

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

April 21, 2004

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

CITY COUNCIL MEETING

CALL TO ORDER

6:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

COUNCIL PRESENT

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

STAFF PRESENT

City Manager Gregory Rose	Parks & Recreation Director Michael Henley
Assistant City Manager Dan Tarwater	Acting Planning Manager Marc Jordan
City Attorney Sean McGowan	Acting Community Development Director Kenny Young
Acting City Clerk Karen L. Storms	Assistant Police Chief Joe Forti
Human Resources Director Vince Zamora	Recreation Manager Jim Stritchko
Public Works Director Jim Bell	Assistant to the City Manager Brenda Johnson
Planning and Zoning Director Jory Stewart	Special Projects Analyst Kimberly McDonald
Acting Utilities Director David Bereskin	Deputy City Attorney Jim Lewis
Finance Director Phil Stoeckinger	Sr. Deputy City Clerk Jo Ann Lawrence
Strategic Planning Director Eric Dabney	Deputy City Clerk Julie A. Shields
Detention Center Chief Ken Ellingson	
Fire Chief Jim Stubler	

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
Acting City Clerk

INVOCATION

Pastor Kevin Odor
Canyon Ridge Christian Church

PLEDGE OF ALLEGIANCE

Councilman Robert L. Eliason

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF APRIL 21, 2004.

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 AND 32 WITHDRAWN WITHOUT PREJUDICE, ITEM NO. 10 PULLED FROM CONSENT FOR DISCUSSION

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

CONSENT AGENDA

8. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF FEBRUARY 18, 2004.

ACTION: APPROVED

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

9. APPROVAL OF SPECIAL CITY COUNCIL STUDY SESSION MINUTES OF MARCH 3, 2004.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

Item No. 10 pulled from consent agenda for discussion.

11. APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH PARDEE HOMES TO PROVIDE FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ANN ROAD AND ALLEN LANE IN THE AMOUNT OF 1.6% OF THE TOTAL COST OR \$6,748; ANN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919 FOR FIESTA DEL CENTRO RESIDENTIAL SUBDIVISION LOCATED ON THE NORTHEAST CORNER OF ANN ROAD AND ALLEN LANE.

ACTION: APPROVED

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

12. APPROVAL OF SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) APPORTIONMENT REPORT NOS. 5R, 6R AND 7R, BASED UPON THE SUBDIVISION OF LAND INTO NUMEROUS PARCELS NECESSITATING THE APPORTIONMENT OF THE ASSESSMENT ON WHICH AN IMPROVEMENT IS LEVIED.

ACTION: APPROVED

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

13. **APPEAL, SUBMITTED BY KATHRYN GRIDER, ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-18-04 (CRAIG & LAMB); AN APPLICATION SUBMITTED BY VEGAS INDUSTRIAL DEVELOPMENT, LLC, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN LAND USE ELEMENT TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL AND INDUSTRIAL TO HDR, HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED SOUTH OF CRAIG ROAD APPROXIMATELY 380 FEET WEST OF LAMB BOULEVARD. (SET PUBLIC HEARING FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 14, ZN-19-04)**

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

14. **APPEAL, SUBMITTED BY KATHRYN GRIDER, ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-19-04 (CRAIG & LAMB); AN APPLICATION SUBMITTED BY VEGAS INDUSTRIAL DEVELOPMENT, LLC, FOR A RECLASSIFICATION OF PROPERTY FROM C-2, GENERAL COMMERCIAL AND M-2, GENERAL INDUSTRIAL, TO R-3, MULTI-FAMILY RESIDENTIAL ON PROPERTY GENERALLY LOCATED SOUTH OF CRAIG ROAD APPROXIMATELY 380 FEET WEST OF LAMB BOULEVARD. (SET PUBLIC HEARING FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 13, AMP-18-04)**

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

15. **AMP-22-04 (VERONICA VALENTINE); AN APPLICATION SUBMITTED BY VERONICA VALENTINE ON BEHALF OF RAMONIA BELL, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR LOW DENSITY RESIDENTIAL TO OFFICE, ON PROPERTY LOCATED AT 2501 TAYLOR AVENUE. (SET PUBLIC HEARING FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 27, ORDINANCE NO. 1962, ZN-25-04)**

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

16. **AMP-23-04 (ROME & DARLING); AN APPLICATION SUBMITTED BY AMLAND DEVELOPMENT GROUP, LLC, ON BEHALF OF THE CHARLES L. RUTHE SEPARATE PPTY TR., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL TO HDR HIGH DENSITY RESIDENTIAL, ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF ROME BOULEVARD AND GOLDFIELD STREET. (SET PUBLIC HEARING FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 28, ORDINANCE NO. 1963, ZN-26-04)**

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

17. VAC-10-04 (BRUCE & HAMMER); AN APPLICATION SUBMITTED BY CENTEX HOMES ON BEHALF OF ARAWAY, LTD., PROPERTY OWNER, TO VACATE DORIS STREET BETWEEN HAMMER LANE AND ANN ROAD, AND TO VACATE STEPHEN DRIVE COMMENCING AT DORIS STREET AND PROCEEDING WEST APPROXIMATELY 385 FEET. (SET PUBLIC HEARING FOR MAY 19, 2004) (ASSOCIATED ITEM NO. 29, ORDINANCE NO. 1964, ZN-22-04)

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

10. APPROVAL OF PRIVILEGED LICENSE: (EXHIBIT A)

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
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CHANGE OWNER - LIQUOR

1. El Rincon, LLC Hermes R. Mejia, Owner	LIQUOR	General On & Off Sales
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DBA: El Rincon Nayarita
1820 E. Lake Mead Blvd., Ste. J
North Las Vegas, Nevada

Police Investigation Completed
Former Owner: Charrana Inc (Juan Para Perez, Pres)

PENDING FINAL BUILDING & FIRE APPROVALS

Mayor Montandon questioned why the item was to be pulled. Councilman Eliason answered he had requested the item be pulled and asked the applicant to come forward.

Marina Kolas, 601 East Charleston Boulevard, Las Vegas, Nevada 89104, appeared on behalf of her client Hermes R. Mejia.

Councilman Eliason questioned Ms. Kolas if the new owner intended to use the same operators the previous owner had used. She responded yes, the current management would remain. Councilman Eliason expressed concern that a similar episode could occur such as the recent violent incident in the bar's parking lot. He added the City would not tolerate continued violent incidents originating from liquor establishments within the City. Ms. Kolas stated Mr. Mejia had cooperated with the North Las Vegas Police Department, he did not want further violent incidents to occur on the property. Councilman Eliason reminded Ms. Kolas the establishment's license was a privileged license.

Mayor Pro Tempore Robinson questioned if the establishment had on site security. Ms. Kolas responded yes, the establishment had on site security.

ACTION: APPROVED

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

BUSINESS

18. **APPROVAL TO ACCEPT THE COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$1,696,429 (\$1,272,322 FEDERAL FUNDS; \$424,107 MATCHING FUNDS) TO PURCHASE COMMUNICATIONS EQUIPMENT FOR THE POLICE, DETENTION AND FIRE DEPARTMENTS FOR INTEROPERABILITY WITHIN THE COMMUNITY WITH A LIFE CYCLE THROUGH AUGUST 31, 2005 BY AUTHORIZING THE MAYOR TO SIGN THE INTERLOCAL AGREEMENT WITH THE CITY OF LAS VEGAS. (CNLV CONTRACT NO. C-5654)**

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 PROFESSIONAL DESIGN SERVICES AGREEMENT WITH FIELDING AND PARTNERS IN AN AMOUNT NOT TO EXCEED \$52,000 FOR THE CITY OF NORTH LAS VEGAS JUSTICE FACILITY, TO DEVELOP SPECIFICATIONS FOR EITHER BIDDING OR SOURCING PRODUCTS VIA OTHER GOVERNMENT CONTRACTS, PREPARE LAYOUTS, AND PROVIDE INSTALLATION MANAGEMENT, USING A COMPETITIVE BIDDING EXCEPTION PER NRS 332.115 (B). (CNLV CONTRACT NO. C-5655)**

ACTION: APPROVED

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

20. **APPROVAL OF A LAND LEASE AGREEMENT WITH MOUNTAIN UNION TELECOM, LLC TO CONSTRUCT A CELL FACILITY AT DEER SPRINGS RESERVOIR LOCATED AT DEER SPRINGS WAY AND DECATUR BOULEVARD, FOR A FIVE YEAR TERM WITH FOUR OPTIONAL TERMS OF FIVE YEARS EACH, AND AN ANNUAL INCOME OF \$12,000, WITH A TWO PERCENT INCREASE PER YEAR; ADDITIONAL CARRIERS ALLOWED ON THE FACILITY WILL INCREASE THE RENT BY AN ADDITIONAL \$150 PER MONTH, WITH THE SAME ANNUAL TWO PERCENT INCREASE. (CNLV CONTRACT NO. C-5656)**

ACTION: APPROVED

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

21. **APPROVAL OF A LAND LEASE AGREEMENT WITH MOUNTAIN UNION TELECOM, LLC TO CONSTRUCT A CELL FACILITY AT SEASTRAND PARK, LOCATED AT CAMINO AL NORTE AND CENTENNIAL PARKWAY FOR A FIVE YEAR TERM WITH FOUR OPTIONAL TERMS OF FIVE YEARS EACH, AND AN ANNUAL INCOME OF \$12,000, WITH A TWO PERCENT INCREASE PER YEAR; MOUNTAIN UNION TELECOM WILL CONSTRUCT AS PART OF THEIR BUILDING AN AREA FOR CITY USE AND FUNDING FOR THE PURCHASE OF TWO REMOTE CONTROLLED SCOREBOARDS. (CNLV CONTRACT NO. C-5657)**

Councilman Buck questioned Public Works Director Jim Bell regarding the placement of the cell facility and if the park's flagpole would be moved. Director Bell replied yes, adjustments would be made but, the cell facility would be aesthetically compatible with the park.

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

22. **APPROVAL TO AWARD THE CONSTRUCTION CONTRACT FOR BID NO. 1160, THE PAVEMENT REHABILITATION PROGRAM - FY2003/04, INCLUDING ADDITIVE ALTERNATE NOS. 1, 2, 3, 4 AND 5, IN THE AMOUNT OF \$2,154,171.30 TO SOUTHERN NEVADA PAVING, INC. (CNLV CONTRACT NO. C-5658)**

ACTION: APPROVED

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

23. APPROVAL OF THE FIRST SUPPLEMENTAL INTERLOCAL CONTRACT (NLV.14.B.03) FOR THE TRIBUTARY TO THE WESTERN TRIBUTARY AT ALEXANDER ROAD PROJECT WITH CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT INCREASING FUNDING FOR CONSTRUCTION AND CONSTRUCTION MANAGEMENT IN THE AMOUNT OF \$1,448,595 FOR A TOTAL AMOUNT NOT TO EXCEED \$8,197,645. (CNLV CONTRACT NO. C-5567)

Councilwoman Smith disclosed her husband worked for Rinker Hydroconduit which may be a subcontractor for the project. She felt the association would not affect her ability to vote on the item.

ACTION: APPROVED

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

24. RESOLUTION NO. 2290; A RESOLUTION OF INTENT OF THE CITY OF NORTH LAS VEGAS ORDERING THE PREPARATION OF PRELIMINARY PLANS AND THE ASSESSMENT PLAT FOR THE PROPOSED ASSESSMENT DISTRICT NO. 61.

Resolution No. 2290 as introduced by the City Manager:

A RESOLUTION OF INTENT OF THE CITY OF NORTH LAS VEGAS ORDERING THE PREPARATION OF PRELIMINARY PLANS AND THE ASSESSMENT PLAT FOR THE PROPOSED ASSESSMENT DISTRICT NO. 61.

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

PUBLIC HEARINGS - 6:15 P.M.

2. **AMP-60-03 (TROPICAL & LAWRENCE); AN APPLICATION SUBMITTED BY CENTEX HOMES ON BEHALF OF AMERICAN CARE GROUP, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OS, OPEN SPACE TO LDR, LOW DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF EL CAMPO GRANDE AVENUE AND LAWRENCE STREET. (CONTINUED DECEMBER 17, 2003 AND FEBRUARY 18, 2004) (ASSOCIATED ITEM NO. 32, ORDINANCE NO. 1913, ZN-107-03)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

3. **APPEAL, SUBMITTED BY STEVE BAXTER, ACTING DEVELOPMENT SERVICES DIRECTOR FOR THE CITY OF NORTH LAS VEGAS, OF THE PLANNING COMMISSION'S DECISION TO APPROVE UN-84-03 (SILVER STATE HELICOPTERS); AN APPLICATION SUBMITTED BY SILVER STATE HELICOPTERS ON BEHALF OF STEVE L. GILBERT, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW A HELIPORT ON PROPERTY LOCATED AT 500 EAST CHEYENNE AVENUE. (CONTINUED FEBRUARY 4 AND MARCH 3, 2004)**

Mayor Montandon opened the Public Hearing.

City Manager Rose stated Staff had received additional information since the Planning Commission had considered the item. Staff felt the Planning Commission had acted properly and satisfied Staff's concern with the legality of their decision.

Mayor Montandon questioned City Manager Rose if Staff had the information in their possession. City Manager Rose replied the City Clerk had the affidavits that addressed the issue of grand fathering the facility as well as a letter from the owner that listed the conditions they had agreed to operate under. The conditions were as followed:

1. That UN-84-03 is site-specific and non-transferable.
2. That a merger and re-subdivision map be recorded to consolidate the three parcels prior to application of a building permit.
3. That a 24" x 36" and an 8-1/2" x 11" site plan be submitted for the UN-84-03 file that clearly indicates exactly where the touchdown area, peripheral area, approach and departure paths (curved and/or straight) and associated apparatus would be located. All applicable and related vertical information shall be provided on the site plan including, but not limited to terrain elevations, building heights and structures within 500 feet of the proposed site. The site plan shall be submitted prior to application of a building permit or business license, whichever occurs first.
4. That, per 14 CFR Part 157, the applicant must file Federal Aviation Administration (FAA) Form 7480-1, "Notice of Landing Area Proposal" with the FAA, and comply with all heliport planning report requirements described in Table 30.44-1 "Heliport" of the Clark County Unified Development Code.
5. That all touchdown areas, peripheral areas, approach and departure paths be paved. Gravel or unpaved surfaces shall not be permitted.
6. That the applicant comply with all FAA heliport regulations.
7. That arriving and departing helicopters shall not fly over the North Las Vegas Municipal Golf Course.
8. That the following right of way dedications are required:
 - a. An additional 10' of right of way for North 5th Street
 - b. 54' radius at the corner of North 5th and Cheyenne Avenue
 - c. Right of way for a CAT bus turn-out on North 5th near Cheyenne Avenue
9. That failure to comply with any of the above-listed conditions shall render UN-84-03 null and void and shall warrant a revocation of the Business License for the subject site.

Mayor Montandon closed the Public Hearing.

ACTION: WITHDRAWAL OF APPEAL ACCEPTED; UN-84-03 APPROVED

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

4. **AMP-14-04 (ALIANTE PARCEL 16); AN APPLICATION SUBMITTED BY KB HOME NEVADA, INC., ON BEHALF OF NORTH VALLEY ENTERPRISES, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO EXTEND VALLEY DRIVE COMMENCING AT ROME BOULEVARD AND PROCEEDING SOUTH TO THE 215 BELTWAY. (ASSOCIATED ITEM NO. 5, VAC-07-04)**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated AMP-14-04 addressed an alignment issue and facilitates access north of the 215 Beltway. The roadway did not connect with the Beltway but would provide local access.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

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

5. **VAC-07-04 (ALIANTE PARCEL 16); AN APPLICATION SUBMITTED BY KB HOME NEVADA, INC., ON BEHALF OF NORTH VALLEY ENTERPRISES, LLC, PROPERTY OWNER, TO VACATE A PORTION OF AVIARY WAY COMMENCING APPROXIMATELY 530 FEET SOUTH OF DEER SPRINGS WAY AND PROCEEDING SOUTH APPROXIMATELY 100 FEET. (ASSOCIATED ITEM NO. 4, AMP-14-04)**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated VAC-07-04 would provide a minor adjustment to the original alignment of the streets in the Aliante subdivision. A small curved area would be eliminated and repositioned.

Mayor Montandon closed the Public Hearing.

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

6. VAC-05-04 (CENTENNIAL MARKETPLACE); AN APPLICATION SUBMITTED BY FOCUS COMMERCIAL GROUP, PROPERTY OWNER, TO VACATE A PORTION OF SAN MATEO STREET COMMENCING AT CENTENNIAL PARKWAY AND PROCEEDING NORTH APPROXIMATELY 930 FEET, AND A VACATION OF CENTENNIAL PARKWAY BETWEEN SAN MATEO STREET AND DECATUR BOULEVARD.

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated this remnant of Centennial Parkway was no longer accessible because of the 215 Beltway. VAC-05-04 would remove portions of the unusable roadway.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: Councilwoman Smith

ABSTAIN: None

7. **VAC-08-04 (GEYSER PEAK 3); AN APPLICATION SUBMITTED BY PERMA-BILT ON BEHALF OF LANCELOT TROPICAL, LLC, PROPERTY OWNER, TO VACATE THE EASTERLY 30 FEET OF RIGHT-OF-WAY FOR CAMBRIDGE STREET COMMENCING AT HAMMER LANE AND PROCEEDING NORTH APPROXIMATELY 950 FEET.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated a previous vacation existed for the western side of Cambridge Street and VAC-08-04 would vacate the eastern side.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

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

BUSINESS (cont.)

25. **RESOLUTION NO. 2291; A RESOLUTION ESTABLISHING THE CITY'S STATE LEGISLATIVE PLATFORM FOR THE 2005 NEVADA STATE LEGISLATURE.**

Resolution No. 2291 as introduced by the City Manager:

A RESOLUTION ESTABLISHING THE CITY'S STATE
LEGISLATIVE PLATFORM FOR THE 2005 NEVADA STATE
LEGISLATURE.

Special Projects Analyst Kimberly McDonald reported the Legislative Affairs Committee (LAC) had completed its first task with the creation of a list of recommendations suggesting legislative proposals for the 2005 State platform. The list would be ready for the upcoming legislative session.

Ms. McDonald stated the City Council had adopted a State Legislative Platform for the years 1999, 2001, and 2003 Legislative Sessions. She had conferred with Department Directors at the completion of the 2003 Legislative Session regarding proposed legislative initiatives for the 2005 Legislative Session.

The Legislative Platform had been reformatted. The first recommendation incorporated four proposed "priority" Bill Draft Requests (BDR) as recommended by the LAC and incorporated two proposed "support" Legislative initiatives for recommendation to the Nevada League of Cities and Municipalities 2005 Legislative Package. Also, the document served as the City's guidance document with the advocacy position statements on various issues such as: community development, redevelopment, land use, zoning, employee relations, elections, the Open Meeting Law, environmental quality, finance and taxation, housing, public safety, public works, building and construction, regional issues, tort, telecommunications and transportation.

The four priority BDR's included the Consolidated Tax Distribution Formula, changes to the City Charter, red light cameras at major intersections and the decrease time in restriction for unclaimed property in the police evidence vault.

Ms. McDonald requested the Council direct and grant City Manager Rose the authority to pursue an equitable resolution with regard to the consolidated tax distribution with the affected entities before pursuing the proposed consolidated tax BDR.

The suggested changes to the City Charter would allow for flexibility for ordinance introductions. The current Charter stated that once an ordinance was introduced, it must be acted and/or voted upon at the next scheduled City Council meeting. The LAC would like to be able to address the ordinance at least two scheduled City Council meetings after the introduction phase to allow for additional time to examine various issues and properly notify the public.

The LAC would like to conduct a two year pilot study within Clark County to implement the red light cameras at high traffic and high accident intersections in the City of North Las Vegas. The goal would be a deterrent to the running of red lights and to save lives. Red light camera legislation had been proposed but did not survive the entire legislative process but had been supported Nevada Association of Sheriffs and Chiefs. The LAC was seeking the support of the Attorney General as well as the Metropolitan Police Department.

The remaining priority BDR would decrease the time restriction for unclaimed property in the police evidence vault from 90 days to 60 days. An overcrowding issue existed in the vault that could be eliminated by changing the time restriction.

The two recommended legislative initiatives included empowering the Library District the ability to sell, swap or transfer donated land. The current law stated the Library District could manage the land. The remaining initiative would enable language and/or designate City facilities and locations for voter registration. The two recommended legislative initiatives would be suggested to the Nevada League of Cities and Municipalities.

The LAC would like to submit all the recommendations to the Legislative Counsel Bureau between May through June, 2004 and in advance of the September 1st deadline.

Ms. McDonald, as a representative of the LAC, would recommend the City Council pass and adopt Resolution No. 2291, the four "priority" BDR's and the two "support" legislative initiatives for preparation of submittal to the 2005 Nevada State Legislature.

Councilwoman Smith questioned Ms. McDonald with regards to the posting of election information in a timely manner. Ms. McDonald replied the LAC would followup with the Secretary of State and it had not been included in the BDR recommendations for that reason.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

ORDINANCES **INTRODUCTION ONLY**

26. **ORDINANCE NO. 1961; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS RELATING TO ZONING (ZOA-02-04); ADDING SECTIONS 17.24.140 (B)(2)(D) AND 17.24.020(C)(12)(D) TO ALLOW GARAGE CONVERSIONS IN THE R-E, RANCH ESTATES, AND THE R-EL, RANCH ESTATES LIMITED DISTRICTS WITH A CONCURRENT APPLICATION FOR ANOTHER GARAGE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MAY 5, 2004)**

Ordinance No. 1961 as introduced by the Acting City Clerk:

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS RELATING TO ZONING (ZOA-02-04); ADDING SECTIONS 17.24.140 (B)(2)(D) AND 17.24.020(C)(12)(D) TO ALLOW GARAGE CONVERSIONS IN THE R-E, RANCH ESTATES, AND THE R-EL, RANCH ESTATES LIMITED DISTRICTS WITH A CONCURRENT APPLICATION FOR ANOTHER GARAGE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

27. **ORDINANCE NO. 1962; 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-1, SINGLE-FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-25-04, VERONICA VALENTINE), FOR PROPERTY LOCATED AT 2501 TAYLOR AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 15, AMP-22-04)**

Ordinance No. 1962 as introduced by the Acting City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-25-04, VERONICA VALENTINE), FOR PROPERTY LOCATED AT 2501 TAYLOR AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

28. **ORDINANCE NO. 1963; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 10± ACRES THEREIN FROM R-E, RANCH ESTATES RESIDENTIAL, TO R-3, MULTI-FAMILY RESIDENTIAL (ZN-26-04, ROME & DARLING) FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF ROME BOULEVARD AND GOLDFIELD STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 16, AMP-23-04)**

Ordinance No. 1963 as introduced by the Acting 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 APPROXIMATELY 10± ACRES THEREIN FROM R-E, RANCH ESTATES RESIDENTIAL, TO R-3, MULTI-FAMILY RESIDENTIAL (ZN-26-04, ROME & DARLING) FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF ROME BOULEVARD AND GOLDFIELD STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

29. **ORDINANCE NO. 1964; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 39.7 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-22-04, BRUCE & HAMMER), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF BRUCE STREET AND HAMMER LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MAY 5, 2004) (ASSOCIATED ITEM NO. 17, VAC-10-04)**

Ordinance No. 1964 as introduced by the Acting 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 APPROXIMATELY 39.7 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-22-04, BRUCE & HAMMER), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF BRUCE STREET AND HAMMER LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

30. **ORDINANCE NO. 1965; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 20 ACRES THEREIN FROM PUD, PLANNED UNIT DEVELOPMENT DISTRICT TO R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-23-04, CENTENNIAL APARTMENTS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF MCCARRAN STREET AND CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MAY 5, 2004)**

Ordinance No. 1965 as introduced by the Acting 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 APPROXIMATELY 20 ACRES THEREIN FROM PUD, PLANNED UNIT DEVELOPMENT DISTRICT TO R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-23-04, CENTENNIAL APARTMENTS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF MCCARRAN STREET AND CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

31. **ORDINANCE NO. 1966; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 11 ACRES THEREIN FROM M-2, GENERAL INDUSTRIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-101-03, LAMB AND TROPICAL), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAMB BOULEVARD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MAY 5, 2004)**

Ordinance No. 1966 as introduced by the Acting 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 APPROXIMATELY 11 ACRES THEREIN FROM M-2, GENERAL INDUSTRIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-101-03, LAMB AND TROPICAL), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAMB BOULEVARD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR MAY 5, 2004

**ORDINANCES
FINAL ACTION**

32. **ORDINANCE NO. 1913; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 21.87 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-107-03, TROPICAL & LAWRENCE), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND EL CAMPO GRANDE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED DECEMBER 17, 2003 AND FEBRUARY 18, 2004) (ASSOCIATED ITEM NO. 2, AMP-60-03)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

33. ORDINANCE NO. 1930; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND ORDINANCE NO. 1805, BEING CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, TO REFLECT CHANGES MADE IN THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN IN REGARD TO RESIDENTIAL VEHICLE WASHING AND MISTING SYSTEMS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 1930 as introduced by the City Manager:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND ORDINANCE NO. 1805, BEING CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, TO REFLECT CHANGES MADE IN THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN IN REGARD TO RESIDENTIAL VEHICLE WASHING AND MISTING SYSTEMS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: PASSED AND ADOPTED

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

34. **ORDINANCE NO. 1957; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 40 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED EAST OF ALIANTE PARKWAY AND NORTH OF ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1957 as introduced by the 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 APPROXIMATELY 40 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED EAST OF ALIANTE PARKWAY AND NORTH OF ELKHORN ROAD 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

35. **ORDINANCE NO. 1958; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY FIVE (5) ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-21-04, ROME AND NORTH 5TH), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ROME BOULEVARD AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1958 as introduced by the 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 APPROXIMATELY FIVE (5) ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-21-04, ROME AND NORTH 5TH), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ROME BOULEVARD AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Acting Planner Manager Marc Jordan stated the proposed plan would be consistent with the surrounding land uses.

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

- 36. ORDINANCE NO. 1959; (ANNEXATION NO. 124); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1959 as introduced by the City Manager:

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING 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

37. ORDINANCE NO. 1967; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE NO. 1587 REGARDING THAT CERTAIN DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NORTH VALLEY ENTERPRISES, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1967 as introduced by the City Manager:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE NO. 1587 REGARDING THAT CERTAIN DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NORTH VALLEY ENTERPRISES, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart stated a number of important changes would occur with adoption of Ordinance No. 1967. Director Stewart stated the first change would be a temporary telecommunications tower provision within the development agreement. The City would received a rental payment for each temporary tower with an annual review

to determine continued use. The golf course park dedication requirements had been altered to allow for boundary line adjustments to adjacent properties. The five year clause which pertained to the discount available to City users would be extended beyond the five year agreement into perpetuity. The cap for the programmable park had been increased from \$7.25 million to \$11,148,109 and the parks agreement requirement would be deleted because the issues in the agreement had been resolved. The master transportation study had proposed the elimination of developer participation in the cost of off property improvement traffic signals. Multiple development standards adjustments would produce varied effects. The most significant pertained to the percentage of 4000 square foot lots that would be allowed in the active adult village dimension. The number had been increased from 45% to 50% and the percentage of 6000 square foot lots required had been decreased from 15% to 10%. These changes had resulted from market conditions and a desire by the developer to provide for market demand. Additional factors included the deletion of window pop-outs relative to the four sided architectural standards and the use of six foot mast arms in lieu of the City's standards of eight foot mast arms and concrete light poles instead of galvanized light poles.

Councilman Eliason questioned how the changes in the square footage percentages would effect the total number of lots. City Manager Rose stated the applicant was in the audience and could provide additional information. Councilman Eliason also questioned the difference in the size of the mast arms on the light poles. City Manager Rose replied the bulb would be different so the end result would provide the appropriate amount of light.

Robert Gronauer, 3800 Howard Hughes Parkway, Las Vegas, stated he understood the change in the number of lots would be approximately 100 less.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

APPOINTMENTS

- 38. APPOINTMENTS BY CITY COUNCIL MEMBERS (THREE APPOINTMENTS EACH) TO THE 15- MEMBER VISIONING COMMITTEE TO REPRESENT THE COMMUNITY'S INTEREST AND GENERATE THE COMMUNITY'S PARTICIPATION IN CREATING A 20-YEAR VISIONING PLAN FOR NORTH LAS VEGAS, FOR AN INDEFINITE TERM. (TABLED APRIL 7, 2004)**

ACTION: BOB BORGENSEN, JENNIFER LAZOVICH AND JIM OLIVE APPOINTED TO VISIONING COMMITTEE BY MAYOR MONTANDON

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

ACTION: JAMES TERRELL, IMAM MUJAHID RAMADAN AND AL GREER
APPOINTED TO VISIONING COMMITTEE BY MAYOR PRO TEMPORE
ROBINSON

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

ACTION: JOHN GIBBONS, ANDRES RAMIREZ AND ELOIZA MARTINEZ
APPOINTED TO VISIONING COMMITTEE BY COUNCILWOMAN SMITH

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

ACTION: PETER DEMANGUS, WADE WAGNER AND AUBREY L. BRANCH
APPOINTED TO VISIONING COMMITTEE BY COUNCILMAN BUCK

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

ACTION: DAN STEWART, L. DEAN LEAVITT AND JASON HYMAS APPOINTED TO THE VISIONING COMMITTEE BY COUNCILMAN ELIASON

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

39. RATIFICATION OF APPOINTMENTS TO THE DEFERRED COMPENSATION PLAN COMMITTEE OF KAY GODBEY, ASSISTANT FINANCE DIRECTOR, AS CHAIRMAN, AND ED BROWN, SENIOR DETECTIVE, AS MEMBER FOR INDEFINITE TERMS.

ACTION: APPOINTMENTS RATIFIED FOR INDEFINITE TERMS

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

COUNCIL ITEMS

There were no Council Items.

CITY MANAGER'S REPORT

City Manager Rose introduced Mr. Edward James, the newly hired Regional Planner for the Southern Nevada Regional Planning Commission (SNRPC), who expressed his desire to resolve intra-city and regional issues through the SNRPC. Mr. James presented a copy of the Commission's 17-task program to Council, and announced SNRPC's interactive website would be available sometime in May, 2004.

Assistant to the City Manager Brenda Johnson announced Taste and Tunes was scheduled for April 30 and May 1, 2004. The Parks and Recreation Special Events Staff partnered with Entravision and local businesses to make this event a success.

PUBLIC FORUM

Eddie Schmitz, 27 Pinnacle Hill Court, North Las Vegas, expressed his concerns regarding the activity surrounding the drainage plan and road work being done in his neighborhood between Craig Road and Martin Luther King Boulevard, and also between Craig Road and I-15. Mr. Schmitz suggested beautification of the roads should have been implemented at the time the road work was being done. He was dissatisfied with the yellow exterior color of the apartments built east of Martin Luther King Boulevard and south of Alexander Road. Mr. Schmitz requested action be taken to stop the water flow that traveled across Commerce Street at the entrance of Craig Ranch Villages.

Mayor Montandon stated the water drained off a vacant parcel and referred this matter to Public Works.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:55 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: July 7, 2004

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

Attest:

/s/ Karen L. Storms
Karen L. Storms, CMC, City Clerk