

CLARK COUNTY BOARD OF COMMISSIONERS

AGENDA ITEM

Petitioner: Denis Cederburg, Director of Public Works

Recommendation:

Approve and authorize the acquisition by eminent domain of portions of Assessor's Parcel Numbers 177-18-401-001 (Zheng Da, LLC, a Nevada Limited Liability Company), 176-13-501-023 and 176-13-501-024 (The UTE Indian Tribe), and 140-21-101-005 (Cynterra Corp) needed as rights-of-way for the improvements to Decatur Boulevard between Cactus Avenue and Warm Springs Road and Carey Avenue between Nellis Boulevard and Toiyabe Street; and authorize the County Manager or her designee to sign documents necessary to complete the condemnation process. (For possible action)

FISCAL IMPACT:

Fund #:	4990.991	Fund Name:	Public Works Regional Improvements/RTC
Fund Center:	1260110001	Funded PGM/Grant:	PW.R007M13 (Decatur Boulevard) PW.R016H13 (Carey Avenue)
Amount:	\$223,086		
Description:	Decatur - Cactus to Warm Springs and Carey - Nellis to Toiyabe		
Additional Comments:	N/A		

BACKGROUND:

On October 6, 2020, the Board of County Commissioners approved and authorized the acquisition by negotiation of portions of Assessor's Parcel Numbers 177-18-401-001 (Zheng Da, LLC, a Nevada Limited Liability Company) and 176-13-501-023 and 176-13-501-024 (The UTE Indian Tribe) needed for the improvements to Decatur Boulevard between Cactus Avenue and Warm Springs Road. On April 20, 2021, the Board approved and authorized the acquisition by negotiation of a portion of Assessor's Parcel Number 140-21-101-005 (Cynterra Corp) needed for the improvements to Carey Avenue between Nellis Boulevard and Toiyabe Street. County Public Works staff has been engaged in negotiations; however, the negotiations have not resulted in consummating the acquisitions. In the event that continued negotiations are unsuccessful, authorization to initiate condemnation actions is being requested from the Board.

Nevada Revised Statute 241.034 and the Resolution of Clark County adopted on September 5, 2006, require the County to serve the property owners with written notice informing the property owners that the County will consider acquiring the properties by eminent domain. Such notices were mailed in a timely manner prior to the submission of this item to the Board.

Cleared for Agenda

09/21/2021

File ID#

21-1323