

**CITY OF NORTH LAS VEGAS  
REGULAR CITY COUNCIL MEETING MINUTES**

July 19, 2000

**CITY COUNCIL  
INFORMATION  
SESSION**

5:30 P.M., City Manager's Conference Room

1. Discussion of City Council Agenda
2. Revitalization In-Fill Housing Partnership
3. Development Standards for the 7500 Acres
4. Discussion of Public Golf Course
5. Review of Ambulance Services

**CALL TO ORDER**

7:01 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

**ROLL CALL**

**PRESENT**

Mayor Pro Tempore William E. Robinson  
Councilman John K. Rhodes  
Councilwoman Stephanie S. Smith  
Councilman Shari Buck

**Excused**

Mayor Michael L. Montandon

**STAFF PRESENT**

Acting City Manager Kurt Fritsch  
Assistant City Manager Michele F. Richardson  
City Clerk Eileen M. Sevigny  
City Attorney Sean T. McGowan  
Finance Director Vytas Vaitkus  
Director of Human Resources Dan Tarwater  
Director of Public Works Jim Bell  
Deputy Director of Public Works Ray Burke  
Development Services Director Tom Bell  
Redevelopment Manager Kenny Young  
Recreation Center Manager Jim Stritchko  
Chief of Police Joe Tillmon  
Police Lieutenant Chris Larotonda  
Deputy Fire Chief Dale Nisson  
Detention Services Chief Ken Ellingson  
Deputy City Attorney Jim Lewis  
Assistant City Clerk Karen L. Storms

**WELCOME**

Mayor Pro Tempore William E. Robinson

**VERIFICATION**

Eileen M. Sevigny, CMC, City CLerk

**INVOCATION** Father Greg Gordon  
St. Christopher Catholic Church

**PLEDGE OF ALLEGIANCE** Councilman John K. Rhodes

**COUNCIL RECOGNITION**

★ *Recognition of community members and local sponsors for the Brooks Tot Lot Art Mural Project.*

**ACTION: CERTIFICATE PRESENTED.**

★ *Recognition of Boy Scout Troop 332 and family members for the Community Service Project at Cheyenne Sports Complex and special recognition of Ron Mahelik, Master Gardener from the Cooperative Extension Service for training the volunteers.*

**ACTION: CERTIFICATE PRESENTED.**

**AGENDA**

**1. REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF JULY 19, 2000.**

**ACTION:** APPROVED AS AMENDED; ITEM NO. 5 TABLED TO AUGUST 2, 2000; ITEM NO. 9 PULLED FROM CONSENT FOR DISCUSSION; ITEM NO. 25 WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT.

**MOTION:** Councilman Rhodes

**SECOND:** Councilwoman Smith

**AYES:** Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

**NAYS:** None

**ABSTAIN:** None

## **PUBLIC HEARINGS**

**7:05 P.M.**

**2. APPEAL OF THE PLANNING COMMISSION DECISION TO DENY AMP-06-00; AN APPLICATION SUBMITTED BY ELKCOM INVESTMENTS, LLC, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN FROM OFFICE AND MEDIUM DENSITY RESIDENTIAL TO MEDIUM-HIGH DENSITY RESIDENTIAL.**

Development Services Director Tom Bell explained the request was to change the Comprehensive Plan Land Use Element from 25 acres of Office along the north side of Elkhorn, 15 acres of Medium Density Residential to 20 acres of office along the north side and 20 acres of Medium-High Density Residential to the south. The land immediately to the south of the property was zoned commercial. Initially, Planning Staff reviewed the request, and based on the guidelines in the Comprehensive Plan of stratification and the concept of having commercial office in higher densities as buffers to lower densities, Staff had recommended approval to the Planning Commission. However, the Planning Commission, believed there was insufficient evidence to warrant the required super majority vote to change the land use. Mr. Bell explained the concern of the Planning Commission at that time was the residential component of the project. The requested change could possibly result in 110 additional residential units. Consequently, in the opinion of the Planning Commission, there was not compelling evidence to approve the request. The motion therefore failed.

Councilman Rhodes asked why Staff had originally recommended approval. Mr. Bell explained initially, the proposal was in accordance with the Comprehensive Plan guidelines. However, the existing land use element was also in compliance with the Comprehensive Plan. Since there was not compelling evidence to support the change, Staff recommended following the Planning Commissions' recommendation unless there was evidence to the contrary to support reversing the decision. Councilman Rhodes wondered why the item was not referred back to the Planning Commission to review the substantial changes. He questioned whether the motion failed or if it lacked a majority vote. Mr. Bell responded it failed for the lack of a super majority approval; the vote was 4-3 for approval.

**Marlene Michaels**, a member of Elkcom Investments, explained the property was surrounded on two sides by commercial properties. A sixty acre parcel directly across the street was recently approved and on the east side there was existing commercial. The north side of the property abutted the beltway which was the reason for the original request for office designation. They then realized that a 25 acre office development was too large to develop. Consequently, by changing the southern end to medium-high density, they would be able to develop the property more practically and more quickly. Ms. Michaels

stated they had been negotiating with the president of Real Homes to join forces for a joint venture to build apartments on the site. Ms. Michaels pointed out Real Homes had a 90 acre parcel directly south of the subject property that was nearing completion of the offsite improvements.

Ms. Michaels commented that in North Las Vegas, all medium-high density projects abut commercial property. The project in questions abutted commercial property on two sides. On the east side was community commercial and on the west side was regional commercial. They would develop the property in conjunction with the finalization of the beltway next year. Ms. Michaels stated if approved, this would be the northern most development o f the City.

Councilman Rhodes asked what the designation was for the south side of the property. Mr. Bell explained it was medium density. Ms. Michaels pointed out the property directly south was owned by the Bureau of Land Management and it was unknown how the property would be developed. Councilman Rhodes then asked what the difference was between medium density and medium-high density. Mr. Bell responded the difference was 3 units per acre; from 10 units to 13 units maximum. Councilman Rhodes states he was more comfortable with medium density. Ms. Michaels stated they already had medium density but the problem was the expense of installing the off-sites. At only ten units per acre, the cost of installing the off-sites was not practical. Councilman Rhodes asked what type of project would be developed and Ms. Michaels responded it would be apartments. She further explained a recent application would divide the property into four ten-acre parcels as opposed to one forty-acre parcel. The intent was to develop the southwest ten acres into apartments. Whether the second ten acres would be apartments or condos was unknown at that time.

Councilwoman Smith stated she was not in favor of increasing the density. She suggested an alternative that the 20 acres of residential and 20 acres of office be accepted with the density remaining the same. Another alternative would be to accept the 25 acres of office and 15 acres of residential but increase the density of the fifteen acres. Councilwoman Smith stated to increase the number of units by 110 was not prudent with regard to fire and safety issues. Ms. Michaels stated the second alternative was preferable; it would take longer to develop but ultimately it would all be developed.

Mayor Pro Tempore Robinson asked how many units would be added and it was determined that it would increase the number of units by 45.

Councilwoman Smith made a motion to leave the acreage at 25 acres office, 15 acres residential with increased density to medium-high for the residential portion.

**ACTION:** PLANNING COMMISSION DECISION TO DENY UPHELD; AMP-06-00

DENIED.

MOTION: Councilwoman Smith  
SECOND: Councilman Rhodes  
AYES: Councilman Rhodes and Smith  
NAYS: Mayor Pro Tempore Robinson and Councilwoman Buck  
ABSTAIN: None

### **CONSENT AGENDA**

**3. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF JULY 5, 2000.**

ACTION: APPROVED

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

**4. APPROVAL OF A LOBBYIST CONTRACT WITH WARREN B. HARDY & ASSOCIATES, IN THE AMOUNT OF \$24,000 PLUS APPROVED EXPENSES, FOR A ONE YEAR TERM, INCLUDING THE 2001 SESSION OF THE NEVADA LEGISLATURE. (Contract No. C-4735)**

ACTION: APPROVED

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

**5. APPROVAL TO PURCHASE AN ADDITIONAL RESCUE/AMBULANCE VEHICLE IN THE AMOUNT OF \$175,000 FOR THE NORTH LAS VEGAS FIRE DEPARTMENT.**

ACTION: TABLED TO THE MEETING OF AUGUST 2, 2000.

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

6. **APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MONTGOMERY WATSON AMERICAS, INC., IN THE AMOUNT OF \$40,669, FOR THE "A" CHANNEL - CRAIG CONFLUENCE PROJECT. (Contract No. C-4484)**

ACTION: APPROVED

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

7. **APPROVAL OF A COST PARTICIPATION AGREEMENT WITH MARQUEE II DEVELOPMENT, LLC TO PROVIDE FOR A PORTION OF THE COST OF TRAFFIC SIGNALS AND LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT WASHBURN ROAD AND VALLEY DRIVE (3.9% OF THE TOTAL COST, OR AN ESTIMATED \$22,378); WASHBURN ROAD AND ALLEN LANE (1.7% OF THE TOTAL COST, OR AN ESTIMATED \$7,170); LONE MOUNTAIN ROAD AND VALLEY DRIVE (3.3% OF THE TOTAL COST, OR AN ESTIMATED \$20,450); AND ANN ROAD AND VALLEY DRIVE (1.0% OF THE TOTAL COST, OR AN ESTIMATED \$4,919). (Contract No. C-4736)**

ACTION: APPROVED

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

8. **APPROVAL OF UTILITY EASEMENT RN-27-00, TORABIAN FAMILY TRUST; ROADWAY EASEMENT RN-28-00, UNION PACIFIC RAILROAD COMPANY; ROADWAY EASEMENT RN-29-00, MISSOURI IMPROVEMENT COMPANY; GRANT DEED - DEED OF DEDICATION RN-30-00, UNION PACIFIC RAILROAD**

**COMPANY; GRANT DEED - DEED OF DEDICATION RN-31-00, UNION PACIFIC RAILROAD COMPANY; ROADWAY EASEMENT RN-32-00, LAMBCHANGE II LIMITED; ROADWAY EASEMENT RN-33-00, LAMBCHANGE III LIMITED; GRANT DEED - DEED OF DEDICATION RN-34-00, RUMVEE HOLDINGS, INC.; DRAINAGE EASEMENT RN-35-00, RUMVEE HOLDINGS, INC.; UTILITY EASEMENT RN-36-00, MARIA F. ENAMORADO; UTILITY EASEMENT RN-37-00, HH RES, LLC; DRAINAGE EASEMENT RN-38-00, HH RES, LLC; UTILITY EASEMENT RN-39-00, HH RES, LLC; GRANT DEED - DEED OF DEDICATION RN-40-00, BOARD OF SCHOOL TRUSTEES; GRANT DEED - DEED OF DEDICATION RN-41-00, PROLOGIS TRUST; UTILITY EASEMENT RN-42-00, PROLOGIS TRUST; ROADWAY EASEMENT RN-43-00, PROLOGIS TRUST; UTILITY EASEMENT RN-44-00, MELDRUM FAMILY TRUST; GRANT DEED - DEED OF DEDICATION RN-45-00, CIVIC CENTER PROPERTIES LLC; UTILITY EASEMENT RN-46-00, MCDONALD'S CORPORATION; UTILITY EASEMENT RN-47-00, VILLAGE BUILDERS 98 LP; GRANT DEED - DEED OF DEDICATION RN-48-00, BOARD OF SCHOOL TRUSTEES; UTILITY EASEMENT RN-49-00, LOS NEVADOS LLC; ROADWAY EASEMENT RN-50-00, LOS NEVADOS LLC; GRANT DEED - DEED OF DEDICATION RN-51-00, CLARK COUNTY DEPARTMENT OF AVIATION; UTILITY EASEMENT RN-52-00, WHISPERING PALMS, LLC.**

ACTION: APPROVED

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

9. **APPROVAL OF NEGOTIATED AGREEMENTS BETWEEN THE CITY OF NORTH LAS VEGAS AND THE TEAMSTER UNION LOCAL #14 NON-SUPERVISORS (Contract No. C-4737), SUPERVISORS (Contract No. C-4738) AND ADMINISTRATIVE (Contract No. C-4739) GROUPS FOR THE PERIOD JULY 1, 2000 TO JUNE 30, 2005.**

**Gary Mauger, Teamster Union Local No. 14**, expressed his appreciation to the City of North Las Vegas and Staff for their professionalism and their willingness to participate in the negotiations.

ACTION: APPROVED

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

10. **AMP-07-00; AN APPLICATION SUBMITTED BY VEGAS INDUSTRIAL DEVELOPMENT LLC ON BEHALF OF LHN COUGAR LLC, PROPERTY OWNER, TO AMEND THE COMPREHENSIVE PLAN FROM HEAVY INDUSTRIAL TO COMMUNITY COMMERCIAL FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF LAMB BOULEVARD AND CRAIG ROAD. (SET PUBLIC HEARING FOR AUGUST 16, 2000.)**

ACTION: PUBLIC HEARING SET FOR AUGUST 16, 2000

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

11. **AMP-11-00; AN APPLICATION SUBMITTED BY ARIK RAITER ON BEHALF OF ANN AND ALLEN LLC, TO AMEND THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL TO COMMUNITY COMMERCIAL AND OFFICE FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND ALLEN LANE. (SET PUBLIC HEARING FOR AUGUST 2, 2000.)**

ACTION: PUBLIC HEARING SET FOR AUGUST 2, 2000

MOTION: Councilman Rhodes  
SECOND: Councilwoman Smith  
AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

12. **VAC-05-00; AN APPLICATION SUBMITTED BY ALPHA ENGINEERING ON BEHALF OF GREAT NORTH LTD. PARTNERSHIP, PROPERTY OWNERS, TO VACATE A TEN-FOOT STRIP OF LONE MOUNTAIN ROAD AND AN UNNAMED STREET LOCATED IN THE GENERAL VICINITY OF LONE MOUNTAIN ROAD AND SIMMONS STREET, AND A SPANDREL LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND THE RED COACH CHANNEL. (SET PUBLIC HEARING FOR AUGUST 16, 2000.)**

ACTION: PUBLIC HEARING SET FOR AUGUST 16, 2000

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

13. **VAC-07-00 (CRAIG LAMB INDUSTRIAL PARK); AN APPLICATION SUBMITTED BY JACK RANKIN ON BEHALF OF LHN COUGAR, LLC AND OAKCREST DEVELOPMENT, PROPERTY OWNERS, TO VACATE A "BLANKET" EASEMENT LOCATED AT THE SOUTHWEST CORNER OF CRAIG ROAD AND LAMB BOULEVARD. (SET PUBLIC HEARING FOR AUGUST 16, 2000.)**

ACTION: PUBLIC HEARING SET FOR AUGUST 16, 2000

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

## **BUSINESS**

14. **PRESENTATION BY THE LOUIS BERGER GROUP, INC., ON THE RECENTLY COMPLETED "ASSESSMENT OF THE HAZARDS OF TRANSPORTING SPENT NUCLEAR FUEL AND HIGH LEVEL RADIOACTIVE WASTE TO THE PROPOSED YUCCA MOUNTAIN REPOSITORY USING THE PROPOSED NORTHERN LAS VEGAS BELTWAY" REPORT. (Contract No. C-4725)**

Public Works Director Jim Bell introduced Roger Patton, the contractor for the grant utilized to study the transport of hazardous waste through the City.

Mr. Patton explained a report had been prepared assessing the hazards of the Department of Energy's proposal to transport spent nuclear fuel and high level radioactive waste using the proposed northern Las Vegas beltway. The Department of Energy (DOE) prepared a Draft Environmental Impact Statement that assumed the northern beltway would be a rural, full freeway facility by the year 2010; by the time the DOE starts transporting nuclear waste.

They also assumed the level of development that existed along the beltway in 1990 would continue at the same level, essentially undeveloped, beyond the year 2030. The Louis Berger Group reviewed the Land Use Master Plans for the Cities of Las Vegas and North Las Vegas and it was estimated that within one-half mile of the beltway, by the year 2020, there would be:

- Approximately 53,000 residents
- 59,000 jobs and businesses
- 16,000 students attending public schools; and
- 31 public facilities including libraries, parks and schools

Within two miles of the northern beltway, the demographic statistics were:

- Approximately 200,000 residents
- 200,000 jobs and businesses
- 24,000 students attending public schools; and
- 42 public facilities including libraries, parks and schools

Mr. Patton stated by the year 2010, when the DOE proposed to start shipping the high level nuclear waste, it was expected the beltway would be a four-lane arterial street signed for 45 miles an hour, carrying approximately 45,000 cars a day. A round trip between I-15 and US-95 would entail traveling through 36 at grade intersections with 28 traffic signals; generally 20 feet from adjacent facilities. By the year 2020, if funding were available and the beltway constructed, it would become a four lane facility with a 65 mile an hour posted speed, carrying approximately 75,000 cars a day; classifying it as an urban freeway with 11 interchanges, 10 additional bridge crossings with a distance of 110 feet to 160 feet from adjacent development.

Mr. Patton pointed the figures used were from the Draft Environmental Impact Statement that proposed two methods of transporting high level nuclear waste along the northern beltway. The first method was using legal weight trucks; the standard 80,000 pound trailer commonly used for transport that traveled at normal highway speeds. The other method of transport was using heavy haul trucks. The relative size of a heavy haul truck was three times the weight and length of a standard truck; traveling at approximately 20 - 25 miles per hour.

Mr. Patton explained the DOE was proposing three alternatives:

- Legal weight trucks
- Heavy haul trucks
- Railroad cars

Mr. Patton anticipated with the legal weight truck alternative, over a 24 year period of hauling over 70,000 metric tons of material, there would be 44,000 shipments along the northern beltway representing 88% of the total number of shipments to the Yucca Mountain site. That averaged out to five truckloads to, and five return trips from the site every day. Using state statistics for accidents for the types of facilities expected to be in place, it was anticipated there would be three accidents involving trucks hauling nuclear waste during

that 24 year period. Using DEIS statistics, it was determined the probability was one in ninety that an accident would result in a release of high level nuclear material. Mr. Patton pointed out it was not potentially a large release but represented a break in the cask allowing for some amount of material to escape. The trucks would be traveling relatively slowly because they would be encountering many at grade intersections, at least initially. They would cause congestion and there would be an increase in carbon monoxide pollution.

With the heavy haul truck alternative, there would be approximately 12,000 shipments using the northern beltway. That would conceivably represent 100% of all material shipped to the Yucca Mountain repository. There would be an average of approximately 1.5 shipments every day going to the site and an additional 1.5 empty return. It was estimated there would be approximately one accident during the 24 year period which would result in a probability of one in three hundred chances there would be a release of nuclear material. Mr. Patton pointed out because the oversized heavy haul trucks traveled at only 20 - 25 miles per hour, it was expected there would be about three hours of congestion every day on the northern beltway, resulting in over a half a ton of additional carbon monoxide emissions.

The rail car alternative proposed to transport 21% of all shipments using trucks on the northern beltway resulting in about one shipment every three days. The probability of an accident resulting in a release would be about one in 1,700. Mr. Patton pointed out the only advantage to the all rail scenario is that it would not generate traffic congestion.

The other area researched dealt with the development expected to occur along the beltway. According to the Land Use Master Plans of both Las Vegas and North Las Vegas, each City has designated over four hundred acres of land for the development of business parks. Roughly 15% of the business sector expected to develop along the beltway would be the types of businesses that would be very susceptible to the stigma of being located along a nuclear waste route; especially with the heavy haul truck alternative.

If a simple assumption was made that those businesses most susceptible to the stigma would not locate in those business parks, resulting in an increase in manufacturing plants in the area, it was estimated the following economic reductions would be realized in the year 2020, at full build out:

- Up to \$1.3 billion less in sales activities
- Up to \$1.2 billion less in employment earnings
- Up to 41,600 fewer jobs
- Up to \$4.2 million less in Nevada State Business Tax
- Up to \$26.7 million less in sales tax, and
- Up to \$4 million less in property tax

Councilwoman Smith asked if these trucks would not be traveling through other states. Mr. Patton stated the railroad cars would offload to large trucks the just outside of the Las Vegas valley. The legal weight trucks would be traveling through other states but not in the same concentration as Nevada.

Mayor Pro Tempore Robinson asked if Yucca Mountain was already here. Mr. Patton stated there was a Draft Environmental Impact Statement, not a Final Environmental Impact Statement. It was very clear the DOE had not properly evaluated a realistic scenario with respect to the community and it was felt they should re-evaluate their alternatives considering more realistic physical and economic scenarios.

Councilman Rhodes suggested Council contact the DOE and state and federal legislators to inform them of the new study and to express their position on the transport of nuclear waste through North Las Vegas.

City Manager Kurt Fritsch stated Councilman Rhodes' recommendations would be acted upon prior to the publication of the Final Environmental Impact Statement.

ACTION: INFORMATION ONLY; PRESENTATION GIVEN.

**15. REQUEST FOR A ONE YEAR EXTENSION OF TIME FOR RESOLUTION OF INTENT NO. 2037 (ZN-19-98); AN APPLICATION SUBMITTED BY AFFORDABLE CONCEPTS, PROPERTY OWNER, TO REZONE A TRACT OF LAND GENERALLY LOCATED ON THE NORTHWEST CORNER OF CORAN LANE AND SIMMONS STREET FROM AN R-E RANCH ESTATES DISTRICT TO AN M-1 BUSINESS PARK INDUSTRIAL DISTRICT.**

Development Services Director Tom Bell explained on June 14, 2000 the Planning Commission considered and recommended approval of the request for a one year extension of time. The property was light industrial with portions of it developed.

ACTION: APPROVED

MOTION: Councilman Rhodes

SECOND: Councilman Buck

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**16. REQUEST FOR A ONE YEAR EXTENSION OF TIME FOR RESOLUTION OF INTENT NO. 2038 (ZN-20-98), AN APPLICATION SUBMITTED BY AFFORDABLE CONCEPTS, PROPERTY OWNER, TO REZONE A TRACT OF LAND**

**GENERALLY LOCATED ON THE SOUTHWEST CORNER OF LAKE MEAD BOULEVARD AND SIMMONS STREET FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT.**

ACTION: APPROVED

MOTION: Councilman Rhodes

SECOND: Councilman Buck

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**17. RESOLUTION NO. 2185; A RESOLUTION AUTHORIZING THE ORGANIZATION OF AN INDEPENDENT REGIONAL AIR QUALITY AGENCY BETWEEN THE COUNTY OF CLARK, THE CITY OF LAS VEGAS, THE CITY OF HENDERSON, THE CITY OF NORTH LAS VEGAS, AND THE CITY OF BOULDER CITY.**

Resolution No. 2185 as introduced by the City Clerk:

A RESOLUTION AUTHORIZING THE ORGANIZATION OF AN INDEPENDENT REGIONAL AIR QUALITY AGENCY BETWEEN THE COUNTY OF CLARK, THE CITY OF LAS VEGAS, THE CITY OF HENDERSON, THE CITY OF NORTH LAS VEGAS, AND THE CITY OF BOULDER CITY.

City Manager Kurt Fritsch explained at their June 22, 2000 meeting, the Southern Nevada Regional Planning Coalition unanimously approved the resolution and recommended it be presented to the governing bodies of each jurisdiction for approval.

The Resolution authorized the City Managers, Chief Health Officer and General Manager of the Regional Transportation Commission to draft an interlocal agreement to create the regional air quality agency. The new agency would be comprised of the existing staffs of the Air Quality Division of the Clark County Health District and Clark County Comprehensive Planning. In addition, new positions would be added to bolster the permit enforcement activities of that agency.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

18. **INTRODUCTION ONLY - ORDINANCE NO. 1421; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO R-1 (ZN-48-98) GENERALLY LOCATED BETWEEN REVERE STREET AND COMMERCE STREET AND BETWEEN DEER SPRINGS ROAD AND ROME BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1421 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO R-1 (ZN-48-98) GENERALLY LOCATED BETWEEN REVERE STREET AND COMMERCE STREET AND BETWEEN DEER SPRINGS ROAD AND ROME BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

19. **INTRODUCTION ONLY - ORDINANCE NO. 1422; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM O-L TO C-2 (ZN-12-00) GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND DORRELL LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1422 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM O-L TO C-2 (ZN-12-00) GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND DORRELL LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING

THERE TO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

20. **INTRODUCTION ONLY - ORDINANCE NO. 1423; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM M-2 TO PUD (ZN-16-98) GENERALLY LOCATED BETWEEN I-15 AND CENTENNIAL PARKWAY, TO THE WEST OF HOLLYWOOD BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1423 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM M-2 TO PUD (ZN-16-98) GENERALLY LOCATED BETWEEN I-15 AND CENTENNIAL PARKWAY, TO THE WEST OF HOLLYWOOD BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

21. **INTRODUCTION ONLY - ORDINANCE NO. 1424; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 100 OF CHAPTER 24, SUBSECTION D OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING NEW PARAGRAPHS 12, 13 AND 14, LIMITING THE USE OF TURF IN RESIDENTIAL, COMMERCIAL AND INDUSTRIAL ZONES, PUBLIC FACILITIES AND GOLF COURSES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1424 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 100 OF CHAPTER 24, SUBSECTION D OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING NEW PARAGRAPHS 12, 13, AND

14, LIMITED THE USE OF TURF IN RESIDENTIAL, COMMERCIAL AND INDUSTRIAL ZONES, PUBLIC FACILITIES AND GOLF COURSES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

22. **INTRODUCTION ONLY - ORDINANCE NO. 1426; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 140 OF CHAPTER 20, SUBSECTION B OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING NEW PRINCIPALLY PERMITTED USES IN M-2 GENERAL INDUSTRIAL DISTRICTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000).**

Ordinance No. 1426 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 140 OF CHAPTER 20, SUBSECTION B OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING NEW PRINCIPALLY PERMITTED USES IN M-2 GENERAL INDUSTRIAL DISTRICTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

23. **INTRODUCTION ONLY - ORDINANCE NO. 1428; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 110 OF CHAPTER 20, SUBSECTION C OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING RECREATIONAL VEHICLE PARKS AS SPECIAL USES IN CONJUNCTION WITH NON-PROFIT FRATERNAL ORGANIZATIONS IN C-2 GENERAL COMMERCIAL DISTRICTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1428 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 110 OF CHAPTER 20, SUBSECTION C OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ADDING RECREATIONAL VEHICLE PARKS AS SPECIAL USES IN CONJUNCTION WITH NON-PROFIT FRATERNAL ORGANIZATIONS IN C-2 GENERAL

COMMERCIAL DISTRICTS; AND PROVIDING FOR OTHER  
MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

24. **INTRODUCTION ONLY - ORDINANCE NO. 1429; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ANN ALLEN, L.L.C., FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 2, 2000.)**

Ordinance No. 1429 as introduced by the City Clerk:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS  
APPROVING A DEVELOPMENT AGREEMENT BETWEEN  
THE CITY OF NORTH LAS VEGAS AND ANN ALLEN, L.L.C.  
FOR THE DEVELOPMENT OF LAND AND PROVIDING  
OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 2, 2000

25. **FINAL ACTION - ORDINANCE NO. 1412; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO M-1 (ZN-09-00) LOCATED AT 3500 WEST CORAN LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JUNE 21, 2000)**

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE  
APPLICANT

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

26. **FINAL ACTION - ORDINANCE NO. 1417; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO R-EL (ZN-11-00) GENERALLY LOCATED WEST OF DONNA STREET AND**

**APPROXIMATELY 200 FEET SOUTH OF LONE MOUNTAIN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1417 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO R-EL (ZN-11-00) GENERALLY LOCATED WEST OF DONNA STREET AND APPROXIMATELY 200 FEET SOUTH OF LONE MOUNTAIN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**27. FINAL ACTION - ORDINANCE NO. 1418; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO C-1 (ZN-22-97) GENERALLY LOCATED ON THE NORTHWEST CORNER OF VALLEY DRIVE AND CRAIG ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1418 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO C-1 (ZN-22-97) GENERALLY LOCATED ON THE NORTHWEST CORNER OF VALLEY DRIVE AND CRAIG ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Rhodes

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

28. **FINAL ACTION - ORDINANCE NO. 1419; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM O-L TO PUD (ZN-17-98) GENERALLY LOCATED BETWEEN I-15 AND DEER SPRINGS ROAD, WEST OF HOLLYWOOD BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1419 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM O-L TO PUD (ZN-17-98) GENERALLY LOCATED BETWEEN I-15 AND DEER SPRINGS ROAD, WEST OF HOLLYWOOD BOULEVARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

City Manager Kurt Fritsch stated he received a hand written note stating the owner would not be present at the meeting. Mr. Arnold Stocker appeared representing the owner and requested a two week continuance.

ACTION: CONTINUED TO THE MEETING OF AUGUST 2, 2000.

MOTION: Councilman Rhodes

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

29. **CONSIDERATION OF AN APPEAL TO THE DENIAL OF AN ARMED SECURITY WORK CARD SUBMITTED BY DAVID DELABAR.**

**David Delabar, 4320 Threshold Court, North Las Vegas**, stated on May 23, 2000, he went to the North Las Vegas Police Department to obtain a Sheriff's Card for employment at The Poker Palace as an armed security guard. He was denied the Sheriff's Card due to the Brady Law because of a domestic violence conviction in 1983. He did not feel that the Brady Law was applicable in this instance. He felt it was appropriate to keep weapons out of the hands of criminals and violent people but he failed to see how he fit into that category because of a domestic violence conviction seventeen years ago. Also, he stated his conviction was approximately ten years before the Brady Law was enacted and he felt it should not apply to a previous conviction. Mr. Delabar pointed out if he had his conviction records sealed he could have obtained the Sheriff's Card but preferred to keep the information as part of the public record.

Mayor Pro Tempore Robinson asked if Mr. Delabar had used a gun in 1983 and he responded no.

Brad Walsh, Police Department License Investigator stated on June 26, 2000, he completed a background check on Mr. Delabar and found that he had been arrested on September 21, 1983 for domestic violence. Mr. Delabar was convicted in December 1983 in Ohio. The Federal Law, Title 18 USC, Section 922, stated that "a person convicted of a domestic violence is prohibited from possessing, buying, selling or registering a firearm."

Councilman Rhodes asked the City Attorney if the City was allowed to adjudicate a matter that dealt with federal law. City Attorney Sean McGowan stated the later enactment of the Brady Law did not make prior activity illegal; rather, the law made current activity illegal. As of 1990 when the Brady Law was enacted, persons convicted of domestic violence may not henceforth carry a weapon. Prior activity was not punishable, current activity was being proscribed, going forward. City Attorney McGowan summarized by stating granting the Sheriff's Card would place Mr. Delabar in violation of federal law.

Councilman Rhodes asked Mr. Walsh if Mr. Delabar had any convictions after 1983. Mr. Walsh responded not to his knowledge.

Councilwoman Smith restated the City Attorney's position that by granting the Sheriff's Card, the City would be aiding Mr. Delabar in the violation of a federal law. It was the City Attorney's opinion that Mr. Delabar seek work that did not entail the carrying of a weapon.

**ACTION: APPEAL DENIED**

**MOTION: Councilman Buck**

**SECOND: Councilwoman Smith**

**AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith**

**NAYS: None**

ABSTAIN: None

## **APPOINTMENTS**

### **30. APPOINTMENT OF ONE MEMBER TO THE CITY OF NORTH LAS VEGAS CITIZENS ADVISORY COMMITTEE.**

ACTION: CHRIS AZZARO APPOINTED; TERM TO EXPIRE JUNE 30, 2003.

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

### **31. APPOINTMENT TO THE PARKS AND RECREATION ADVISORY COMMITTEE.**

ACTION: SHERRI FULLER APPOINTED; TERM TO EXPIRE DECEMBER 31, 2002.

MOTION: Councilwoman Smith

SECOND: Councilman Buck

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

### **32. APPOINTMENT TO THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT CITIZENS ADVISORY COMMITTEE.**

ACTION: KELLY WITTEWER REAPPOINTED

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

## **MAYOR'S TASK FORCES**



