

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

November 21, 2001

CITY COUNCIL INFORMATION SESSION

CALL TO ORDER

3:30 P.M. City Manager's Conference Room, 2200 Civic Center Drive, North Las Vegas, Nevada

- a. Verification
- b. Discussion of City Council Agenda
- c. Presentation regarding utility customer service
- d. Public Comment

CITY COUNCIL MEETING

CALL TO ORDER

4:06 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

Mayor Michael L. Montandon
Mayor Pro Tempore William E. Robinson
Councilwoman Stephanie S. Smith
Councilman Shari Buck
Councilman Robert Eliason

STAFF PRESENT

Assistant City Manager Gregory Rose
City Attorney Sean McGowan
City Clerk Eileen M. Sevigny
Administrative Services Director Eric Dabney
Parks & Recreation Director Ken Albright
Public Works Director Jim Bell

Human Resources Director Dan Tarwater
Planning Manager Steve Baxter
Deputy Fire Chief Jim Stubler
Acting Police Chief Joseph Forti
Public Information Officer Brenda Johnson
Assistant City Clerk Karen L. Storms

Excused:

City Manager Kurt Fritsch

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Eileen M. Sevigny, CMC
City Clerk

INVOCATION

Pastor Alan Causey
Calvary Community Assembly of God

PLEDGE OF ALLEGIANCE

Councilwoman Stephanie Smith

PROCLAMATIONS

- i Presentation of a proclamation to the North Las Vegas Police Department, represented by the Injured Police Officers Fund, for their \$100,000 donation from the Injured Police Officers Fund. In addition, with the help of the business communities of North Las Vegas and Las Vegas, they raised a total of \$2.9 million for the New York Police Officers, Firefighters, Port Authority and Transit Authority victims of the September 11 attack on America.***

- i Proclaiming November as Alzheimer's Awareness Month in North Las Vegas***

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF NOVEMBER 21, 2001.

ACTION: ITEM NO. 2 CONTINUED TO JANUARY 16, 2002; ITEM NOS. 3 & 24 WITHDRAWN; ITEM NO. 33 CONTINUED TO DECEMBER 5, 2001.

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith,
Buck and Eliason
NAYS: None
ABSTAIN: None

PUBLIC HEARINGS - 4:05 P.M.

2. **AMP-11-01 (TROPICAL/CLAYTON BY PARDEE); AN APPLICATION SUBMITTED BY PARDEE CONSTRUCTION COMPANY, BOSSARD DEVELOPER SERVICES (DIANA BOSSARD), REPRESENTATIVE, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL (2 - 4.5 DU/ACRE) TO MEDIUM DENSITY RESIDENTIAL (4.5 - 10 DU/ACRE) FOR APPROXIMATELY 41.61 ACRES LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND CLAYTON STREET. (CONTINUED FROM JUNE 20 & AUGUST 15, 2001)**

Mayor Montandon opened the Public Hearing.

ACTION: ITEM NO. 2 CONTINUED TO JANUARY 16, 2002

MOTION: Mayor Montandon
SECOND: Councilwoman Smith
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith,
Buck and Eliason
NAYS: None
ABSTAIN: None

3. **AMP-17-01 (ELKHORN/COMMERCE); AN APPLICATION SUBMITTED BY RANCO HOLDINGS, LLC ON BEHALF OF ELKCOM INVESTMENTS, LLC, PROPERTY OWNERS TO CHANGE THE COMPREHENSIVE PLAN FROM OFFICE TO MEDIUM DENSITY RESIDENTIAL (4.5 - 10 DU/ACRE) ON APPROXIMATELY 25 ACRES LOCATED AT THE SOUTHEAST CORNER OF ELKHORN ROAD AND COMMERCE STREET. (ASSOCIATED ITEM NO. 24; ORDINANCE NO. 1541, ZN-25-01) (CONTINUED FROM SEPTEMBER 19, OCTOBER 17 & NOVEMBER 7, 2001)**

ACTION: WITHDRAWN AT THE REQUEST OF THE APPLICANT

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith,
Buck and Eliason
NAYS: None
ABSTAIN: None

9. APPROVAL OF A REQUEST FOR A THREE MONTH EXTENSION OF NON-OPERATIONAL STATUS, TO EXPIRE FEBRUARY 17, 2002, FOR THE WINN-DEE BAR & COCKTAIL LOUNGE, LOCATED AT 2440 LAS VEGAS BOULEVARD NORTH, NORTH LAS VEGAS.

ACTION: APPROVED

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

10. APPROVAL OF THE RENEWAL OF GROUP HEALTH INSURANCE FOR ELECTED, APPOINTED, CONFIDENTIAL AND FIRE EMPLOYEES FROM SIERRA HEALTH/HEALTH PLAN OF NEVADA (HPN) FOR MEDICAL INSURANCE, AMERITAS FOR DENTAL AND VISION INSURANCE, AND AETNA FOR LIFE INSURANCE FOR ALL CITY EMPLOYEES IN THE AMOUNT OF \$960,000. (CNLV Contract No. C-2445)

ACTION: APPROVED

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

11. APPROVAL TO ADD POLICE OFFICER'S ASSOCIATION EMPLOYEES TO

SIERRA HEALTH/HEALTH PLAN OF NEVADA (HPN) FOR MEDICAL INSURANCE, AMERITAS FOR VISION AND DENTAL INSURANCE, AND AETNA FOR LIFE INSURANCE IN THE AMOUNT OF \$1,685,000. (CNLV Contract No. C-2445)

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

12. APPROVAL OF THE PAYMENT FOR NOVELL PRODUCT MAINTENANCE FEES FOR THE PERIOD JULY 1, 2001 THROUGH JUNE 30, 2002 IN THE AMOUNT OF \$52,104 FOR THE CITY'S NETWORK OPERATING SYSTEM, ZENWORKS FOR REMOTE MANAGEMENT, GROUPWISE FOR E-MAIL COMMUNICATIONS, AND BORDERMANAGER AS A PROXY SERVER. (CNLV Contract No. C-4211)

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

13. APPROVAL TO PURCHASE A RIGHT-HAND DRIVE VEHICLE FOR THE PUBLIC WORKS MAINTENANCE OPERATIONS DIVISION FROM LEISURE EQUIPMENT, INC., IN THE AMOUNT OF \$26,800, USING A COMPETITIVE BIDDING EXCEPTION.

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason
NAYS: None
ABSTAIN: None

14. APPROVAL TO AMEND THE SOUTHERN NEVADA WATER AUTHORITY CAPITAL IMPROVEMENT PLAN TO ADD THE ACQUISITION OF ADDITIONAL WATER RESOURCES THROUGH ARIZONA GROUNDWATER BANKING, A NEW 2430 ZONE PUMPING STATION TO BE DESIGNED AND CONSTRUCTED WITH THE PREVIOUSLY APPROVED DECATUR 2538 PUMPING STATION, AND SEVERAL SMALL PROJECTS REQUIRED FOR WORK UNDER CONSTRUCTION. (CNLV Contract No. C-3640)

ACTION: APPROVED

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

15. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH POGGEMEYER DESIGN GROUP, INC., IN THE AMOUNT OF \$527,397, FOR THE CRAIG ROAD IMPROVEMENT PROJECT, PHASE II (COMMERCE STREET TO STATZ STREET). (CNLV Contract No. C-5047)

ACTION: APPROVED

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

16. VAC-13-01 (LOSEE ROAD ABANDONMENT), AN APPLICATION SUBMITTED

BY COYOTE LAND AND MANAGEMENT LLC, PROPERTY OWNER, TO VACATE A PORTION OF PREVIOUSLY DEDICATED LOSEE ROAD RIGHT-OF-WAY COMMENCING AT TONOPAH AVENUE AND LOSEE ROAD AND PROCEEDING SOUTH APPROXIMATELY 438 FEET TO AN UNDEVELOPED PARCEL OF LAND NORTH OF INTERSTATE 15. (SET PUBLIC HEARING FOR DECEMBER 19, 2001)

ACTION: PUBLIC HEARING SET FOR DECEMBER 19, 2001.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

17. APPEAL OF THE DECISION OF THE PLANNING COMMISSION REGARDING UN-72-01 (CHEYENNE MARKETPLACE), SUBMITTED BY CHET COX, TO CHANGE A CONDITION IN THE DESIGN STANDARDS REQUIRING A SIX-FOOT LANDSCAPE PLANTER ADJACENT TO THE BUILDING ON THE TWO STREET FRONTAGES AND 20 FEET OF PERIMETER LANDSCAPING ON AN APPLICATION FOR A USE PERMIT ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND CHEYENNE AVENUE TO ALLOW A CONVENIENCE STORE WITH GAS PUMPS AND A CARWASH IN A PUD, PLANNED UNIT DEVELOPMENT DISTRICT. (SET PUBLIC HEARING FOR DECEMBER 19, 2001)

ACTION: PUBLIC HEARING SET FOR DECEMBER 19, 2001.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

BUSINESS

18. APPROVAL OF A GENERAL OFF SALE LIQUOR LICENSE FOR THE FIESTA SUPERMARKET LOCATED AT 3210 EAST LAKE MEAD BOULEVARD, NORTH LAS VEGAS. (TABLED NOVEMBER 7, 2001)

Planning Manager Steve Baxter explained the item had been tabled from the previous meeting to allow Council time to consider the number of off-sale and on-sale liquor licenses in the subject area before making a decision. The list of existing establishments that had on or off-sale liquor licenses between Civic Center Drive and Pecos Road were as follows:

General On/Off Sales (Taverns/Casinos with a packaged liquor license in conjunction with on-sale liquor)

Messin Around Lounge	2740 E Lake Mead Blvd
Bighorn Casino	3016 E Lake Mead Blvd
Senor Hogg's Cantina	3100 E Lake Mead Blvd, Ste 11
Hank's Poo Bear Lounge	3508 E Lake Mead Blvd

General On Sale Liquor (Taverns/Casinos with On Sale Only)

The Gambler Casino	2501 E Lake Mead Blvd
El Herradero Bar	3402 E Lake Mead Blvd

General Off Sale Liquor (Packaged Liquor i.e. Supermarkets, Convenience & DrugStores)

Fiesta Supermarket	3210 E Lake Mead Blvd (Pending Status)
Quick Stop Market	3407 E Lake Mead Blvd
Rite Aid #6221	3485 E Lake Mead Blvd

Beer & Wine On Sale Liquor (Restaurants with a Beer & Wine On Sale Liquor License)

Tortas Mexico	2501 E Lake Mead Blvd, Ste C
El Taco Loco	3210 E Lake Mead Blvd (Pending Status)

Beer & Wine Off Sale Liquor (Convenience Stores)

Carniceria El Mexicano	2510 E Lake Mead Blvd
7-Eleven Store #29644A	2716 E Lake Mead Blvd
El Porvenir Market	3100 E Lake Mead Blvd, Ste 5 (Pending)
Rojas Produce	3424 E Lake Mead Blvd
7-Eleven Store #21850	3575 E Lake Mead Blvd

Mayor Montandon summarized there were a total of 16 establishments, including the pending liquor licenses for The Fiesta Market, the El Porvenir Market and the El Taco Loco in that one and a half mile area of Lake Mead Boulevard. The Fiesta Market had floor space greater than 6,000 square feet and the El Porvenir Market did not. Planning Manager Steve Baxter

clarified The Fiesta Market was a supermarket and the El Porvenir was a convenience store. Mayor Montandon asked what the requirements were for stores that were greater than 6,000 square feet. Mr. Baxter responded the requirement stated if supermarkets were to be granted a full liquor license, the minimum was 6,000 square feet. In the case of convenience stores, because of their relatively small size, they were only allowed beer and wine liquor licenses. Mayor Montandon clarified this item was for a full liquor license whereas Item No. 19 for the El Porvenir was for a beer and wine license only.

Councilwoman Smith stated now that Council was made aware of the situation, some review was necessary with regard to the requirements for issuing future liquor licenses. She felt it was unfair to single out those two applicants when the problem was area wide. She pointed out the requests were not for bars. She felt it was appropriate to move forward with both applications and direct staff to make recommendations for changes to the ordinance. She also suggested staff notify future applicants that Council would not be encouraging those types of uses in that area.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

19. APPROVAL OF A BEER & WINE OFF SALE LIQUOR LICENSE FOR THE EL PORVENIR MARKET LOCATED AT 3100 EAST LAKE MEAD BOULEVARD, SUITE 5, NORTH LAS VEGAS. (TABLED NOVEMBER 7, 2001)

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

ORDINANCES

INTRODUCTION ONLY

20. **ORDINANCE NO. 1562; 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-P FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LA MANEDA AVENUE AND SIMMONS STREET (ZN-31-00, SIMMONS PROFESSIONAL PLAZA) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (TABLED NOVEMBER 7, 2001) (SET FINAL ACTION FOR DECEMBER 5, 2001)**

Ordinance No. 1562 as introduced by the Assistant City Manager:

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-P FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LA MANEDA AVENUE AND SIMMONS STREET (ZN-31-00, SIMMONS PROFESSIONAL PLAZA) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 5, 2001.

21. **ORDINANCE NO. 1566; 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-1 TO C-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-37-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 5, 2001)**

Ordinance No. 1566 as introduced by the Assistant City Manager:

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-1 TO C-1 FOR

PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-37-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 5, 2001.

22. **ORDINANCE NO. 1567; 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-1 TO R-2 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-38-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 5, 2001)**

Ordinance No. 1567 as introduced by the Assistant City Manager:

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-1 TO R-2 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-38-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 5, 2001.

23. **ORDINANCE NO. 1568; AN ORDINANCE RELATING TO SUBDIVISIONS; ADDING A NEW SECTION 16.08.85 OF TITLE 16 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO PROVIDE A DEFINITION OF A CURVILINEAR STREET, ADDING AND DELETING WORDING IN THE FIRST PARAGRAPH OF 16.20.050 TO ALLOW THE TRAFFIC ENGINEER TO REVIEW AND APPROVE ALL TRAFFIC CIRCLES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR DECEMBER 5, 2001)**

Ordinance No. 1568 as introduced by the Assistant City Manager:

AN ORDINANCE RELATING TO SUBDIVISIONS; ADDING A NEW SECTION 16.08.85 OF TITLE 16 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO PROVIDE A DEFINITION OF A CURVILINEAR STREET, ADDING AND DELETING WORDING IN THE FIRST PARAGRAPH OF 16.20.050 TO ALLOW THE TRAFFIC ENGINEER TO REVIEW AND APPROVE ALL TRAFFIC CIRCLES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 5, 2001.

ORDINANCES

FINAL ACTION

24. **ORDINANCE NO. 1541; 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 PUD (ZN-25-01; ELKHORN/COMMERCE), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF ELKHORN ROAD AND COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 3; AMP-17-01) (CONTINUED FROM SEPTEMBER 19, OCTOBER 17, & NOVEMBER 7, 2001)**

Ordinance No. 1541 as introduced by the Assistant City Manager:

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 PUD (ZN-25-01; ELKHORN/COMMERCE), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF ELKHORN ROAD AND COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: WITHDRAWN AT THE REQUEST OF THE APPLICANT.

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

25. ORDINANCE NO. 1554; 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-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND SIMMONS STREET (ZN-22-99, SIMMONS MARKET PLACE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1554 as introduced by the Assistant City Manager:

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-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND SIMMONS STREET (ZN-22-99, SIMMONS MARKET PLACE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

26. ORDINANCE NO. 1555; 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-1 TO C-2 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CRAIG ROAD AND REVERE STREET (ZN-36-01; J.R. PROPERTIES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1555 as introduced by the Assistant City Manager:

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-1 TO C-2 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CRAIG ROAD AND REVERE STREET (ZN-36-01; J.R. PROPERTIES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Kit Graski, 1900 East Flamingo Road, Suite 180, Las Vegas, represented the applicant and stated they were in concurrence with staff and Planning Commission recommendations.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

27. ORDINANCE NO. 1556; 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 R-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LAWRENCE STREET (ZN-37-01, THE CANYONS II) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1556 as introduced by the Assistant City Manager:

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 R-1 FOR

PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LAWRENCE STREET (ZN-37-01, THE CANYONS II) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Amber Dolce, 6763 West Charleston Boulevard, Las Vegas, represented the applicant and stated they concurred with staff and Planning Commission recommendations.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

28. ORDINANCE NO. 1557; 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 R-2 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND BRUCE STREET (ZN-38-01, CENTEX HOMES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1557 as introduced by the Assistant City Manager:

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 R-2 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND BRUCE STREET (ZN-38-01, CENTEX HOMES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith,
Buck and Eliason
NAYS: None
ABSTAIN: None

29. ORDINANCE NO. 1558; 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 R-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND BRUCE STREET (ZN-39-01, THE CANYONS I) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1558 as introduced by the Assistant City Manager:

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 R-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND BRUCE STREET (ZN-39-01, THE CANYONS I) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

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

30. ORDINANCE NO. 1559; 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 C-1 TO R-1 FOR PROPERTY GENERALLY LOCATED WEST

OF COMMERCE STREET, APPROXIMATELY 260 FEET NORTH OF CAREY AVENUE (ZN-40-01, CAREY LANDING) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1559 as introduced by the Assistant City Manager:

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 C-1 TO R-1 FOR PROPERTY GENERALLY LOCATED WEST OF COMMERCE STREET, APPROXIMATELY 260 FEET NORTH OF CAREY AVENUE (ZN-40-01, CAREY LANDING) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Mayor Pro Tempore Robinson stated the aggressive role taken by the North Las Vegas Housing Authority to purchase this property and build single family homes was commendable.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

31. ORDINANCE NO. 1560; 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 R-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF HAMMER LANE AND DORIS STREET (ZN-41-01, WASHBURN AND BRUCE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1560 as introduced by the Assistant City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF

NORTHLAS VEGAS MUNICIPAL CODE BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO R-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF HAMMER LANE AND DORIS STREET (ZN-41-01, WASHBURN AND BRUCE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

32. ORDINANCE NO. 1561; 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-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CRAIG ROAD AND DECATUR BOULEVARD (ZN-05-98, WALGREENS) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1561 as introduced by the Assistant City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTHLAS VEGAS MUNICIPAL CODE BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO C-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CRAIG ROAD AND DECATUR BOULEVARD (ZN-05-98, WALGREENS) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason
NAYS: None
ABSTAIN: None

33. ORDINANCE NO. 1563; 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 AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND REVERE STREET (ZN-24-01 CENTENNIAL AND REVERE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1563 as introduced by the Assistant City Manager:

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 AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND REVERE STREET (ZN-24-01 CENTENNIAL AND REVERE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: CONTINUED TO THE MEETING OF DECEMBER 5, 2001

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

34. ORDINANCE NO. 1565; 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-A/R-2 TO PUD (ZN-42-01, YALE

SENIOR APARTMENTS); FOR PROPERTY LOCATED SOUTH OF TONOPAH AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1565 as introduced by the Assistant City Manager:

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-A/R-2 TO PUD (ZN-42-01, YALE SENIOR APARTMENTS); FOR PROPERTY LOCATED SOUTH OF TONOPAH AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

APPOINTMENT

35. APPOINTMENT OF A MEMBER TO THE PARKS AND RECREATION ADVISORY BOARD TO EXPIRE DECEMBER 31, 2005.

ACTION: TABLED TO THE MEETING OF DECEMBER 5, 2001.

MOTION: Councilman Buck

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

COUNCIL ITEMS

Councilwoman Smith requested a review of the Nevada Open Meeting Law regarding requests to speak made by the public.

CITY COUNCIL BOARD UPDATES

C Las Vegas Convention & Visitors Authority

Mayor Montandon reported the Board had discussed rates for rental space at the Convention Center. He commented the rates were more than a competitive rental rate issue. It became a public policy issue as the Convention Authority's role has changed over the years. He stated the role of the Convention and Visitors Authority had to be constantly reviewed. The current rate was \$.20 per square foot. The new rate will be \$.25 per square foot.

C Clark County District Board of Health

No report given.

C Southern Nevada Regional Planning Coalition

No report given.

C Clark County Regional Transportation Commission

Councilman Buck stated the RTC won an electronic media award on Hispanic television for the Club Ride commercial series. Jacob Snow reported the RTC had been successful in gaining additional funding for the strip monorail project. There would be a reimbursement to the Las Vegas Monorail for additional design costs for a switching device.

C Clark County Regional Flood Control District

No report given.

C North Las Vegas Housing Authority

Mayor Pro Tempore Robinson stated approximately 60 homes would be built on Carey Avenue and a senior complex would be built in the area of the Housing Authority that would help the revitalization of the area. Mayor Pro Tempore Robinson commended Don England and his staff for their aggressiveness to see the projects to completion. He further commented the Housing Authority was still in negotiations for the Thunderbird Apartments.

C Southern Nevada Water Authority

Councilman Buck stated the Water Authority would be purchasing power to 2015. The Capital Improvement Plan was amended to include the contracts entered into with Arizona Water Banking for the additional water rights.

C Colorado River Commission

Councilman Buck stated the Colorado River Commission was the entity purchasing the power for the Southern Nevada Water Authority.

C Nevada Development Authority

No report given.

C Debt Management Commission

No report given.

CITY MANAGER'S REPORT

There was no report.

PUBLIC FORUM

Mike Thomas spoke of items placed on the Consent Agenda and Open Meeting Law specifics.

Mike Winne spoke of alleged Open Meeting Law violations and impending litigation.

Mayor Montandon recessed the meeting at 4:45 p.m.

Mayor Pro Tempore Robinson reconvened the meeting at 7:00 p.m. Mayor Montandon and Councilman Buck did not return to chambers.

PUBLIC HEARINGS - 7:00 P.M.

4. PUBLIC HEARING-SPECIAL IMPROVEMENT DISTRICT NO. 58, CRAIG ROAD FROM DECATUR BOULEVARD TO COMMERCE STREET.

Mayor Pro Tempore Robinson opened the Public Hearing.

Public Works Director Jim Bell explained it was recognized Craig Road had been a project the City desired to build for a very long time. The project combined Special Improvement District funding from the frontage properties as well as Regional Transportation Commission which supplied the majority of the funds. The actions regarding Agenda Item Nos. 4, 5, and 6 would provide for the dispensing of protests and introduce an ordinance for the final assessment roll.

Randy Cagle, Property Manager, summarized the purpose of the Public Hearing was to give the public the right to voice their concerns regarding the final assessment district for Craig Road. All the property owners had been notified by certified mail and a notice was published in the newspaper as well. The assessment roll represented the cost as bid by the contractor awarded the project. On May 2, 2001, City Council held a Public Hearing regarding the preliminary assessment roll. At the meeting, several property owners expressed their desire to include additional improvements as part of the SID. Staff had met with the owners and included the additional requests. Property owners, Marilyn and Mary Kay Robinson protested the proposed assessment stating the improvements did not benefit the land they owned. Consequently, staff hired Lubawy and Associates to prepare appraisals on the three parcels owned by the Robinsons. A copy of those appraisals were submitted to the Office of the City Clerk for filing. The purpose of the appraisals were to estimate the amount of special benefits derived from the assessment district. The amount the appraiser stated were special benefits was more than the assessments levied against those parcels. That met the requirements of NRS that stated the assessments could not exceed the estimate of maximum benefit.

In addition, a parcel owned by Donna Tucker was under condemnation action. The action reduced the frontage on her parcel from 155 feet to 118 feet. A revised assessment had been calculated and submitted to the City Clerk. Also, a letter was faxed to the attorney representing Mrs. Tucker. The revised amount had satisfied their concern. Mr. Cagle stated no other complaints had been filed.

Fred Sadri, 2827 South Monte Cristo, Las Vegas, complained the meeting was held one day before a major holiday and should have been scheduled to a different date. He stated he had contacted the Public Works Department regarding his assessments but did not receive a response. He stated initially, he was told the interest on his assessed property would be 4 to 5 percent but felt it was actually 10 percent. He believed the City was abusing his property rights.

Mr. Cagle responded several staff members had contacted Mr. Sadri. Mr. Cagle stated his main complaint was some of the items the contractor was charging the City were excessive. Mr. Cagle explained the bidding process identified the overall lowest bid. When SID calculations were completed, the amount charged by the contractor was the amount that was passed on to the individual property owners assessed.

Mayor Pro Tempore Robinson questioned the comments made regarding the 10 percent interest rate. Mr. Cagle responded according to the records he received, when the bonds were sold, the interest rate was anticipated to be approximately 5.5 percent. Finance Director Vytas Vaitkus stated it was unknown at that time what the interest rate would be when the bonds were sold. It was anticipated the bonds would be sold in January and would be purchased by the lowest bidder. Finance Director Vaitkus preferred not to speculate on what the interest rate would be but felt comfortable it would not be as high as 10 percent. Public Works Director Jim Bell reiterated the majority of the costs were funded by the Regional Transportation Commission with only a small portion of the costs being funded by the property owners.

Mayor Pro Tempore Robinson closed the Public Hearing.

ACTION: PUBLIC HEARING HELD

5. RESOLUTION NO. 2215; A RESOLUTION CONCERNING CITY OF NORTH LAS VEGAS; NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON THE ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL.

Resolution No. 2215 as introduced by the Assistant City Manager:

A RESOLUTION CONCERNING CITY OF NORTH LAS VEGAS; NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON THE ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL.

Public Works Director Jim Bell explained there were some changes to the Resolution. Property Manager Randy Cagle explained because of the change to the parcel owned by

Donna Tucker, the total assessed amount was changed to \$2,569,468.08. The revised assessment for Mrs. Tucker was also changed to \$23,578.41.

Councilman Eliason stated he wanted further review of the underground power issue and would not be supporting the SID.

Councilwoman Smith stated the City also desired the power lines to be placed underground but the issue was the City could not afford it and could potentially lose funding if the SID did not move forward. She also commented that delaying the project would cause hardships to those who traveled on Craig Road in the interim. She voiced her desire to move forward on the item.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Council Members Smith

NAYS: Councilman Eliason

ABSTAIN: None

City Clerk Eileen M. Sevigny explained it was necessary to have three votes for approval in order for the resolution to pass. Therefore, the motion failed for the lack of a majority.

Councilwoman Smith made a motion to reconsider.

ACTION: RECONSIDER PREVIOUS ACTION

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Council Members Smith, Councilman Eliason

NAYS: None

ABSTAIN: None

Assistant City Manager Gregory Rose questioned what the results of a delay would be on the project. Public Works Director Jim Bell responded a delay would place a hardship on the community. If the SID was not approved, the present contract would be terminated and the private property improvements would be removed. It was possible the cost of removing those private properties from the project would be borne by the City. Mr. Bell stated if the assessments were not made, the City would be forced to improve the road at a higher cost with incomplete improvements which would affect safety and the capacity of the roadway. Mr. Bell commented the traffic growth was over 20 percent per year and the delay would cause

a severe impact on the capacity of Craig Road.

Mayor Pro Tempore Robinson asked the consequences of delaying action on the resolution to the City Council meeting on December 5, 2001. Mr. Bell responded the interim funding costs would be charged as a penalty to the City if action was delayed on the resolution.

Bob Borgersen, 4751 Possum Berry, North Las Vegas, stated he was in favor of the underground power lines as they would be more aesthetically pleasing. He stated the additional funding should not be a concern as future improvements would be more expensive.

Mayor Pro Tempore Robinson stated it was possible the City would lose the funding for the entire project if it was delayed and the issue of underground power lines could be explored at a later date.

Mayor Pro Tempore Robinson asked what the ramifications of the tabling would have on the project. Public Works Director Jim Bell explained if the intent of tabling was to include underground power lines in the project, there was no funding available. The additional funding would total over \$14 million for the power lines alone. The project would not be built. If the intent was to build the project without the special improvement district, the changes would cost the City additional funds to alter, or terminate the existing contract and would produce an incomplete project. The project would not be completed in the foreseeable future. Mr. Bell explained the funds the City would receive from the Regional Transportation Commission were very limited and would not cover underground power lines. Mayor Pro Tempore Robinson asked when the funds would become unavailable. Mr. Bell responded the City was in competition for the funds with other entities in the valley and the City was in a position to use the funds immediately. Mr. Bell recommended if Council chose not to support the special improvement district, the City pay the Regional Transportation Commission portion to build an incomplete road that would eliminate at least one travel lane.

Mayor Pro Tempore Robinson asked how long it would take to call a special meeting to reconsider the resolution. Mr. Cagle responded he would contact the City's attorney to determine if statutory requirements would be met regarding newspaper publication and certified mailings to announce the item. Because the funding would be delayed, the City might consider changing the assessments to cover incurred costs for interim financing.

Councilwoman Smith stated the delay was frustrating for those who routinely drove on Craig Road. She commented that worse than the overhead power lines was the loss of lanes and the curves in the road. She felt it was a dangerous road in its present condition and felt it was not prudent to lose the entire project over an aesthetic issue such as underground power lines. Councilwoman Smith questioned whether Councilman Eliason would reconsider his position. Councilman Eliason stated he was firm in his decision.

ACTION: TABLED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Pro Tempore Robinson, Council Members Smith, Councilman Eliason

NAYS: None

ABSTAIN: None

6. **ORDINANCE NO. 1564; AN ORDINANCE CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); ASSESSING THE COST OF STREET IMPROVEMENTS AGAINST THE ASSESSABLE TRACTS OF LAND BENEFITTED BY THE IMPROVEMENTS; DESCRIBING THE MANNER OF THE COLLECTION AND PAYMENT OF THE ASSESSMENTS; AND OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF. (SET FINAL ACTION FOR DECEMBER 5, 2001)**

Ordinance No. 1564 as introduced by the Assistant City Manager:

AN ORDINANCE CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); ASSESSING THE COST OF STREET IMPROVEMENTS AGAINST THE ASSESSABLE TRACTS OF LAND BENEFITTED BY THE IMPROVEMENTS; DESCRIBING THE MANNER OF THE COLLECTION AND PAYMENT OF THE ASSESSMENTS; AND OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Public Works Director Jim Bell explained this was the instrument needed to secure the bond funding necessary to pay for the special improvement district.

Property Manager Randy Cagle pointed out the revised assessed amount on benefitted lots was \$2,569,468.08.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 5, 2001.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:25 P.M.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith,
Buck and Eliason

NAYS: None

ABSTAIN: None

APPROVED: December 5, 2001

/s/ Michael L. Montandon
Mayor Michael L. Montandon

Attest:

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