

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

February 7, 2001

## **CITY COUNCIL INFORMATION SESSION**

### **CALL TO ORDER**

6:15 P.M. City Manager's Conference Room, 2200 Civic Center Drive, North Las Vegas, Nevada

- a. Verification
- b. Discussion of City Council Agenda
- c. Discussion of Alternative Traffic Calming Devices
- d. Civic Center Drive and Las Vegas Boulevard Median Island Landscaping Update and discussion of future landscaping concepts
- e. Public Comment

## **CITY COUNCIL MEETING**

### **CALL TO ORDER**

7:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

### **ROLL CALL**

### **PRESENT**

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

### **STAFF PRESENT**

City Manager Kurt Fritsch  
Assistant City Manager Michele Richardson  
City Clerk Eileen M. Sevigny  
City Attorney Sean T. McGowan  
Human Resources Director Dan Tarwater  
Public Works Director Jim Bell  
Development Services Director Tom Bell  
Recreation Manager Jim Stritchko

Community Development Director  
Jacque Risner  
Library Services Director Anita Laruy  
Administrative Services Director Eric Dabney  
Police Captain Ed Finizie  
Chief of Detention Ken Ellingson  
Fire Chief Robert Dodge  
Public Information Officer Brenda Johnson

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Eileen M. Sevigny, CMC  
City Clerk

**INVOCATION**

Rabbi Hershel Brooks  
Bet Knesset Bamidbar of Sun City

**PLEDGE OF ALLEGIANCE**

Councilman Shari Buck

**COUNCIL RECOGNITION**

- i ***Recognizing Ron Long and L. Dean Leavitt for their years of dedicated service on the Parks and Recreation Advisory Board.***

ACTION: TABLED

**AGENDA**

1. **REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 7, 2001.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 4 AND 10 CONTINUED TO APRIL 4, 2001.

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

## **PUBLIC HEARINGS - 7:05 P.M.**

### **2. RATIFICATION OF THE SOUTHERN NEVADA REGIONAL PLAN.**

Mayor Montandon opened the Public Hearing.

**Greg Dale, Co-Project Manager;** explained he was with Clarion and Associates, the consultant to the Southern Nevada Regional Planning Coalition and was before Council to present the Regional Policy Plan.

Mr. Dale explained the Regional Planning Coalition was called for by Assembly Bill 493, which mandated the creation of the Regional Policy Plan as well. The Regional Planning Coalition had been working for approximately one year on the plan, had approved it on January 25, 2001 and recommended each jurisdiction ratify the plan as presented. There was a March 1<sup>st</sup> completion deadline as set forth by legislation.

There were several elements to be addressed by the plan, including conservation, open space, natural resources, population forecast, land use, transportation and public facilities, air quality and in-fill development. Mr. Dale stated the plan closely followed those guidelines.

Mr. Dale explained the main guiding principle used to create the plan was local autonomy. The Coalition attempted to achieve a balance between regional planning guidelines, collaboration, and cooperation among the participating entities and at the same time respect the autonomy of the individual local governments. Mr. Dale emphasized the plan did not address site specific land use decisions, zone changes and related items. Those issues would continue to be determined by each local governing body.

Mr. Dale pointed out legislature required a process be created to determine and assess conformity of various plans with the regional plan. The State gave the Coalition the discretion to define that process. Conformity workshops were held to discuss options for compliance based on how other areas in the country dealt with the same issue. The conformity process was designed to be a 'bottom-up' process built upon mutual consensus rather than a 'top-down' process, dictated by the Regional Planning Coalition. Mr. Dale stated the conformity process would begin once the Regional Policy Plan was formally adopted by the Regional Coalition.

Mr. Dale stated projects of regional significance were required to be defined and the plan gave the Regional Planning Coalition the authority to do so. The deadline for addressing projects of regional significance was July 1, 2001, so that component of the plan would be addressed at a later date.

Councilman Rhodes asked how the legislature would be informed of the Regional Planning Coalition's effort to implement the Regional Policy Plan. Mr. Dale responded that issue was currently being determined. Mr. Dale pointed out some legislators who were involved in the process from the beginning were in constant communication with the Coalition and were well aware of the process.

Mayor Montandon closed the Public Hearing.

ACTION: SOUTHERN NEVADA REGIONAL PLAN RATIFIED.

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

### **3. ESTABLISHMENT OF A GAMING ENTERPRISE DISTRICT AT THE NORTHWEST CORNER OF COMMERCE STREET AND CRAIG ROAD.**

Mayor Montandon disclosed in 1999, he was involved in a limited liability corporation with one of the parties involved in the transaction. He had since removed himself from that corporation and stated he had no financial interest, present, or contemplated and did not believe a conflict existed. City Attorney Sean McGowan stated the disclosure appeared to be adequate under the State Ethics and Government Law and the Mayor would be eligible to deliberate on the item.

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell explained on December 13, 2000 the Planning Commission considered and recommended approval of the proposed Gaming Enterprise District. The Planning Commission found the applicant had provided evidence to warrant the

establishment of a Gaming Enterprise District at the northwest corner of Commerce Street and Craig Road. The Planning Commission forwarded the recommendation to the City Council with the following condition:

“This special use permit is conditionally approved and shall only become effective at such time as the applicant provides the City of North Las Vegas with sufficient evidence that Station Casinos, Incorporated, its successors, transferees and assigns have deed restricted that certain parcel of land generally located at the northwest corner of Martin Luther King Road and Coralie Street legally described as Lot 12 of the amended plat of North Mesa Plaza, Plat Book 85, Page 40, presently designated as a gaming enterprise district, against nonrestricted gaming (as defined by NRS Chapter 463) for a period not less than ninety-nine (99) years.

Such evidence will primarily include, but is not limited to, all documents delineating a voluntary, legally valid and binding restriction prohibiting the use of such parcel as described above. Such deed restriction shall specifically name the City of North Las Vegas as an intended beneficiary of the prohibition of nonrestricted gaming on that certain parcel.”

Mr. Bell stated at the December 13, 2000 meeting, the Planning Commission also reviewed and approved the special use permit (UN-63-00); conditioned upon the approval of the gaming district overlay. Some of the restrictions on that approval included the number, size and height of signs. Other requirements were imposed such as a separate entrance to the theater, as well as standard land use conditions. Mr. Bell asked that, based on evidence and testimony, that Council approve the site for a gaming district overlay.

**Bill Curran, 601 South Rancho Drive, Las Vegas**, represented the applicant, Stimson Enterprises, Inc. and Las Vegas Gaming Investments, LLC. Mr. Curran stated the project had been before the Planning Commission and City Council in various forms over the past several months. Numerous meetings were held with concerned residents and Mr. Curran felt many of the concerns were addressed at those meetings. Mr. Curran stated the proposed project stood on its merits and would be beneficial to the community and the City of North Las Vegas.

Mr. Curran entered all testimony, document submittals and reports from previous meetings and from all associated items into the record. He entered into the record a petition containing approximately 3,920 additional names of those in support of the project.

Mr. Curran summarized by stating the proposal before Council would authorize the construction and development of a casino and hotel project with 200 hotel rooms, approximately 60,000 square feet of casino space, 10 movie theaters with separate entrances that by-passed the casino area, multiple full-service restaurants, multiple quick service restaurants, an entertainment lounge, an arcade, a community meeting room and a

bingo area. The project was located on 36 acres adjacent to a development known as the Craig Ranch Golf Course. Mr. Curran stated the golf course would continue to exist with a modest increase in rates and tee times would remain available to local residents. Some of the holes would be relocated but that would be accomplished in conjunction with upgrades and enhancements.

Mr. Curran stated Craig Road was a range road at 120 feet wide. It was a major transportation arterial and it was estimated Craig Road would become the most important arterial in the City. Commerce Street was intended to link to the northern beltway and would vary in widths between 80 feet and 100 feet. It was expected the beltway from I-95 as far as Pecos Road would be completed by early 2002. When that occurred, the area would be open to traffic as well as commercial and residential development. Mr. Curran pointed out there was a traffic signal in place on the corner of Craig Road and Commerce Street. Turn-out lanes and bus lanes were previously agreed to be constructed as needed and the applicant would comply with a completed traffic study before development commenced.

Mr. Curran pointed out the City's Traffic Engineer anticipated the casino development would create approximately 12,000 vehicle trips per day. A commercial development, however, would generate an anticipated 16,600 vehicle trips per day. A free standing store would generate approximately 22,000 vehicle trips per day. Mr. Curran stated the casino use would minimize vehicular traffic at the major intersection of Craig Road and Commerce Street.

With regard to infrastructure, Mr. Curran stated there was currently a 14 inch water main in Craig Road, and an 18 inch water main in Commerce Street. There were no anticipated problems with water pressure to the area. There were no anticipated problems with the sewer lines as well as there was an existing 21 inch sewer line in Craig Road. The existing facilities adjacent to the site created no problem in providing electrical service to the site. There was excess capacity in the existing gas lines and telephone lines as well. With respect to flood control, Mr. Curran stated the Regional Flood Control District stated the project did not directly impact existing drainage facilities. Mr. Curran pointed out there was a concrete drainage channel to the north of the subject project and there was a partially complete project on Craig Road. According to FEMA, the site was not located in a 100 year flood plain.

Mr. Curran spoke with regard to the impact of the project on public services. Station Casinos provided their own security services that would serve both the interior of the project and the outside perimeter with a bike patrol to provide security to the parking lot. It was Mr. Curran's belief the project would create less of a demand on police services than a retail development. With regard to emergency response, Mr. Curran stated the area was served by all ambulance

services and in addition, Stations Casinos staff had trained emergency medical technicians who were on duty at all times. A fire station was located approximately 2.3 miles away on Camino Al Norte and Ann Road and the hotel and casino would be built in accordance with all applicable building, fire and safety codes including sprinklers and fire suppression systems.

Mr. Curran stated it was not believed the project would pose any undue impact on the natural resources of the area. He further believed the proposed project would allow the golf course to remain viable in an otherwise commercial area.

Because all utilities were currently at the site, it was considered an in-fill parcel that was consistent with the principles of urban planning and with the requirements of the State law. Mr. Curran pointed out in-fill projects saved on gas consumption which improved air quality, reduced traffic gridlock and placing jobs near where people lived conserving natural resources. Mr. Curran added Station Casinos expected to conduct an active recycling program that would be beneficial to the environment.

Mr. Curran stated with regard to quality of life, it was expected the hotel patrons would be people who were in some way connected to the community. The site was expected to provide recreational activities for the community. The golf course would be upgraded and while gaming would exist and provide a recreational activity, the availability of restaurants and movie theaters and meeting rooms were also an important component to the project.

It was anticipated in the sixteen to twenty four months it would take to construct the project, approximately 1,600 building trades types of jobs would be brought into the community. When completed and open for business, there would be approximately 900 permanent jobs. The annual payroll would be approximately \$25 million. Job fairs would be conducted at the Texas Hotel and would be easily accessible to the residents of North Las Vegas. It was believed the development would increase property values and would be a catalyst to future development of all types in the area.

Mr. Curran stated the addition of gaming at the subject site would bring amenities to the area that would never otherwise be realized. The restaurants, entertainment and movie theaters would create a quality of life that far surpassed those states that did not allow gaming facilities. The project would generate a large tax contribution to the City and the Clark County School District as well.

The property was properly rezoned to the appropriate zoning for a gaming facility and it was anticipated the development would not present an increase in crime in the area.

Mr. Curran presented a letter from Universal Health Services, the operator of Valley, Summerlin and Desert Springs Hospitals, confirming it had gone into escrow to purchase the previous site at Martin Luther King Boulevard and Coralie Street. That purchase was contingent upon the approval of the casino at the current site. The proposed medical facility would be a great asset to the community.

Mr. Curran then spoke with regard to buffers to all residential uses. The northwest portion of the project contained the golf course and there was a plan to increase the landscaping for the protection of the residents to the immediate north. A major commercial development was planned for the south side of the project further separating the casino from residents. Regarding the project on the southeast corner, a private agreement had been made with the homeowner's association stating the applicant would fund mitigation features including the construction of a block wall, and additional landscaping.

Mr. Curran stated a condition of approval for the use permit was that the major sign could be no more than 60 feet high, which was very small by casino standards. It was done to minimize the impact of the signage on the residents in the area.

Mr. Curran stated for the record that on the date of filing the petition, the property line was not less than 500 feet from the property line of a developed residential district. City Staff reported that to be true. It was also determined that the proposed development was not less than 1,500 feet from a public school, private school or a structure used for religious services. It was Mr. Curran's belief there was a school within approximately 1,800 feet of the project. He further stated the project would not adversely affect any development within 2,500 of the proposed establishment.

Mr. Curran submitted petitions from residents in the vicinity of the Palace Station, Santa Fe Station, Sunset Station, and the Texas Station stating they were not adversely affected by the casinos in their neighborhoods.

**Richard Haskins, 2411 West Sahara Avenue, Las Vegas**, represented Station Casinos as the Vice President and Associate General Counsel. He stated Station Casinos prided itself on its direct involvement with the community. All Station properties participated in the Smart Start Program, which involved the properties as well as the corporate office partnering with a high need elementary school in the area to provide financial assistance, student supplies, and the opportunity for the team members to volunteer their time assisting students. The proposed property would also participate in the same community wide activities the other properties were involved in including \$50,000 for start up funds for problem gambling consultants and the commitment of \$500,000 over three years to rebuild St. Vincent's Plaza which housed a homeless shelter, Catholic Charities, Social Services as well as other

important services. Mr. Haskins pointed out in the year 2000, Station Casinos made charitable contributions of over \$970,000.

The following residents spoke in opposition to the project:

Patricia Spilsbury	628 Sprit Lake Court
Mark Nelson	624 Blooming View Avenue
Alan Murphy	624 Grand River
Cliff Wilson	4026 Hemphill Street
John Leeper	541 Craig Creek Avenue
Charity Leeper	541 Craig Creek Avenue
Gisele Jordan	4014 Hemphill Street
Naomi Nessen	4642 Rock Pine Drive
Alicia Avance	801 East Lone Mountain
Evelia Romero	605 Heartland Place
Raoul H. Dugre'	711 Heartland Point
Joel Diamond	4800 Rancho Linda Court
Robert Guzman	424 West Casa Del Norte
Ramona A. Gray	4820 Rancho Linda Court
John Balodis	913 Drumgooley Court
Mr. & Mrs. Golden	4040 Angel Face Street
Bonnie Kelley	3917 Scotsman Way
Dorothy Humphrey	2247 Crown Valley Lane
Terry M. Kelley	3917 Scotsman Way
Linda Burks	4210 Inglewood Place
Vanessa Z. Rivers	2813 Bahama Point Avenue
Deborah Lewis	4010 Hemphill Street
Michael Lewis	4010 Hemphill Street
Janet Webb	5309 Daywood Street
Gail Tominac	533 Craig Creek Avenue
Tracy Foglesong	4304 Threshold Court
Rev. Spencer F. Barrett	2450 Revere Street

The following residents spoke in favor of the project:

Brett McCoy	4721 Sophia Way
William Dolan	1724 Ashburn Dr (Hidden Canyon Homeowners Assoc.)
Thomas Lisiewski	3836 Blairmoor

Eddie Schmitz	27 Pinnacle Hill Court
Sandy Allen	3947 Fuselier Drive
Jay G. Craddock	1854 Capilano Lane
Bryant I. Dillon	6108 Star Decker Road
Mary Ann Coppa	620 Sprit Lake Court
Dan Coppa	620 Sprit Lake Court
Joseph Hagewood	4517 Eugene Avenue
Lisa Garcia	3418 Odlum Point
Brad Burns	3000 North Rancho Drive
Bob & Vernie Borgersen	4751 Possum Berry Lane
Rick Lemmon	1710 Watercreek
John E. Shea	5404 Lavender Court
JoAnna Wesley	3218 Crawford Street

Councilwoman Smith questioned if the casino were built on the Martin Luther King Boulevard and Coralie Street site, what would be the proximity to schools. Development Services Director Tom Bell responded approximately 2,500 feet. Councilwoman Smith stated there would be an issue regarding schools at either location.

Councilman Rhodes asked for specific requirements of the signage. Development Services Director Tom Bell stated as a condition of the approved use permit, 'a free standing sign shall be limited to one free standing pylon sign at the main entrance adjacent to Craig Road. The height of the sign shall not exceed 60 feet. All other signs shall be limited to monument signs no greater than six feet in height.'

Councilman Rhodes then asked what efforts would be made toward traffic mitigation. Transportation Services Manager Ray Burke stated an official traffic study had not been submitted for the site. The standard procedure was when the applicant submitted the development plans to the City, they would submit the traffic study as well. The traffic study would dictate what mitigation measures would be required to be implemented.

Councilman Buck stated it was mentioned in testimony the casino would be built either on the Craig Road site or the Martin Luther King site. She questioned whether there was another option in the location of the casino. Mr. Curran stated the option of placing the casino on the Craig Road site not initiated by the property owner, it was initiated by Station Casinos at the request of the City. Mr. Haskins reiterated there was no alternative site for the casino.

Councilman Buck then stated she wanted Station Casinos' assurance there would be a separate entrance to the movie theaters at all times. Mr. Haskins stated Station Casinos was in agreement with that condition.

Mayor Pro Tempore Robinson asked if the gaming overlay district were approved, what would be the start date for construction. Mr. Haskins stated subject to market conditions, it was anticipated they would break ground within two years of final approval.

Councilwoman Smith asked in accordance with SB208, if the casino were built on the Martin Luther King site, when it would have to be completed. Mr. Haskins responded December 31, 2002. Councilwoman Smith then asked if the other site were elected, when would the project be completed. Mr. Haskins reiterated the project would begin within two years.

Mayor Montandon closed the Public Hearing.

Councilman Buck stated since she lived half way between both locations, the project at either location would effect her as well as all citizens of North Las Vegas. It was incumbent upon Council to determine the best course of action for the City, the residents and the future. She believed the Craig Road site was the best location for the casino because the road was better suited to handle larger volumes of traffic, and it was farther away from homes.

**ACTION:** Mayor Pro Tempore Robinson read the following motion into the record:

“I move to approve the applicant’s request to create a Gaming Enterprise District located at Lot 2 of Parcel Map file 98, page 84 in the County Recorder’s Office, since I believe the applicant has clearly proven that Nevada’s statutory requirements have been satisfied. Specifically, the roads, water, sanitation, utilities and related services to the location are adequate. This is based upon the applicant’s oral testimony, as well as the evidence presented in the Kimley-Horn report. I believe that we have adequate services, or at least they will be when needed.

Furthermore, from what we learned at the Planning Commission during its consideration of the Use Permit, the proposed establishment will not unduly impact public services or the quality of life enjoyed by residents of the surrounding neighborhoods. The applicant’s oral testimony, the testimony of the persons who submitted the petitions, as well as the affidavits of ex-Councilman Goynes and Dan Newburn, ex School District employee, and the petitions gathered all indicate that there is a high probability that the proposed establishment will not unduly impact public services, or the quality of life enjoyed by residents of the

surrounding neighborhoods.

It is abundantly clear that the proposed establishment will enhance, expand and stabilize employment and our local economy. The applicant has indicated and there is a high probability that the proposed establishment will create in excess of 900 to over 1,000 jobs and the financial impact to the City will be enormous.

The finding regarding consistency with planning and zoning standards is easy: The proposed establishment is to be located within, and has received a special use permit allowing a casino use at property zoned for such purpose pursuant to State Law and our City Code.

The proposed establishment will not be detrimental to the health, safety or general welfare of the community or be incompatible with the surrounding area as the applicant's oral testimony, the testimony of the residents that support it, as well as the affidavits of the affiant Dan Newburn and Theron Goynes, and the petitions of that gathered by Mr. Borgersen and wife indicate that there is a high probability that the proposed establishment will not be detrimental to the health, safety or general welfare of the community or be incompatible with the surrounding area.

As indicated by the applicant, on the date the petition was filed the property line of the proposed establishment was not less than five hundred (500) feet from the property line of a developed residential district, and more than fifteen hundred (1,500) feet from the property line of any schools or structures used primarily for religious services or worship.

Finally, I conclude that the proposed establishment will not adversely affect any developed residential districts, schools or structures used primarily for religious services, whose property line is within 2,500 feet from the property line of the proposed establishment as the applicant's oral testimony, the testimony of the names of the residents that support the project, as well as the affidavits of the names of the residents in support of the project which were gathered by the petitioners, as well as the affidavits of affiants, Mr. Goynes and Newburn, and the petitions of Mr. and Mrs. Borgersen are very persuasive in this regard. For me, there

is a high probability that the proposed establishment will not adversely affect any developed residential district, schools or structures used primarily for religious services, within 2,500 feet from the property line of the casino site.

In addition, however, this Gaming Enterprise District should be only conditionally approved, and should be in no way effective unless and until such time as the applicant provides the City of North Las Vegas with sufficient evidence that Station Casinos, Inc., or its successors, or affiliated entities have deed restricted that certain parcel of land generally located at the northwest corner of Martin Luther King Road and Coralie Street, legally described as: Lot 12 of the amended plat of North Mesa Plaza, Plat Book 85, Page 40, presently designated as a gaming enterprise district site, against nonrestricted gaming (as defined by NRS Chapter 463) for a period not less than ninety-nine (99) years.

Such evidence of this private deed restriction will primarily include, but is not limited to, all documents delineating a voluntary, legally valid and binding restriction prohibiting the use of such parcel as described above. Such deed restriction shall specifically name the City of North Las Vegas as an intended beneficiary of the prohibition of nonrestricted gaming on that certain parcel.

Mr. Mayor, that is my motion.”

Councilwoman Smith stated she made a concerted effort to weigh the pros and the cons of the issue. The decision of the Council would greatly effect one neighborhood in the City and it was a very difficult decision. It was a problem of growth. She felt the Craig Road location was preferable because of the issues regarding schools and traffic. Placing the casino on a major thoroughfare ultimately would be in the best interest for the City.

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

The Mayor called for a recess at 10:05 p.m. and reconvened the meeting at 10:18 p.m.

4. **APPEAL OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE UN-68-00, TURTLE STOP (HIDDEN CANYON), AN APPLICATION SUBMITTED BY PAUL D. AND MARGARET E. DUNN, FOR A USE PERMIT IN AN M-2 DISTRICT TO ALLOW A CAR WASH ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF GOWAN ROAD AND COLEMAN STREET. (CONTINUED JANUARY 3, 2001)**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO THE MEETING OF APRIL 4, 2001.

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

5. **AMP-24-00; AN APPLICATION SUBMITTED BY GOLF ADVICE, INC. ON BEHALF OF JUPITER GOLF COMPANY LAS VEGAS LIMITED, PROPERTY OWNER, TO REMOVE A PORTION OF GOLDFIELD STREET BETWEEN CRAIG ROAD AND THE MIDDLE/WESTERN TRIBUTARY OF THE LAS VEGAS WASH FROM THE MASTER PLAN OF STREETS AND HIGHWAYS.**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated the proposed amendment was unanimously recommended for approval at the November 21, 2000 Planning Commission meeting.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None  
ABSTAIN: None

Councilman Rhodes re-entered chambers at 10:20 p.m.

6. **APPEAL SUBMITTED BY ROBERT J. GRONAUER ON BEHALF OF U.S. MORTGAGE CORP. REGARDING THE DECISION OF THE PLANNING COMMISSION TO APPROVE AMP-25-00 (COLLIER'S INTERNATIONAL); AN APPLICATION SUBMITTED BY LORI FERRARIO ON BEHALF OF U. S. MORTGAGE CORPORATION, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN FROM BUSINESS, RESEARCH OR DEVELOPMENT PARK TO LIGHT INDUSTRIAL FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF CLAYTON STREET AND EVANS STREET. (ASSOCIATED ITEM NO. 7; ZN-35-00)**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated at the November 21, 2000 meeting, the Planning Commission unanimously recommended approval of the proposed amendment to the master plan. The applicant had originally requested the land use designation of Industrial for the subject property but the Planning Commission had recommended Light Industrial. The decision was then appealed.

**Bob Gronauer, 3800 Howard Hughes Parkway**, appeared representing the applicant and stated the site was buffered by M-2 zoning on all sites. After further review, the applicant had no objection to the M-1 zoning.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION AFFIRMED; AMP-25-00 APPROVED FOR M-1 ZONING.

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

7. **APPEAL SUBMITTED BY ROBERT J. GRONAUER ON BEHALF OF U.S. MORTGAGE CORP., REGARDING THE DECISION OF THE PLANNING COMMISSION TO APPROVE ZN-35-00 (COLLIER'S INTERNATIONAL); AN APPLICATION SUBMITTED BY LORI FERRARIO ON BEHALF OF U.S. MORTGAGE CORPORATION, PROPERTY OWNER, TO CHANGE THE ZONING FROM R-1 SINGLE FAMILY RESIDENTIAL TO M-1 BUSINESS PARK INDUSTRIAL FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF CLAYTON STREET AND EVANS AVENUE. (ASSOCIATED ITEM NO. 6; AMP-25-00)**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated based on the ratification of the previous item, the appropriate action was to re-zone the property to M-1. He requested that Council move to direct Staff to draft an ordinance for Council approval.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION AFFIRMED; ZN-35-00 APPROVED FOR M-1 ZONING; STAFF DIRECTED TO PREPARE AN ORDINANCE TO PERMANENTLY HARD ZONE THE PROPERTY TO AN M-1 BUSINESS PARK INDUSTRIAL DISTRICT.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

8. **APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF UNLIMITED HOLDINGS, INC., REGARDING THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-26-00 (NORTH 5<sup>TH</sup> STREET & DEER SPRINGS APARTMENTS); AN APPLICATION SUBMITTED BY UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE DESIGNATION FROM MDR (MEDIUM DENSITY RESIDENTIAL [4.5 - 10 DU/ACRE]) TO M-HDR (MEDIUM-HIGH DENSITY RESIDENTIAL [8 - 13 DU/ACRE]) GENERALLY LOCATED AT THE NORTHWEST CORNER OF NORTH 5<sup>TH</sup> STREET AND DEER SPRINGS WAY.**

**(ASSOCIATED ITEM NO. 9; ZN-36-00)**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell explained on November 21, 2000, the Planning Commission failed to support the requested amendment to the master plan by a 2-4 vote. The Planning Commission saw no compelling reason to change the master plan. In addition, the application was similar to a request that was reviewed and denied by the Council last year. Currently the site was surrounded on the east and north by medium density residential, and medium-high density to the south. Staff recommended the Council affirm the decision of the Council and deny the application.

**George Garcia. 2501 Green Valley Parkway, Suite 108**, stated it was the applicant's belief the proposed project was consistent with the master plan. The property fronted on North Fifth Street and was within one half mile of the beltway interchange. The revised plan allowed for lower density than was originally proposed, provided a high level of amenities, increased quality and greater setbacks.

Mayor Montandon asked how large the site was and Mr. Garcia responded 20 acres with 270 units.

Councilman Rhodes asked for clarification of the zoning of the surrounding properties. Development Services Director Bell explained immediately the areas to the east and northeast were zoned O-L. Immediately to the west and south was R-E zoning. Councilman Rhodes asked where the beltway would be in relation to the parcel to the north zoned C-2. Mr. Bell explained it would be immediately to the north. Councilman Rhodes asked how Staff determined planning requirements in the proximity of the beltway. Mr. Bell responded generally, properties adjacent to the beltway would be zoned commercial, below that would generally be office, then residential. There was a definite stratification from high density to low density.

Councilman Rhodes stated it was a distinct possibility the beltway would be widened in the vicinity of the proposed project and would increase traffic volumes.

Mr. Garcia gave an example of the design of the complex. The buildings would be eight-plexes with the front portion of the buildings being one-story to give the appearance of a large home. The few large buildings were centered towards the interior of the complex. There were two identical pods on the interior with clubhouse, pool area, common courts and barbecue pits.

Mayor Pro Tempore Robinson questioned whether the complex would be apartments or for sale units. Mr. Garcia responded currently, the project was designed as owner occupied but that was not a final decision. Mr. Bell reminded Council the issue was only the density, not the site specifications.

Councilman Rhodes asked what landscaping requirements would be imposed if the application were approved. Mr. Bell stated it would have to conform to current landscaping standards including 20 foot setbacks around the perimeter with interior landscaping as well.

Councilman Buck questioned why the request was not presented concurrently with the submittal of the zoning. Mr. Garcia stated a design review would occur at a later date but it was their intent to comply with the design as presented.

Councilman Buck then asked if the amendment was not approved what would the applicant propose. Mr. Garcia was unsure if the applicant would propose another project as the project before Council was designed around the property.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION REVERSED; AMP-26-00 APPROVED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson Councilman Rhodes

NAYS: Councilwoman Smith and Councilman Buck

ABSTAIN: None

9. **APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF UNLIMITED HOLDINGS, INC., REGARDING THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-36-00 (NORTH 5<sup>TH</sup> & DEER SPRINGS APARTMENTS); AN APPLICATION SUBMITTED BY UNLIMITED HOLDINGS, PROPERTY OWNER, TO CHANGE THE ZONING FROM R-E RANCH ESTATES TO R-3 MULTI-FAMILY RESIDENTIAL GENERALLY LOCATED AT THE NORTHWEST CORNER OF NORTH 5<sup>TH</sup> STREET AND DEER SPRINGS WAY. (ASSOCIATED ITEM NO. 8; AMP-26-00)**

Mayor Montandon opened the Public Hearing and questioned whether the project would be submitted to the City for design review. Development Services Director Tom Bell stated it would.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION TO DENY REVERSED; STAFF DIRECTED TO PREPARE AN ORDINANCE TO PERMANENTLY HARD ZONE THE SUBJECT PROPERTY TO R-3 MULTI-FAMILY RESIDENTIAL.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson Councilman Rhodes

NAYS: Councilwoman Smith and Councilman Buck

ABSTAIN: None

**10. APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF VERONICA VALENTINE REGARDING THE DECISION OF THE PLANNING COMMISSION TO DENY AN EXTENSION OF TIME FOR USE PERMIT UN-94-98 (SIMMONS PLAZA); AN APPLICATION SUBMITTED BY KENYON, LLC, PROPERTY OWNER, TO ALLOW A CONVENIENCE STORE WITH GAS PUMPS GENERALLY LOCATED ON SIMMONS STREET APPROXIMATELY 280 FEET NORTH OF ANN ROAD.**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO APRIL 4, 2001 AT THE REQUEST OF THE APPLICANT.

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

**CONSENT AGENDA**

**11. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF JANUARY 11, 2001.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**12. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 17, 2001.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**13. APPROVAL OF PRIVILEGED BUSINESS LICENSES (Exhibit A):**

	<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
2.	Doris J. Lamb, Pres. DBA: Fastway Food Mart #202 4240 E Craig Rd North Las Vegas, Nevada	Gaming owner operator	(7) slot machines

Pending final State Gaming Commission approval on January 25, 2001

3.	Hossein Ali Zare DBA: Hamburger Hut N Market 2513 E Cheyenne Ave North Las Vegas, Nevada	Liquor Gaming	Beer & wine off sale in convenience store (7) slot machines
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Nevada State Gaming Commission approved on December 21, 2000

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**14. APPROVAL TO RENEW AN AGREEMENT WITH ENTERASYS NETWORKS FOR MAINTENANCE OF THE CITY'S CABLETRON NETWORK EQUIPMENT IN THE AMOUNT OF \$55,708.88. (CNLV Contract No. C-4654)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**15. APPROVAL OF A CONTRACT TO APPOINT TODD MOODY, ESQ. AS A COURT APPOINTED ATTORNEY IN THE AMOUNT OF \$250.00 PER CASE. (CNLV Contract No. C-4589)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**16. APPROVAL OF A GRANT APPLICATION FOR SUBMISSION TO THE BUREAU OF JUSTICE ASSISTANCE FOR A COMMUNITY SERVICE TECHNICIAN GRANT IN THE AMOUNT OF \$30,000 (\$22,500 FEDERAL FUNDS; \$7,500 MATCHING FUNDS) TO PROVIDE FOR THE CONTRACT SERVICES OF A PROFESSIONAL GRANT RESEARCHER AND WRITER.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**17. APPROVAL TO ACCEPT AN INNOVATIVE LOCAL LAW ENFORCEMENT AND COMMUNITY POLICING GRANT SPONSORED BY THE STATE OF NEVADA, DIVISION OF CHILD AND FAMILY SERVICES IN THE AMOUNT OF \$56,633 (\$31,683 GRANT FUNDS; \$24,950 MATCHING FUNDS) TO ALLOW THE CRIME PREVENTION DIVISION TO CONTINUE THE TEENS, CRIME AND THE**

**COMMUNITY PROGRAM AS WELL AS IMPLEMENTATION OF THE KIDS ORGANIZED IN NEIGHBORHOOD STREETS (KOINS) PROGRAM.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

18. **RATIFICATION OF THE RENEWAL OF THE LOCAL LAW ENFORCEMENT BLOCK GRANT, IN THE TOTAL AMOUNT OF \$387,019 (\$348,317 FEDERAL FUNDS; \$38,702 MATCHING FUNDS) SPONSORED BY THE U.S. DEPARTMENT OF JUSTICE FOR THE PURCHASE OF TECHNOLOGY BASED ITEMS AND EQUIPMENT TO BE USED BY THE POLICE DEPARTMENT TO IMPROVE EFFICIENCY AND MODERNIZATION.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

19. **APPROVAL OF FIRST SUPPLEMENTAL INTERLOCAL CONTRACT NUMBER 310A FOR CRAIG ROAD FROM DECATUR BOULEVARD TO COMMERCE STREET TO REFLECT THE CORRECTED TOTAL AMOUNT OF \$11,042,000. (CNLV Contract No. C-4343)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**20. APPROVAL OF A WATER OVERSIZING AGREEMENT WITH PROLOGIS TRUST, IN THE AMOUNT OF \$99,880, FOR THE OVERSIZING OF 1,780 LINEAL FEET OF WATER MAIN IN DONOVAN WAY AND A PRESSURE REDUCING VALVE IN CORPORATE CENTER DRIVE. (CNLV Contract No. C-4860)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**21. APPROVAL TO ACCEPT A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH MADISON B. GRAVES, II FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT ANN ROAD AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF \$3,905, FOR THE GRAVES MINI-STORAGE PROJECT.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**22. APPROVAL OF AN INTERLOCAL CONTRACT WITH THE CLARK COUNTY SANITATION DISTRICT FOR SEWER SERVICE TO THE DRESCHER CORPORATION (APN 123-27-601-001) TO PROVIDE SEWER SERVICE FOR PROPERTY LOCATED WITHIN THE CITY OF NORTH LAS VEGAS. (CNLV Contract No. C-4862)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None  
ABSTAIN: None

**23. APPROVAL TO AWARD THE PARK MOWER SHOP RENOVATIONS PROJECT, PHASE II TO SPECIALTY BUILDERS IN THE AMOUNT OF \$32,864.40. (CNLV Contract No. C-4861)**

ACTION: APPROVED

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

**24. APPROVAL TO AMEND THE 2000-2001 STAFFING PATTERN AS FOLLOWS:**

City Attorney

Reclassify 1 Administrative Technician I Grade 11TNS to Legal Assistant Grade 13TNS  
Add 1 Legal Assistant Grade 13TNS

Building Safety

Upgrade 1 PAC Coordinator from Grade 19TA to Grade 21TA

Finance

Reclassify 1 Fiscal Specialist II Grade 14TNS to Payroll Coordinator Grade 16  
Reclassify 1 Fiscal Specialist II Grade 14TNS to Payroll Technician Grade 15

Fire Department

Delete 1 Deputy Fire Chief (Suppression/Operations) Grade 25APT  
Add 2 Special Operations Officers (Administration/Support) Grade 31APT  
Add 1 Fire Prevention Inspector (Prevention) Grade 54FFN  
Title change: 3 Fire Division Chiefs to Battalion Chief  
Upgrade 1 Deputy Fire Chief from Grade 25APT to Grade 32APT

Human Resources

Reclassify 1 Administrative Technician I Grade 11TNS to Human Resources  
Assistant Grade 16CNF

Police Department

Add 1 Manager of Police Automation Grade 22TA

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**25. RATIFICATION OF THE FOLLOWING APPOINTED POSITIONS BELOW THE  
TITLE OF DEPARTMENT DIRECTOR:**

DIGIOVANNI, STEPHEN	FIRE PROTECTION ENGINEER
FINIZIE, EDMOND	POLICE CAPTAIN
FORTI, JOSEPH	POLICE CAPTAIN
GUBLER, LAURNAL	ASSOCIATE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER
LAKE, DAN	CORRECTION CAPTAIN
RUTH, DAWN	RECORDS MANAGER

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Smith and Buck

NAYS: None

ABSTAIN: None

**BUSINESS**

**26. APPROVAL OF A REQUEST FOR A FINAL THREE MONTH EXTENSION OF  
NON-OPERATIONAL STATUS, TO EXPIRE MAY 16, 2001, FOR THE HIDDEN**

**CANYON LOUNGE.**

ACTION: FINAL THREE MONTH EXTENSION OF TIME, TO MAY 16, 2001 APPROVED.

MOTION: Councilman Rhodes

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

**27. RESOLUTION NO. 2199; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, CONCERNING THE SUBMISSION TO THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO CHANGE THE USE OF A SPECIAL ELECTIVE TAX FOR THE ADDITIONAL PURPOSE OF ACQUIRING, IMPROVING, AND EQUIPPING CITY PARKS AND FIRE STATIONS.**

Resolution No. 2199 as introduced by the City Manager:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, CONCERNING THE SUBMISSION TO THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO CHANGE THE USE OF A SPECIAL ELECTIVE TAX.

Finance Director Vytas Vaitkus explained the item was to ask the Debt Management Commission to approve a question on the June 2001 ballot to broaden the scope of the current tax. The City issued bonds ten years ago to construct the jail and court building at a rate of \$.24 to pay off the debt. Subsequently, the City went to the voters and asked through a ballot question if, as the debt was retired, and as the assessed value of the City increased, the City could use the money for street maintenance. Currently, \$.13 of the amount was used for street maintenance; \$.11 was used to pay off the debt. The \$.13 generated approximately \$2.5 million per year. If approved by the Debt Management Commission, a question would be placed on the June 2001 ballot asking the voters if those funds could also be used to build fire stations and parks. Mr. Vaitkus pointed out it would be used only for the capital portion of those projects, not operating expenses. The City Council would allocate each year the proportion of funds for each use.

City Manager Fritsch pointed out it would not result in a tax increase for the residents.

Mayor Montandon stated the plan would allow for enough funds to develop a street maintenance program while augmenting the City's ability to build fire stations and parks.

Councilman Rhodes asked if the funds set aside for parks would include renovations of existing parks. City Manager Fritsch stated it could if Council desired. Councilman Rhodes then asked what a capital expenditure was in terms of building a park facility. Finance Director Vaitkus responded anything related to maintenance of a facility would not be considered a capital expenditure; but items such as playground equipment would. City Manager Fritsch stated the question would state very clearly to the voters the funds would not be used for operating or personnel costs.

ACTION: PASSED AND ADOPTED.

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

**28. RESOLUTION NO. 2200; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, CONCERNING THE SUBMISSION TO THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO ISSUE GENERAL OBLIGATION LIBRARY BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,000,000 AND LEVY A SPECIAL ELECTIVE TAX.**

Resolution No. 2200 as introduced by the City Manager:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, CONCERNING THE SUBMISSION TO THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO ISSUE GENERAL OBLIGATION LIBRARY BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,000,000 AND LEVY A SPECIAL ELECTIVE TAX.

Finance Director Vytas Vaitkus explained by adopting this resolution the City would be asking the Debt Management Commission to approve the inclusion of a ballot question as to whether the City may issue a bond, up to \$8,000,000 to build a library and to increase the tax rate by

up to \$.05 to maintain and operate the library. The cost of the bond would change each year as the assessed value of the City changed. A most conservative amount, based on the current assessed value of the City, would be \$.04. However, Mr. Vaitkus stated the first debt bond payment would not commence until approximately two to three years after the library was built and could possibly raise the rate to approximately \$.08.

Councilwoman Smith stated, as Chair of the North Las Vegas Library District, a discussion had taken place at the last meeting and it was understood the Henderson Library District and the Clark County Library District were going forward with similar ballot questions. It was decided a joint effort was prudent. Since that time, the Clark County Library District appeared before the Clark County Commissioners and were told they would not support the question to the Debt Management Commission. Likewise, the City of Las Vegas was in opposition of the question as well. Councilwoman Smith was concerned the ballot question would leave the Council very little discretion with future bonds. The Library District had previously approved a store front library and direction to develop additional alternatives to build a second library. There had not been enough time to explore all alternatives.

Mayor Pro Tempore Robinson asked if, in Councilwoman Smith's opinion, all ballot questions regarding library funding would not be approved. Councilwoman Smith responded it was a possibility as the economy might not support new libraries in the wake of rising energy costs and the children's hospital question being proposed for the general election.

Councilman Rhodes stated the verbiage of the question was unclear in that it appeared as though the voters were deciding upon a \$.05 increase in taxes as opposed to a possible \$.08 increase.

ACTION: DENIED.

MOTION: Councilwoman Smith

SECOND: Councilman Rhodes

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith and Buck

NAYS: None

ABSTAIN: None

Councilman Buck was excused at 10:56 p.m.

## **ORDINANCES**

### **INTRODUCTION ONLY**

29. **ORDINANCE NO. 1481; 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 A CERTAIN PROPERTY THEREIN FROM R-E TO PUD FOR PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND AZURE AVENUE (ZN-39-00, NORTH 5<sup>TH</sup> STREET & AZURE COMMUNITY CENTER) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR FEBRUARY 21, 2001)**

Ordinance No. 1481 as introduced by the City Clerk:

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 A CERTAIN PROPERTY THEREIN FROM R-E TO PUD FOR PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND AZURE AVENUE (ZN-39-00, NORTH 5<sup>TH</sup> STREET & AZURE COMMUNITY CENTER) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR FEBRUARY 21, 2001.

30. **ORDINANCE NO. 1482; 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 A CERTAIN PROPERTY THEREIN FROM R-E TO C-2 FOR PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF CHEYENNE AVENUE AND DECATUR BOULEVARD (ZN-07-99, PARK ANIMAL HOSPITAL) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR FEBRUARY 21, 2001)**

Ordinance No. 1482 as introduced by the City Clerk:

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

A CERTAIN PROPERTY THEREIN FROM R-E TO C-2 FOR PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF CHEYENNE AVENUE AND DECATUR BOULEVARD (ZN-07-99, PARK ANIMAL HOSPITAL) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR FEBRUARY 21, 2001.

31. **ORDINANCE NO. 1484; AN ORDINANCE AMENDING ORDINANCE 886 § 1 IN PART, CURRENTLY CODIFIED AS TITLE 10, CHAPTER 10.48.100 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO DELETE THE REQUIREMENT TO OBTAIN A VEHICLE STORAGE PERMIT AND PAY THE ASSOCIATED SEMI-ANNUAL FEE. (SET FINAL ACTION FOR FEBRUARY 21, 2001)**

Ordinance No. 1484 as introduced by the City Clerk:

AN ORDINANCE AMENDING ORDINANCE 886 § 1 IN PART, CURRENTLY CODIFIED AS TITLE 10, CHAPTER 10.48.100 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO DELETE THE REQUIREMENT TO OBTAIN A VEHICLE STORAGE PERMIT AND PAY THE ASSOCIATED SEMI-ANNUAL FEE.

ACTION: FINAL ACTION SET FOR FEBRUARY 21, 2001.

### **APPOINTMENTS**

32. **RE-APPOINTMENT OF DIRICK VAN GORP AS THE INCORPORATED CITIES REPRESENTATIVE ON THE CONSERVATION DISTRICT OF SOUTHERN NEVADA BOARD FOR THE TERM OF TWO YEARS.**

ACTION: DIRICK VAN GORP RE-APPOINTED FOR THE TERM OF TWO YEARS.

MOTION: Mayor Pro Tempore William Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes and

Smith  
NAYS: None  
ABSTAIN: None

### **COUNCIL ITEMS**

Councilwoman Smith requested an ordinance to clarify the language in the existing ordinance regarding second hand stores, pawn shops, and antique stores.

Councilman Rhodes questioned the validity of the current electoral process with regard to candidate filing. City Clerk Sevigny stated the requirement would no longer be in effect and the ordinance would be re-written prior to the next election.

Councilman Rhodes then spoke of a complaint regarding the maintenance of a back yard and questioned the practice of issuing citations of this type.

### **CITY MANAGER'S REPORT**

There was no report.

### **PUBLIC FORUM**

Leroy Pasbrig spoke with regard to Ordinance No. 1484; the deletion of the requirement to obtain a vehicle storage permit and the associated semi-annual fee.

Mike Winne thanked Council for their efforts regarding Ordinance No. 1484. He requested copies of financial documents for the City's outside legal services.

Tom Winter requested the rezoning of several properties in the vicinity of Craig Road. Mr. Winter was directed to the City's Property Manager for further information.

Mike Thomas spoke regarding the Police Department and the disclosure of personal information.

### **ADJOURNMENT**

ACTION: THE MEETING ADJOURNED AT 11:18PM

MOTION: Mayor Pro Tempore William Robinson  
SECOND: Mayor Montandon  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Smith  
and Buck  
NAYS: None  
ABSTAIN: None

**APPROVED: February 21, 2001**

/s/  
MAYOR MICHAEL L. MONTANDON

Attest:

/s/  
Eileen M. Sevigny, CMC, City Clerk