINESS SERVICES - CONSENT

28. Approval of ratification of purchase order 216080 for Janitorial Services - Department of Field Operations - Award to: BEST JANITORIAL SERVICES OF NEVADA, INC. (\$500,000 - General Fund)

FIRE & RESCUE - CONSENT

29. Approval of a usage fee schedule recommended increase associated with the Department of Fire Services performing emergency medical services transports - All Wards

HUMAN RESOURCES - CONSENT

30. Approval of payment for a permanent partial disability award - Claim 9606-31 - as required under the workers' compensation statutes (\$31,254 - Workers' Compensation Internal Service Fund)
31. Approval to create one regular full time Clean Water Coalition Deputy Administrator, Contracts & Finance position to be funded by Clean Water Coalition (\$64,000 - Sanitation Enterprise Fund)

LEISURE SERVICES - CONSENT

32. Approval of Memorandum of Understanding between the City of Las Vegas and Whirlygig, Inc., to support production of First Friday in the Arts District (\$19,980 - General Fund) - Ward 1 (Moncrief)
33. Approval of the Las Vegas Arts Commission's expenditure of \$95,000 for fabrication of a public art sculpture for the East Las Vegas Community/Senior Center (\$80,000 - Las Vegas Arts Commission General Fund/\$15,000 - Arts Fund) - Ward 3 (Reese)

NEIGHBORHOOD SERVICES - CONSENT

34. Approval of a reimbursement agreement with United Way of Southern Nevada to reimburse up to \$40,000 of operating expenses (General Fund/Weather Shelter) incurred by the Fertitta Community Assistance Center in service to homeless individuals seeking assistance - Weekly (Ward 5)
35. Approval of a conditional allocation of the estimated \$3,866,221 in FY2005 Federal and State Home Investment Partnership (HOME) funds subject to final HUD approval of the Environmental Review process, pursuant to 24 CFR Part 58 and Low Income Housing Trust Funds (LIHTF) from the Clark County Consortium - All Wards

PUBLIC WORKS - CONSENT

36. Approval of an Encroachment Request from JHR Associates on behalf of Soho Lofts, LLC, owner (southwest corner of Hoover Avenue and Las Vegas Boulevard) - Ward 5 (Weekly)
37. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Las Vegas Valley Water District, owner (southwest corner of El Capitan Way and Azure Way, APN 125-29-201-006, 125-29-201-007 and 125-29-201-014) - County (near Ward 6 - Mack)
38. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Thomas Family Trust, Rick R. Thomas and Kimberly Thomas, Trustees, owners (southeast corner of Rainbow Boulevard and Whispering Sands Drive, APN 125-14-201-001) - County (near Ward 6 - Mack)

PUBLIC WORKS - CONSENT

39. Approval of an Encroachment Request from Coleman-Toll, Limited Partnership, owner (southwest corner of Farm Road and Rainbow Boulevard) - Ward 6 (Mack)
40. Approval of an Encroachment Request from Slater Hanifan Group on behalf of Pardee Homes Nevada, owner (area bound by Tee Pee Lane, Severance Lane, Fort Apache Road and Elkhorn Road) - Ward 6 (Mack)
41. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Catherine Jaramillo, owner (south of Craig Road, east of Kevin Way, APN 138-05-301-051) - County (near Ward 4 - Brown)
42. Approval of a Dedication from the City of Las Vegas, for a portion of the Southeast Quarter of Section 27, Township 20 South, Range 61 East, Mount Diablo Meridian, for dedication of additional rights of way located along Bonanza Road between Biltmore Drive and Las Vegas Boulevard, APN 139-27-803-003; 803-004 - Ward 1 (Moncrief)

RESOLUTIONS - CONSENT

43. R-1-2005 - Approval of a Resolution overruling complaints, protests, and objections and confirming the Final Assessment Roll for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) (\$176,765.66 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
44. R-2-2005 - Approval of a Resolution of the City Council of the City of Las Vegas, Nevada, Approving a Cooperative Agreement with Clark County, Nevada, the Cities of North Las Vegas and Henderson for the Joint use of Animal Control Records Management Software - Ward 3 (Reese)
45. R-3-2005 - Approval of a Resolution Ratifying the Appointment of Mark R. Vincent as City Treasurer

REAL ESTATE COMMITTEE - CONSENT

46. Approval of an Exclusive Negotiating Agreement with Expertise School of Beauty, LLC, to develop an approximate 8,000 square-foot office building on a site approximately 0.8-acres in the Las Vegas Enterprise Park (a portion of APN 139-21-313-001) - Ward 5 (Weekly)
47. Approval of an Exclusive Negotiating Agreement with the Foundation for an Independent Tomorrow to develop a 12,600 square-foot office building on an approximate 1-acre site in the Las Vegas Enterprise Park (a portion of APN 139-21-313-001) - Ward 5 (Weekly)
48. Approval of a Land Purchase Agreement between the City of Las Vegas (City) and Investment Equity Development (IED) for the sale of approximately 4.58-acres of City owned land located in the vicinity of Cheyenne Avenue and Durango Drive, APNs 138-08-801-006 and -007 for development of an office park (\$2,900,700 revenue less shared closing costs - Golf Course Enterprise Fund) - Ward 4 (Brown)

DISCUSSION / ACTION ITEMS

CITY ATTORNEY - DISCUSSION

49. Discussion and possible action on Appeal of Work Card Denial: Jay Timetri Collins, 4536 Soda Ash Avenue, Las Vegas, NV 89110

CITY CLERK - DISCUSSION

50. Discussion and possible action regarding the Proclamation and Order declaring the 2005 City of Las Vegas Municipal Election - All Wards

FINANCE & BUSINESS SERVICES - DISCUSSION

51. Discussion and possible action on a policy to manage the Capital Improvement Plan (CIP) Bid Reserve Fund
52. ABEYANCE ITEM - Discussion and possible action regarding a new Nonprofit Club General License, Mesquite Club, Inc., dba Mesquite Club, 702 East St. Louis Avenue, Phyllis V. Noblitt, Pres - Ward 3 (Reese)
53. Discussion and possible action regarding Temporary Approval of New Licenses and Key Employees for a Package License subject to the provisions of the fire codes and Health Dept. regulations, Wal-Mart Stores, Inc., dba Wal-Mart Neighborhood Market 5258, 5850 West Craig Road, Wal-Mart Neighborhood Market 5259, 6151 West Lake Mead Boulevard, H. Lee Scott, Jr., Dir, Pres, CEO, David L. Bullington, VP, Rick W. Brazile, VP, Thomas D. Hyde, EVP, Secy, Joseph J. Fitzsimmons, SVP, Treas, Miklos J. Pena, Store Mgr, 5258, Matthew S. Pinal, Store Mgr, 5259 - Ward 6 (Mack)
54. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name and Approval of Key Employee for a Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Roadhouse Operating Company II, LLC, dba Roadhouse Grill Restaurant II (Non-operational), Roadhouse West, Gen Ptnr, Mmbr, 99%, Roadhouse West, Inc., Managing Ptnr, 40%, Charles Bell, Dir, Pres, 25%, Brian K. Zeller, Dir, Secy, Treas, 25%, Roadhouse Investors, LLC, Ptnr, 60%, One Percent, Inc., Mgr, Mmbr, 1%, Charles L. Bell, Pres, Brian K. Zeller, Dir, Secy, Treas, To: Kahuna Grill Lake Mead, LLC, dba Kahuna Grill, 7341 West Lake Mead Boulevard, David Z. Tuttleman, Mgr, Mmbr, 100%, Paul S. Clunan, Gen Mgr (NOTE: Item to be heard in the afternoon session in conjunction with Item #89 - SUP-5422) - Ward 4 (Brown)

BOARDS & COMMISSIONS - DISCUSSION

55. PARK & RECREATION ADVISORY COMMISSION - Brent Blackburn, Term Expiration 1-6-2005
56. SENIOR CITIZENS ADVISORY BOARD - Al Gallego - Term Expires 6/2007 (Resigned)

REAL ESTATE COMMITTEE - DISCUSSION

57. ABEYANCE ITEM - Discussion and possible action regarding an Exclusive Negotiating Agreement between City Parkway V and Related Companies for the Union Park property bounded by Grand Central Parkway, Bonneville Avenue and the UPRR Rail line, APN 139-34-110-003 - Ward 5 (Weekly)

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

58. Bill No. 2004-76 - Updates the membership of the Design Review Committee for the Downtown Entertainment Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
59. Bill No. 2004-78 - Clarifies the procedures and standards that apply to the installation of speed humps on residential streets. Proposed by: Richard D. Goecke, Director of Public Works
60. Bill No. 2004-79 - Levies Assessment for Special Improvement District No. 1480 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road). Sponsored by: Step Requirement

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

61. Bill No. 2004-80 - Levies Assessment for Special Improvement District No. 1495 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road). Sponsored by: Step Requirement

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.

62. Bill No. 2004-77 - Authorizes the granting of a distance-separation waiver for a tavern to be located within a regional mall. Sponsored by: Councilwoman Janet Moncrief
63. Bill No. 2004-82 - Expands the boundaries of the Live/Work Overlay District to include the East Fremont District, as identified in the Downtown Centennial Plan. Proposed by: Robert S. Genzer, Director of Planning and Development
64. Bill No. 2004-83 - Prohibits motorized vehicles on equestrian trails, multi-use trails, and other trails not intended for motorized vehicles. Sponsored by: Councilman Michael Mack

NEW BILLS - DISCUSSION

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.

65. Bill No. 2005-1 - Annexation No. ANX-5329 - Property location: On the southeast corner of Jones Boulevard and Madre Mesa Drive; Petitioned by: S. F. Investments, LLC; Acreage: 2.42 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Lawrence Weekly
66. Bill No. 2005-2 - Eliminates the term limits applicable to voting members of the Historic Preservation Commission. Sponsored by: Mayor Oscar B. Goodman
67. Bill No. 2005-3 - Modifies the disclosure requirements for merchants who sell motorized skateboards or motorized scooters, and requires merchants to make certain disclosures in connection with the sale of mini-motorcycles. Sponsored by: Councilman Michael Mack
68. Bill No. 2005-4 - Repeals the Municipal Code provision that requires persons who hold certain City offices to submit a resignation before filing for election to another City office. Proposed by: Bradford R. Jerbic, City Attorney
69. Bill No. 2005-5 - Levies Assessment for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) Sponsored by: Step Requirement

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

HEARINGS - DISCUSSION

71. Public hearing to consider the report of expenses to recover costs for abatement of dangerous buildings located at 4820 Alpine Place (APNs 138-36-811-001 through 138-36-811-034 - All Units). PROPERTY OWNER: MOGEN HOLDINGS CO LLC - Ward 1 (Moncrief)
72. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 2916 Armin Avenue. PROPERTY OWNER: YVES VITAL - Ward 3 (Reese)
73. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 617 W. Adams Avenue. PROPERTY OWNER: JOYCE STEWART - Ward 5 (Weekly)

PLANNING & DEVELOPMENT

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 - 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.

74. EOT-5631 - APPLICANT: TANEY ENGINEERING - OWNER: LEWIS CENTER PARKING, LIMITED LIABILITY COMPANY - Request for an Extension of Time on an approved Site Development Plan Review (SDR-1298) FOR A PROPOSED EIGHT LEVEL PARKING GARAGE WITH GROUND LEVEL RETAIL (17,959 Square Feet) on 0.56 acres adjacent to the northeast corner of Lewis Avenue and Casino Center Boulevard (APN 139-34-201-020), C-2 (General Commercial), Ward 1 (Moncrief). Staff recommends APPROVAL
75. EOT-5743 - APPLICANT: EN ENGINEERING, INC. - OWNER: WAL-MART STORES, INC. - Request for an Extension of Time for an approved Special Use Permit (U-0071-02) which ALLOWED PACKAGED LIQUOR SALES FOR OFF-PREMISES CONSUMPTION IN CONJUNCTION WITH A PROPOSED NEIGHBORHOOD MARKET located adjacent to the northeast corner of Craig Road and Jones Boulevard (APN 138-01-219-002), C-1 (Limited Commercial) Zone, Ward 6 (Mack). Staff recommends APPROVAL
76. EOT-5744 - APPLICANT: EN ENGINEERING, INC. - OWNER: WAL-MART STORES, INC. - Request for an Extension of Time for an approved Special Use Permit (U-0128-02) which ALLOWED PACKAGED LIQUOR SALES FOR OFF-PREMISES CONSUMPTION IN CONJUNCTION WITH A PROPOSED WAL-MART NEIGHBORHOOD MARKET adjacent to the southwest corner of Lake Mead Boulevard and Jones Boulevard (APN 138-23-719-004), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

77. DIR-5543 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to Adopt the Northwest Open Space Plan as an Element of the Master Plan 2020 for property generally located north of Cheyenne Avenue, west of Decatur Boulevard, and east of Puli Drive, Ward 4 (Brown) and Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL. [Heading should state "Request to accept (not adopt) the Northwest Open Space Plan for property generally located ... (proposed plan is not an Element of the Master Plan 2020)]

PLANNING & DEVELOPMENT - DISCUSSION

78. SDR-5493 - PUBLIC HEARING - APPLICANT: COLERAINE CAPITAL GROUP, INC - OWNER: BOULDERS APARTMENTS, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF A 388 UNIT APARTMENT PROJECT TO A CONDOMINIUM DEVELOPMENT on 21.30 acres at 3450 North Hualapai Way (APN 138-07-301-002,-008,-009, and 138-07-401-002), PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

79. SDR-5452 - PUBLIC HEARING - APPLICANT: PRO REALTY PARTNERS, LLC - OWNER: E & F HORIZONS ASSOCIATES, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF A 408 UNIT APARTMENT PROJECT TO A CONDOMINIUM DEVELOPMENT on 20.20 acres at 8600 West Charleston Boulevard (APN 138-32-801-001), R-3 (Medium Density Residential) Zone, Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

80. WVR-5487 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: THE KUSHROW ROOHANI FAMILY TRUST - Request for a Waiver of Title 18.12.510 AND SECTION D.2.A.6 OF THE TOWN CENTER DEVELOPMENT STANDARDS TO ALLOW AN EIGHT-FOOT RETAINING WALL WHERE SIX FEET IS THE MAXIMUM ALLOWED on 15 acres along the south side of Elkhorn Road, between Campbell Road and Durango Drive (APN 125-20-101-007, 015, and 016), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

81. VAC-5408 - PUBLIC HEARING - APPLICANT/OWNER: SHADOW HILLS PLAZA, LLC - Petition to Vacate a Drainage Easement generally located between Cheyenne Avenue and Buckskin Avenue, west of Shady Timber Street, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

82. VAC-5464 - PUBLIC HEARING - APPLICANT: STERLING S DEVELOPMENT - OWNER: QUARTERHORSE FALLS ESTATES, LLC - Petition to Vacate a portion of Maggie Avenue generally located east of Maverick Street, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

83. VAC-5477 - PUBLIC HEARING - APPLICANT: CW GROUP - OWNER: FORT APACHE/CHEYENNE HOLDINGS LLC - Petition to Vacate U.S. Government Patent Easements generally located west of Fort Apache Road and north of Cheyenne Avenue, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

84. VAR-5227 - PUBLIC HEARING - APPLICANT/OWNER: COKE AND MAGGIE LLC - Appeal filed by the Applicant from the Denial by the Planning Commission of a request for a Variance TO ALLOW A 25-FOOT FRONT YARD SETBACK WHERE 30 FEET IS REQUIRED AND TO ALLOW A 25-FOOT REAR YARD SETBACK WHERE 35 FEET IS REQUIRED on 10.25 acres adjacent to the northeast corner of Maggie Avenue and Coke Street (APN 125-09-501-003), U (Undeveloped) Zone [RE (Rural Estates) General Plan Designation], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL

85. VAR-5483 - PUBLIC HEARING - APPLICANT: H.E.L.P. DEVELOPMENT CORP. - OWNER: CITY OF LAS VEGAS - Request for a Variance TO ALLOW 50 PARKING SPACES WHERE 107 PARKING SPACES ARE REQUIRED FOR A PROPOSED 75-UNIT SINGLE ROOM OCCUPANCY HOUSING COMPLEX on 4.84 acres approximately 500 feet south of the intersection of Owens Avenue and Main Street (APN 139-27-502-015), C-V (Civic District) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

86. SDR-5481 - PUBLIC HEARING - APPLICANT: H.E.L.P. DEVELOPMENT CORP. - OWNER: CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A 75-UNIT SINGLE ROOM OCCUPANCY HOUSING COMPLEX on 4.84 acres approximately 500 feet south of the intersection of Owens Avenue and Main Street (APN 139-27-502-015), C-V (Civic District) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

87. VAR-5484 - PUBLIC HEARING - APPLICANT: TETRA TECH, INC.- OWNER: SPINNAKER HOMES V, LLC - Request for a Variance TO ALLOW A PROPOSED 17-FOOT FRONT SET BACK WHERE 18 FEET IS REQUIRED for a proposed single-family dwelling on Lot 24 of the Spinnaker at Town Center 1 Unit 4 Subdivision located approximately at the southeast corner of Dorrell Lane and Fort Apache Road (APN 125-20-201-009, 010, and 029), U (Undeveloped) [TC (Town Center) General Plan Designation] Under Resolution of Intent to T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

88. RQR-5630 - PUBLIC HEARING - APPLICANT: NEISSAN KOROGHLI - OWNER: FREMONT PLACE, LIMITED LIABILITY COMPANY - Required Six Month Review of an Approved Special Use Permit (U-0106-02) WHICH ALLOWED A LIQUOR ESTABLISHMENT (OFF-PREMISES CONSUMPTION) IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE/ DELICATESSEN at 228 Las Vegas Boulevard North (APN 139-34-511-001, 002 and 003), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends APPROVAL
89. SUP-5422 - PUBLIC HEARING - APPLICANT: KAHUNA GRILL LAKE MEAD, LLC - OWNER: AMERICAN PACIFIC CAPITAL PAVILION COMPANY, LLC - Request for a Special Use Permit and a Waiver from the 400 foot distance separation requirement for a City Park FOR A SUPPER CLUB at 7341 West Lake Mead Boulevard (APN 138-22-317-003), C-1 (Limited Commercial) Zone, Ward 4 (Brown). (NOTE: This Item to be heard in conjunction with Morning Session Item #54) The Planning Commission (7-0 vote) and staff recommend APPROVAL
90. SUP-5423 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A CONVENIENCE STORE (WITH FUEL PUMPS) adjacent to the northeast corner of Durango Drive and Oso Blanca Road (APN 125-17-701-001), T-C (Town Center) Zone, [SC-TC (Service Commercial) Town Center Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
91. SUP-5424 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A CAR WASH (AUTOMATIC) adjacent to the northeast corner of Durango Drive and Oso Blanca Road (APN 125-17-701-001), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
92. SUP-5425 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR ALCOHOLIC BEVERAGE SALES / LIQUOR STORE adjacent to the northeast corner of Durango Drive and Oso Blanca Road (APN 125-17-701-001), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
93. SUP-5426 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR AN AUTO REPAIR GARAGE (MINOR) adjacent to the northeast corner of Durango Drive and Oso Blanca Road (APN 125-17-701-001), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
94. SUP-5427 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A RESTAURANT (WITH DRIVE-THRU) adjacent to the southwest of the corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
95. SUP-5428 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A RESTAURANT (WITH DRIVE-THRU) adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
96. SUP-5429 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A RESTAURANT (WITH DRIVE-THRU) adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
97. SUP-5430 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A RESTAURANT (WITH DRIVE-THRU) adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial) Town Center Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
98. SUP-5431 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A SUPPER CLUB adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

99. SUP-5432 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A SUPPER CLUB adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial) Town Center Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

100. SUP-5433 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR A SUPPER CLUB adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

101. SUP-5434 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR SUPPER CLUB adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

102. SUP-5435 - PUBLIC HEARING - APPLICANT/OWNER: NORTHWEST 95, LLC - Request for a Special Use Permit FOR SUPPER CLUB adjacent to the southwest corner of Farm Road and Oso Blanca Road (APN 125-17-301-003), T-C (Town Center) Zone, [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

103. SUP-5457 - PUBLIC HEARING - APPLICANT: LPN ARCHITECT - OWNER: BRE/ESA PROPERTIES, LLC - Request for a Special Use Permit FOR A 120-UNIT RESIDENCE HOTEL at 2000 Paradise Road (APN 162-03-411-012), R-5 (Apartment) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-1-2 vote) recommends APPROVAL

104. VAR-5458 - PUBLIC HEARING - APPLICANT: LPN ARCHITECT - OWNER: BRE/ESA PROPERTIES, LLC - Request for a Variance TO ALLOW 107 PARKING SPACES WHERE 120 SPACES ARE REQUIRED FOR A PROPOSED 120-UNIT RESIDENCE HOTEL on 1.63 acres at 2000 Paradise Road (APN 162-03-411-012), R-5 (Apartment) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-1-2 vote) recommends APPROVAL

105. SDR-5456 - PUBLIC HEARING - APPLICANT: LPN ARCHITECT - OWNER: BRE/ESA PROPERTIES, LLC - Request for a Site Development Plan Review and Waivers of landscaping standards FOR A 120-UNIT RESIDENCE HOTEL on 1.63 acres at 2000 Paradise Road (APN 162-03-411-012), R-5 (Apartment) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-1-2 vote) recommends APPROVAL

106. ZON-5488 - PUBLIC HEARING - APPLICANT: ALL INVESTMENTS, LLC - OWNER: LAWRENCE E. LERMUSIAUX FAMILY TRUST - Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) on 5.00 acres adjacent to the northeast corner of Farm Road and Jensen Street (APN 125-18-201-008), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

107. WVR-5603 - PUBLIC HEARING - APPLICANT: ALL INVESTMENTS, LLC - OWNER: LAWRENCE E. LERMUSIAUX FAMILY TRUST - Request for a Waiver to Title 18.12.160 TO ALLOW APPROXIMATELY 180 FEET BETWEEN STREET INTERSECTIONS WHERE 220 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED adjacent to the northeast corner of Farm Road and Jensen Street (APN 125-18-201-008), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

108. SDR-5490 - PUBLIC HEARING - APPLICANT: ALL INVESTMENTS, LLC - OWNER: LAWRENCE E. LERMUSIAUX FAMILY TRUST - Request for a Site Development Plan Review FOR A 21-LOT SINGLE-FAMILY DEVELOPMENT on 5.00 acres (4.2 units per acre) adjacent to the northeast corner of Farm Road and Jensen Street (APN 125-18-201-008), U (Undeveloped) [PCD (Planned Community Development) General Plan Designation], [PROPOSED: PD (Planned Development)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

109. GPA-2993 - RESCIND PREVIOUS ACTION - PUBLIC HEARING - MOLASKY COMPANIES ON BEHALF OF WILLIAM L. CULLINGS AND THE SCHNEIDER FAMILY TRUST - Request to amend a portion of the Southwest Sector Plan of the General Plan FROM: DR. (DESERT RURAL) TO: O (OFFICE) on 4.26 acres adjacent to the northeast and southeast corners of Buffalo Drive and Del Rey Avenue (APN 163-03-101-002 and 003), Ward 1 (Moncrief). (NOTE: This application is for the two lots on the northeast corner only.) Staff recommends APPROVAL
110. DIR-5728 - PUBLIC HEARING - Discussion and possible action to consider whether the application for GPA-2993, as supplemented by the applicant, complies with either LVMC Section 19.18.030(C)(3)(a) or LVMC Section 19.18.030(C)(5) and other matters related thereto. Staff recommends APPROVAL
111. GPA-2993 - REHEAR - PUBLIC HEARING - MOLASKY COMPANIES ON BEHALF OF WILLIAM L. CULLINGS AND THE SCHNEIDER FAMILY TRUST - Request to amend a portion of the Southwest Sector Plan of the General Plan FROM: DR (DESERT RURAL) TO: O (OFFICE) on 4.26 acres adjacent to the northeast corner of Buffalo Drive and Del Rey Avenue (APN 163-03-101-002 and 003), Ward 1 (Moncrief). The Planning Commission (3-1-2 vote on a motion for approval) failed to obtain a super majority vote, which is tantamount to DENIAL. Staff recommends APPROVAL

SET DATE

112. 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

CITIZENS PARTICIPATION

PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

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

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Court Clerk's Office Bulletin Board, City Hall Plaza
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue