

## RESOLUTION NO. 2677

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA CONCERNING A PROPOSED SPECIAL IMPROVEMENT DISTRICT AND APPROVING THE FORMS OF A DEPOSIT AGREEMENT AND A MEMORANDUM OF UNDERSTANDING.**

**WHEREAS**, the City Council (the “Council”) of the City of North Las Vegas (the “City”) has received a proposal from D.R. Horton, Inc., a Delaware corporation (the “Developer”), concerning a proposed Special Improvement District (the “District”);

**WHEREAS**, the City’s Finance Director has established the amount of a deposit to pay the City’s initial costs and expenses associated with the formation of the District, the levy of assessments, and the issuance of bonds; and

**WHEREAS**, the proposed forms of the Deposit and Reimbursement Agreement between the City and the Developer (the “Agreement”) and the Memorandum of Understanding between the City and the Developer (the “MOU”) are on file with the City Clerk and the Council has reviewed the same and found it to be satisfactory.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, IN THE STATE OF NEVADA:**

**Section 1.** The Agreement and the MOU are hereby approved in substantially the form on file with the City Clerk, with only such changes therein as are not inconsistent herewith and are approved by the officers of the City executing the same. The officers of the City are hereby authorized to enter into, execute and deliver the Agreement and the MOU and the execution and delivery of the same shall constitute conclusive evidence of the City’s approval thereof in accordance with the terms hereof.

**Section 2.** The Council authorizes the staff of the City to negotiate the particulars of the District and the financing with the Developer.

**Section 3.** Passage of this resolution does not obligate the City to create the District, to issue bonds therefor, or to give any land use or other approvals to any projects in the District or elsewhere.

**Section 4.** All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, previously repealed.

**Section 5.** 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.

**PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF OCTOBER, 2021.**

AYES:

NAYS:

ABSTAIN:

ABSENT:

Approved:

By: \_\_\_\_\_  
John J. Lee, Mayor

Attest:

By: \_\_\_\_\_  
Jackie Rodgers, Acting City Clerk

The above Resolution has been reviewed by the City Attorney

By: \_\_\_\_\_  
Micaela Moore, City Attorney

STATE OF NEVADA        )  
                                      ) SS.  
COUNTY OF CLARK        )

I, Jackie Rodgers, the duly chosen and qualified Acting City Clerk of North Las Vegas (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 (the “City Council”) at a meeting of the City Council held on October 6, 2021.

2. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as Acting 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.

3. The members of the City Council were present at the meeting and voted on the passage of the resolution as follows:

Those Voting Aye:

Mayor:

John J. Lee

Council members:

Pamela A. Goynes-Brown  
Isaac E. Barron  
Richard J. Cherchio  
Scott Black

Those Voting Nay:

\_\_\_\_\_

Those Absent:

\_\_\_\_\_

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 by 9:00 a.m. at least three (3) working days 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 Hall  
2250 Las Vegas Boulevard North  
North Las Vegas, Nevada

- (ii) North Las Vegas-Public Library  
2250 Las Vegas Boulevard North  
Suites 133 and 137  
North Las Vegas, Nevada
- (iii) Aliante Library  
2400 W. Deer Springs Way  
North Las Vegas, Nevada
- (iv) Alexander Library  
1755 W. Alexander Road  
North Las Vegas, Nevada
- (v) City of North Las Vegas Website and Nevada Public  
Notice Website

and

(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.

5. A copy of such notice so given of the meeting of the City Council is attached to this certificate as Exhibit A.

**IN WITNESS WHEREOF**, I have hereunto set my hand on this October 6, 2021.

---

Jackie Rodgers  
Acting City Clerk, City of North Las Vegas,  
Nevada

(SEAL)

(Exhibit A)  
(Attach Agenda)