

**ACTION REPORT
CITY OF NORTH LAS VEGAS
REGULAR CITY COUNCIL MEETING**

March 21, 2007

Website - <http://www.cityofnorthlasvegas.com>

CITY COUNCIL MEETING

CALL TO ORDER

6:03 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Pastor Chris Duncan
Canyon Ridge Christian Church

PLEDGE OF ALLEGIANCE

Mayor Michael L. Montandon

PUBLIC FORUM

Scott Sauer, 5629 Midnight Breeze Street, North Las Vegas, expressed thanks for working with him and the neighbors on the issue of the proposed school site at El Campo Grande Avenue and Bruce Street.

PROCLAMATION

- ★ Proclamation recognizing April 2007 as Child Abuse Prevention Month.

ACTION: PROCLAMATION PRESENTED

AGENDA

1. Approval of the Regular North Las Vegas City Council Meeting Agenda of March 21, 2007.

ACTION: APPROVED AS AMENDED; ITEM NOS. 2, 36 AND 43 WITHDRAWN; ITEM NO. 3 CONTINUED TO MAY 2, 2007; ITEM NO. 42 CONTINUED TO JUNE 20, 2007

PUBLIC HEARINGS - 6:15 P.M.

2. Public Hearing regarding Special Improvement District No. 63 (Lamb Boulevard - I-15 to Clark County 215). **(Continued March 7, 2007)**

ACTION: WITHDRAWN

3. **UN-46-02** (Centennial & Pecos); an application submitted by Jade Enterprises, c/o Albert Taban, on behalf of Sunrise Advisors, LLC, c/o Albert Taban, property owner, for an extension of time for a Use Permit in a C-1 Neighborhood Commercial District to allow the "on-sale" of alcoholic beverages in conjunction with a tavern on property located at the northwest corner of Centennial Parkway and Pecos Road.

ACTION: CONTINUED TO MAY 2, 2007

CONSENT AGENDA

4. Approval of Special City Council Meeting Minutes of January 3, 2007.

ACTION: APPROVED

5. Approval of Regular City Council Meeting Minutes of January 3, 2007.

ACTION: APPROVED

6. Acceptance of a Cash Payment in lieu of a Traffic Control Improvement Cost Participation Agreement from Standard Pacific Homes for their share of the cost of lighting installation, street name signs and traffic signals at Centennial Parkway & North 5th Street in the amount of 1.1% of the total cost or \$5,850; Deer Springs Way & North 5th Street in the amount of 1% of the total cost or \$6,197; Beltway WB & North 5th Street in the amount of 1% of the total cost or \$7,228; Centennial Parkway & Losee Road in the amount of 1% of the total cost or \$5,738; Centennial Parkway & North 5th Street - North Leg/Dual Left in the amount of 5.7% of the total cost or \$6,840; Centennial Parkway & North 5th Street - East Leg/Dual Left in the amount of 4% of the total cost or \$4,800; Beltway WB & North 5th Street - East Leg/Dual Left in the amount of 2% of the total cost or \$2,400; Centennial Parkway & Losee Road - South Leg/Dual Left in the amount of 2% of the total cost or \$2,400; and Centennial Parkway & Losee Road - West Leg/Dual Left in the amount of 1% of the total cost or \$1,200 for the Centennial Estates residential project located on the northwest corner of Centennial Parkway & Donna Street.

ACTION: PAYMENT ACCEPTED

7. Acceptance of a Cash Payment in lieu of a Traffic Control Improvement Cost Participation Agreement from Station Casinos for their share of the cost of lighting installation, street name signs and traffic signals at Dorrell Lane & Clayton Street in the amount of 1.8% of the total cost or \$14,356; and Dorrell Lane & Clayton Street - North Leg/Dual Left in the amount of 3.7% of the total cost or \$4,440 for the Aliante Station project located on the northeast corner of the Clark County 215 Beltway & Aliante Parkway.

ACTION: PAYMENT ACCEPTED

8. An appeal submitted by Katie Fellows of Jones Vargas, on behalf of the applicant of the Planning Commission's decision to approve **UN-117-06** (Terrible's Lube #281); an application submitted by Terrible Herbst Inc., on behalf of Riffat Asif Investment, LLC, property owner, for a Use Permit in a C-1 Neighborhood Commercial District to allow an automobile service facility on property located at 335 West Craig Road. **(Set Public Hearing for April 4, 2007)**

ACTION: PUBLIC HEARING SET FOR APRIL 4, 2007

9. **AMP-02-07** (Regena Townhomes); an application submitted by Great American Capital on behalf of Regena Homes, LLC, property owner, for an Amendment to the Comprehensive Plan, Land Use Element, to change the current designation of Mixed-Use Commercial to Multi-Family Residential on property located at the southeast corner of Regena Avenue and Goldfield Street. **(Associated Item No. 41, Ordinance No. 2359) (Set Public Hearing for April 4, 2007)**

ACTION: PUBLIC HEARING SET FOR APRIL 4, 2007

10. **AMP-03-07** (Mountain Edge Parkway); an application submitted by the City of North Las Vegas for an Amendment to the Master Plan of Streets and Highways to add the Mountain Edge Parkway between Decatur Boulevard and the Interstate 15 right-of-way. **(Set Public Hearing for April 4, 2007)**

ACTION: PUBLIC HEARING SET FOR APRIL 4, 2007

11. **UN-13-07** (Bulk Transit); an application submitted by Carter & Burgess, Inc., on behalf of Gary K. Cross, property owner, for a Use Permit in an M-2 General Industrial District to allow a rail to truck transfer station using hazardous materials (sulfuric acid, sodium hydroxide, hydrochloric acid, hydrofluorosilic acid, aluminum sulfate, and ferric chloride) on property located at the southeast corner of El Campo Grande Avenue and Lamont Street. **(Set Public Hearing for April 4, 2007)**

ACTION: PUBLIC HEARING SET FOR APRIL 4, 2007

BUSINESS

12. Acceptance of the Legislative Updates for the 2007 Nevada State Legislature and direction to the City Manager on how to proceed with bills proposed in the State Legislature.

ACTION: STAFF DIRECTED AS FOLLOWS:

1. MOVE FORWARD WITH LEGISLATIVE PLATFORM.
2. PREPARE LETTER ACKNOWLEDGING THE CITY'S CURRENT PRACTICES FOR DEVELOPMENT AROUND NELLIS AIR FORCE BASE REGARDING SENATE BILL 269
3. NOTIFY COUNCIL IF ANY BILLS CHANGE THE CITY'S CHARTER.

13. Approval of an Interlocal Contract (No. NLV09D07) with the Clark County Regional Flood Control District for construction of the Range Wash - Lamb Boulevard Storm Drain Project, which requires items covered in Section II - Project Costs not to exceed \$10,241,000, to be completed by December 31, 2009.

ACTION: APPROVED

14. Approval of an Interlocal Contract (No. 546) with the Regional Transportation Commission for the Lamb Boulevard, I-15 to Northern Beltway Project, which requires items covered in Section II - Project Costs not to exceed \$9,191,000, to be completed by June 30, 2009; and approval of the Second Interlocal Contract (No. 444b) which increases the funding from Regional Transportation Commission Gas Tax to \$10,630,000 for combined project funding not to exceed \$19,821,000.

ACTION: APPROVED

15. Approval of the First Supplemental Interlocal Contract with the Clark County Regional Flood Control District for the Annual Maintenance Work Program, which requires the items covered in Section II - Project Costs not to exceed \$1,155,500.

ACTION: APPROVED

16. Approval of the Second Supplemental Interlocal Contract (No. 377b) with the Regional Transportation Commission for the Craig Road Grade Separation Project, which requires the items covered in Section II - Project Costs for preliminary engineering, design, contract administration, surveying, inspection, testing, right-of-way engineering, appraisals, right-of-way negotiations and acquisition, utility relocations, construction and construction engineering not to exceed \$32,050,000; right-of-way acquisition not to exceed \$10,550,000 and right-of-way engineering cost not to exceed \$700,000.

ACTION: APPROVED

17. Approval of the Third Supplemental Interlocal Contract (No. 393c), with the Regional Transportation Commission for the Interstate 15/Lamb Boulevard Interchange Project, which requires the items covered in Section II - Project Costs not to exceed \$11,950,000.

ACTION: APPROVED

18. Approval of the Fourth Supplemental Interlocal Contract (No. 310d) with the Regional Transportation Commission for the Craig Road from Decatur Boulevard to Commerce Street Project, which requires items covered in Section II - Project Costs not to exceed \$10,154,000; and the cost for preliminary engineering, design, contract administration, surveying, inspection and testing not to exceed 20 percent of the construction cost.

ACTION: APPROVED

19. Approval of the Sixth Supplemental Interlocal Contract (No. NLV17A00) with the Clark County Regional Flood Control District for the Centennial Parkway Channel East Project, which extends the completion date for the project to December 31, 2008.

ACTION: APPROVED

20. Approval of Amendment No. 1 to the Professional Engineering Services Agreement with Kimley-Horn and Associates, Inc., amending the scope of professional engineering services by adding an additional supplemental task which will complete the fiber design interconnect as part of the Nevada Department of Transportation improvements for Craig Road at the I-15 Interchange for the Arterial Incident & Event Management System Project for traffic safety improvements along Craig Road from U.S. 95 to Las Vegas Boulevard, and along Las Vegas Boulevard North, from Lake Mead Boulevard to the Las Vegas Motor Speedway.

ACTION: APPROVED

21. Approval of Amendment No. 1 to the Professional Engineering Services Agreement with VTN Nevada, amending the total agreement amount by adding an additional \$398,220 to include Clark County Regional Flood Control District Facilities and median island landscaping within the limits of the Simmons Street Improvement Project from Carey Avenue to Lone Mountain Road.

ACTION: APPROVED

22. Approval of a Professional Construction Management Services Agreement with Harris and Associates in the amount of \$2,785,000, to be funded by the Regional Transportation Commission of Southern Nevada for the Lamb Boulevard Improvement Project which will provide a North-South Corridor approximately two miles in length from I-15 to the Clark County 215 Beltway.

ACTION: APPROVED

23. Approval of Right-of-Way Acquisition from Edgar Tevalan Barrios for the acquisition and purchase of a 2,496 square foot triplex located at 1821 North 5th Street (APN 139-22-711-178) in the amount of \$340,000, to be funded by the Regional Transportation Commission, for the North 5th Street Improvement Project.

ACTION: APPROVED

24. Approval of Right-of-Way Acquisition from Luis Santana and Maricela Soto for the acquisition and purchase of a 1,296 square foot duplex located at 1845 North 5th Street (APN 139-22-711-183) in the amount of \$220,000, to be funded by the Regional Transportation Commission, for the North 5th Street Improvement Project.

ACTION: APPROVED

25. Approval of Right-of-Way Acquisition from Richard and Diane Hibler for the acquisition and purchase of a strip of land 30 feet wide and 660 feet long in the middle of Simmons Street between Gilmore Avenue and Gowan Road (APN 139-08-601-002) in the amount of \$10,000, to be funded by the Regional Transportation Commission, for the Simmons Street Improvement Project.

ACTION: APPROVED

26. Award of Bid No. B-1270 to Adams Pool Solutions, in the amount of \$140,545 from the Parks & Recreation Capital Improvements and General Fund accounts, to replaster Silver Mesa Recreation Center pool located at 4095 North Allen Lane.

ACTION: BID AWARDED

27. Award of Bid No. B-1274 to Adams Pool Solutions, in the amount of \$62,420 from the Park District I account, to replaster Petitti Pool located at 2505 North Bruce Street.

ACTION: BID AWARDED

28. Approval to amend the FY06-07 Capital Improvement Project Fund 292 in the amount of \$60,000; and \$80,545 from the Contingency Fund to replaster the swimming pool at Silver Mesa Recreation Center, located at 4095 North Allen Lane.

ACTION: APPROVED

29. Ratification of an application for grant funds submitted to the Nevada Department of Public Safety, Office of Traffic Safety, under the Highway Safety Information System Grant in the amount of \$10,000, requiring a local match in the amount of \$2,000 from the General Fund Contingency Account, to acquire a high capacity server for the storage of information for statistical analysis, generation of computer modeling of traffic activity and provide the technology to send Crash Data electronically to the State of Nevada for the Police Department.

ACTION: RATIFIED

30. Authorize issuance of a purchase order to Clark County Southern Nevada Area Communications Council in an amount not to exceed \$194,500, using the competitive bidding exception per NRS 332 Local Government Purchasing Act, for annual operating fees for the Southern Nevada Area Communications Council Radio System for the Police Department.

ACTION: PURCHASE ORDER AUTHORIZED

31. Authorize issuance of a purchase order to Lifeloc Technologies, Inc., in an amount not to exceed \$30,631, using the competitive bidding exception per NRS 332 Local Government Purchasing Act, to be funded by a grant received from the Nevada Office of Traffic Safety for the acquisition of preliminary breath testing equipment for the Police Department.

ACTION: PURCHASE ORDER AUTHORIZED

32. Approval to purchase a U.S. Government backed security in the amount of \$2,147,000 to be held by the State of Nevada as collateral for the City of North Las Vegas Workers' Compensation Self-Insurance Fund.

ACTION: APPROVED

33. Approval to participate in joint global settlement of Nevada Business Services v. State of Nevada Local Governmental Employees Management Relations Board, Supreme Court Case No. 47902, in an amount not to exceed \$58,500 (9% of \$650,000 settlement) conditioned upon approval of the settlement by Clark County and the Cities of Las Vegas, Henderson and Boulder City.

ACTION: APPROVED

34. Approval of the Employment Agreement appointing Carie Torrence as City Attorney, in the amount of \$153,600 annually plus benefits, effective February 7, 2007 for an indefinite term.

ACTION: APPROVED

35. Approval of an agreement with Raffelis Financial Consultants, Inc., in an amount not to exceed \$100,000 to perform a Water and Sewer Revenue Requirement Analysis for the Utilities Department.

ACTION: APPROVED

36. **Resolution No. 2371**; a resolution disposing of the protests made at the hearing on the provisional order for the City of North Las Vegas, Nevada, Special Assessment District No. 63 (Lamb Blvd. - I-15 to Clark County 215); making determinations on hardship applications filed; and directing that the Engineering Division of the Department of Public Works prepare and file a revised and detailed estimate of cost, full and detailed final plans and specifications, and a revised map and assessment plat. **(Tabled March 7, 2007)**

ACTION: WITHDRAWN

37. **Resolution No. 2372**; a resolution concerning the financing of a Library Building Project and reimbursement of the City for expenditures made prior to the issuance of bonds; providing certain details in connection therewith; and providing the effective date hereof.

ACTION: PASSED AND ADOPTED

38. **Resolution No. 2373**; a resolution reducing the prepayment penalty for prepaid assessment installments made by property owners in the City's Special Assessment District No. 61 (Ann Road and Ancillary Streets) and the City's Special Assessment District No. 62 (Clayton Street - Craig Road to Lone Mountain Road).

ACTION: PASSED AND ADOPTED

ORDINANCES
INTRODUCTION ONLY

39. **Ordinance No. 2357**; an ordinance related to zoning; amending Section 010 of Chapter 16 of Title 17 of the City of North Las Vegas Municipal Code by reclassifying approximately 318.55 acres of the 2,074 acre east parcel of the Park Highlands Master Planned Community from an MPC/Master Planned Community Overlay District to various zoning districts consistent with the May 3, 2006 Development Agreement between the City of North Las Vegas and November 2005 Land Investors, LLC/DRHI, Inc., Ordinance No. 2267, including PSP/MPC Public Semi Public / Master Planned Community District, RZ10/MPC Residential Zone up to 10 dwelling units per acre / Master Planned Community District, RZ13/MPC Residential Zone up to 13 dwelling units per acre/Master Planned Community District, RZ25/MPC Residential Zone up to 25 dwelling units per acre/Master Planned Community District, C-2/MPC General Commercial/Master Planned Community District, and MUZ/MPC Mixed Use Zone/Master Planned Community District (ZN-71-07 through ZN-91-07) for property generally bounded on the north by Grand Teton Drive, on the east by Losee Road, on the west by Clayton Street and on the south by the 215 Beltway, Deer Springs Way and Elkhorn Road and providing for other matters properly relating thereto. **(Set Final Action for April 4, 2007)**

ACTION: FINAL ACTION SET FOR APRIL 4, 2007

40. **Ordinance No. 2358**; an ordinance related to zoning; amending Section 010 of Chapter 16 of Title 17 of the City of North Las Vegas Municipal Code by reclassifying approximately .16 acre therein from an R-1, Single-Family Residential District to a C-1, Neighborhood Commercial District (ZN-92-07, Panaderia Salvadorena), for property located at 3400 Wright Avenue, and providing for other matters properly relating thereto. **(Set Final Action for April 4, 2007)**

ACTION: FINAL ACTION SET FOR APRIL 4, 2007

41. **Ordinance No. 2359**; an ordinance related to zoning; amending Section 010 of Chapter 16 of Title 17 of the City of North Las Vegas Municipal Code by reclassifying approximately 4.33+ acres therein from an R-2, Two Family Residential District to an R-3, Multi-Family Residential District (ZN-47-07, Regena Townhomes), for property located at the southeast corner of Regena Avenue and Goldfield Street and providing for other matters properly relating thereto. **(Associated Item No. 9, AMP-02-07) (Set Final Action for April 4, 2007)**

ACTION: FINAL ACTION SET FOR APRIL 4, 2007

ORDINANCES
FINAL ACTION

42. **Ordinance No. 2330**; an ordinance of the City Council of the City of North Las Vegas to establish terms and conditions of employment for employees who work for the City for more than twenty years and other matters properly related thereto. **(Continued February 21, 2007)**

ACTION: CONTINUED TO JUNE 20, 2007

43. **Ordinance No. 2353**; an ordinance creating the City of North Las Vegas, Nevada, Special Assessment District No. 63 (Lamb Blvd. - I-15 to Clark County 215).

ACTION: WITHDRAWN

44. **Ordinance No. 2355**; an ordinance related to zoning; amending Section 010 of Chapter 16 of Title 17 of the City of North Las Vegas Municipal Code by reclassifying approximately 9.3± acres therein from an O-L, Open Land District to an M-2, General Industrial District (ZN-48-07, Azure & Mount Hood), for property located at the southwest corner of Azure Avenue & Mount Hood Street, and providing for other matters properly relating thereto.

ACTION: PASSED AND ADOPTED

45. **Ordinance No. 2356**; an ordinance related to zoning; amending Section 010 of Chapter 16 of Title 17 of the City of North Las Vegas Municipal Code by reclassifying approximately 574.1 acres of the 2,074 acre east parcel of the Park Highlands Master Planned Community from an MPC/Master Planned Community Overlay District to various zoning districts consistent with the May 3, 2006 Development Agreement between the City of North Las Vegas and November 2005 Land Investors, LLC/DRHI, Inc., Ordinance No. 2267, including PSP/MPC Public Semi Public/Master Planned Community District, RZ10/MPC Residential Zone up to 10 dwelling units per acre/Master Planned Community District, RZ13/MPC Residential Zone up to 13 dwelling units per acre/Master Planned Community District, RZ25/MPC Residential Zone up to 25 dwelling units per acre/Master Planned Community District, RZ50/MPC Residential Zone up to 50 dwelling units per acre/Master Planned Community District, C-1/MPC Neighborhood Commercial/Master Planned Community District, C-2/MPC General Commercial/Master Planned Community District, and MUZ/MPC Mixed Use Zone/Master Planned Community District (ZN-49-07 through ZN-69-07) for property generally bounded on the north by Grand Teton Drive, on the east by Losee Road, on the west by Clayton Street, and on the south by the 215 Beltway, Deer Springs Way and Elkhorn Road and providing for other matters properly relating thereto.

ACTION: PASSED AND ADOPTED

COUNCIL ITEMS

Councilman Eliason requested Staff address issues regarding day labor.

Councilwoman Smith congratulated and welcomed Carie Torrence in her new position as City Attorney.

Mayor Pro Tempore Robinson suggested Staff review the road conditions on Losee Road from Cheyenne Avenue to Craig Road.

CITY MANAGER'S REPORT

There were no additional items.

PUBLIC FORUM

Dick Sadler, 3840 Canary Cedar Street, North Las Vegas, was concerned about the amount of code violations in the areas of Cheyenne High School, Martin Luther King Boulevard to Decatur Boulevard, and Craig Road to Cheyenne Avenue.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:04 P.M.