

Summary: a resolution directing the County Director of Public Works to prepare the proposed final assessment roll for Improvement District No. 114B South Strip Maintenance (Mandalay Bay Road to Russell Road).

RESOLUTION NO. _____
(of Clark County, Nevada)

A RESOLUTION CONCERNING CLARK COUNTY, NEVADA, IMPROVEMENT DISTRICT NO. 114B SOUTH STRIP MAINTENANCE (MANDALAY BAY ROAD TO RUSSELL ROAD), DETERMINING THE COST TO BE ASSESSED, AND AUTHORIZING, ORDERING AND DIRECTING THE COUNTY DIRECTOR OF PUBLIC WORKS TO PREPARE THE PROPOSED FINAL ASSESSMENT ROLL.

WHEREAS, the Board of County Commissioners (the "Board") of the County of Clark (the "County"), and State of Nevada, pursuant to an ordinance heretofore adopted (the "Creation Ordinance"), created Clark County, Nevada, Improvement District No. 114B South Strip Maintenance (Mandalay Bay Road to Russell Road) (the "District") and ordered the maintenance of certain public improvements (the "Project") within the District; and

WHEREAS, the Board by resolution heretofore adopted has authorized the proper officers of the County to execute a maintenance contract for the Project on behalf of the County in accordance with NRS 271.335 and 244A.343, all as provided by law; and

WHEREAS, the Board has heretofore determined that 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; and

WHEREAS, the Board has determined, and does hereby determine, that all of the assessable property in the County which is specially benefited by the Project to be maintained in the District, and only the property which is so specially benefited, is to be included on said assessment roll; and

WHEREAS, in accordance with NRS 271.360 and 271.378, the Board has determined and does hereby declare that the net cost to the County of the Project (including all necessary incidentals which either have been or will be incurred in connection with the Project) for fiscal year 2022-2023 is \$114,143.51, of which \$-0- is available from other sources and \$114,143.51 is to be assessed upon the benefited lots, tracts and parcels of land in the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, IN THE STATE OF NEVADA:

Section 1. All action, proceedings, matters and things heretofore taken, had and done by the County 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. All of the total cost of the Project to the County (including all necessary incidentals, which either have been or will be incurred in connection with the Project) for

fiscal year 2022-2023 shall be paid by assessments against the assessable property in the District as designated in the Creation Ordinance. The total cost of the Project shall be apportioned and the amount to be assessed shall be as follows:

Total Cost	Estimated Amount of Special Assessment	Amount Available from Other Sources
\$114,143.51	\$114,143.51	\$-0-

Section 3. The County Director of Public Works (the “Director”) is hereby authorized, ordered and directed (with the assistance of the Clark County Department of Public Works) to make out and prepare an assessment roll for the District containing, among other things:

(1) The name and address of each last-known owner of each tract to be assessed, or if not known, the name is “unknown.”

(2) A description of each tract to be assessed, and the amount of the proposed assessment thereon, apportioned upon the basis for assessments heretofore determined by the Board in the Creation Ordinance and as stated in the provisional order for the hearing on the Project.

Section 4. Immediately upon the adoption of this resolution, the County Clerk shall cause a copy of this resolution to be furnished to the Director. When the Director has made out and prepared the assessment roll pursuant to Section 3 of this resolution, he shall report the assessment roll to the Board and shall cause it to be filed in the office of the County Clerk and numbered. The Director shall submit an executed certificate in the form provided in Subsection 3 of NRS 271.375, which certificate, duly executed, shall accompany the assessment roll and be as follows:

(Form of Certificate)

STATE OF NEVADA)
) SS.
COUNTY OF CLARK)

To the Board of County Commissioners of Clark County, Nevada:

I hereby certify and report that the foregoing is the assessment roll and assessments made by me for the purpose of paying that part of the cost which you decided should be paid and borne by special assessments for Clark County, Nevada, Improvement District No. 114B South Strip Maintenance (Mandalay Bay Road to Russell Road); that in making such assessments, I have, as near as may be, and according to my best judgment, conformed in all things to the provisions of Chapter 271 of NRS.

Dated: April 19, 2022.

Denis Cederburg, Director of Public Works

(End of Form of Certificate)

Section 5. The officers of the County are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution, including without limiting the generality of the foregoing, the preparation of all further necessary legal proceedings, assessment rolls and lists, tabulations of parcels, supplemental report on benefits, and other items necessary or desirable for the completion of the Project.

Section 6. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 7. If any section, paragraph, clause or other 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 other provision shall not affect any of the remaining provisions of this resolution.

Section 8. The Board has determined, and does hereby declare, that this resolution shall be in effect upon its passage in accordance with law.

PASSED AND APPROVED April 19, 2022.

James B. Gibson, Chair
Board of County Commissioners
Clark County, Nevada

(SEAL)

Attest:

Lynn Marie Goya, County Clerk

The above Resolution has been reviewed by the Deputy District Attorney:



Laura Rehfeldt
Deputy District Attorney

[Signature page for District No. 114B, resolution directing preparation of the assessment roll,
page 4 of 4, excluding Clerk's certificate]

STATE OF NEVADA)
) SS.
COUNTY OF CLARK)

I, Lynn Marie Goya, the duly elected, qualified and/or acting County Clerk of Clark County (the “County”), Nevada, and ex officio Clerk of its Board of County Commissioners (the “Board”), do hereby certify:

1. The foregoing pages are a true and correct copy of a resolution (the “Resolution”) passed and adopted by the Board at a meeting of the Board held on April 19, 2022.

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 the Board as follows:

Those Voting Aye:	James B. Gibson
	Justin Jones
	Marilyn Kirkpatrick
	William McCurdy II
	Ross Miller
	Michael Naft
	Tick Segerblom

Those Voting Nay: _____

Those Absent: _____

Those Abstaining: _____

3. The members of the Board were present at such meeting and voted on the passage of such resolution as set forth above.

4. The resolution was approved and authenticated by the signature of the Chairman of the Board, sealed with the County seal, attested by the Clerk and recorded in the minutes of the Board.

5. All members of the Board were given due and proper notice of the meeting.

6. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020. A copy of the notice of meeting and excerpt from the agenda for the meeting relating to the resolution, as posted at least 3 working days in advance of the meeting on the County’s website, the State of Nevada’s official website and at the Board’s office is attached as Exhibit A.

7. A copy of the notice was transmitted by mail or electronic mail to each person, if any, who has requested notice of the meetings of the Board. Such notice, if mailed, was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

8. Upon request, the Board provides at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or resolution which will be discussed at the public meeting, and any other supporting materials provided to the Board for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County this April 19, 2022.

Lynn Marie Goya, County Clerk

(Exhibit A)
(Attach Copy of Posted Agenda)