



AGENDA SUMMARY PAGE
City Council
Meeting of: November 18, 2020

Agenda Item No.:
17

DEPARTMENT: City Attorney
DIRECTOR: Bryan K. Scott

CONSENT

SUBJECT:

For possible action to approve continued funding for McDonald Carano to represent the City of Las Vegas in an action filed against it by 180 Land Company, LLC, Case No. A-17-758528-J, in the Eighth Judicial District Court, concerning the denial of several land use applications for the development of a portion of the former Badlands Golf Course for an amount not-to-exceed \$100,000 (General Fund) - Ward 2 (Seaman)

FISCAL IMPACT:

Budget Funds Available
Amount: \$100,000
Funding Source: General Fund
Dept./Division: City Attorney

PURPOSE/BACKGROUND:

180 Land Company, LLC submitted applications to develop a 61-acre portion of the former Badlands Golf Course. On June 21, 2017, the City Council denied the applications, after which 180 Land filed a petition for judicial review challenging the denial along with an original action alleging various inverse condemnation claims. On April 17, 2018, the City Manager authorized McDonald Carano to begin defending the City of Las Vegas in this action and authorized fees up to \$49,999. On June 20, 2018, December 19, 2018, April 3, 2019, July 17, 2019, December 18, 2019, February 19, 2020, April 15, 2020, and June 17, 2020, the City Council authorized additional funding. Due to the circumstances of this litigation, legal fees will likely soon exceed \$1,100,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. McDonald Carano Engagement Letter