

RESOLUTION NO. 4472

(Resolution Approving the form of Resolution Consenting to Relinquishment and Land Transfer Agreement for Boulder City Bypass Frontage Road)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HENDERSON, NEVADA, TO CONSIDER THE RELINQUISHMENT OF A PORTION OF THE BOULDER CITY BYPASS FRONTAGE ROAD INCLUDING APPROXIMATELY 1.04 MILES OF RIGHT-OF-WAY, LOCATED IN SECTIONS 34 AND 35, TOWNSHIP 22 SOUTH, RANGE 63 EAST AND SECTION 2, TOWNSHIP 23 SOUTH, RANGE 63 EAST, M.D.M., CITY OF HENDERSON, CLARK COUNTY, NEVADA, AND APPROVING THE FORM OF THE RESOLUTION CONSENTING TO RELINQUISHMENT AND LAND TRANSFER AGREEMENT.

WHEREAS, the State of Nevada Department of Transportation (the "Department") desires to relinquish portions of IR-11 ("Boulder City Bypass Frontage Road") lying within the City of Henderson, State of Nevada, extending from Highway Engineer's Station "W" 0+00.00 P.O.T to Highway Engineer's Station "WF" 54+03.68 P.O.T, a distance of approximately 1.04 miles; and

WHEREAS, the proposed RESOLUTION CONSENTING TO RELINQUISHMENT AND LAND TRANSFER AGREEMENT, proposed by the Department, is attached hereto and identified as Exhibit 1 and contains Exhibits "A" through "I"; and

WHEREAS, the Boulder City Bypass Frontage Road is delineated and identified in Exhibit 1 as Parcel I-011-CL-015.021 XS1 on Exhibits "A" through "I" contained therein; and

WHEREAS, the City Staff would like the Boulder City Bypass Frontage Road to be relinquished to the City of Henderson, and for the City to accept the relinquishment; and

WHEREAS, the City has requested the relinquishment of the Boulder City Bypass Frontage Road for the purpose of a transportation facility; and

WHEREAS, the City has agreed to accept the relinquishment of the Boulder City Bypass Frontage Road together with any and all revocable leases and licenses entered into between the Department and the adjoining owners for the multiple use of the right-of-way; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Henderson, Nevada that:

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SECTION 1. The RESOLUTION CONSENTING TO RELINQUISHMENT AND LAND TRANSFER AGREEMENT proposed by the Department attached hereto as Exhibit 1, is hereby approved. The Mayor or Mayor Pro Tem, as appropriate, is hereby authorized to enter into and execute, and the City Clerk is hereby authorized to attest to, the RESOLUTION CONSENTING TO RELINQUISHMENT AND LAND TRANSFER AGREEMENT.

SECTION 2. This Council authorizes staff to take any further actions necessary for the acceptance and transfer of the relinquished property.

SECTION 3. 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, ADOPTED, AND APPROVED THIS 5TH DAY OF APRIL, 2022, BY THE FOLLOWING ROLL-CALL VOTE OF COUNCIL.

Those voting aye:
Debra March, Mayor
Councilmembers:
John F. Marz
Michelle Romero
Dan K. Shaw
Dan H. Stewart

Those voting nay: None
Those abstaining: None
Those absent: None

Debra March, Mayor

ATTEST:

Jonathon Nunes, Manager of Council
and Commission Services