

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

August 4, 2004

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

CITY COUNCIL MEETING

CALL TO ORDER

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

WELCOME

Mayor Michael L. Montandon

ROLL CALL

COUNCIL PRESENT

Mayor Michael L. Montandon
Councilwoman Stephanie S. Smith
Councilman Shari Buck
Councilman Robert L. Eliason

EXCUSED

Mayor Pro Tempore William E. Robinson

STAFF PRESENT

City Manager Gregory Rose	Strategic Planning Director Eric Dabney
Assistant City Manager Dan Tarwater	Public Works Director Jim Bell
City Clerk Karen L. Storms	Parks & Recreation Director Michael Henley
Finance Director Phil Stoeckinger	Utilities Director David Bereskin
City Attorney Sean McGowan	Acting Community Development Director Kenny Young
Acting Human Resources Director Marqueta Johnson	Acting Planning Manager Marc Jordan
Planning and Zoning Director Jory Stewart	Assistant to the City Manager Brenda Johnson
Fire Chief Jimmy Stubler	Deputy City Clerk Julie A. Shields
Detention Chief Joe Forti	

VERIFICATION

Karen L. Storms, CMC, City Clerk

INVOCATION

Pastor Fouston Jordan
Rivers of Living Waters Ministries

PLEDGE OF ALLEGIANCE

Mayor Michael L. Montandon

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF AUGUST 4, 2004.

ACTION: APPROVED AS AMENDED; ITEM NO. 20 WITHDRAWN, ITEM NOS. 2 AND 31 CONTINUED TO AUGUST 18, 2004; ITEM NOS. 4 AND 34 CONTINUED TO AUGUST 18, 2004

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

CONSENT AGENDA

7. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF MAY 19, 2004.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

8. APPROVAL OF NEIGHBORHOOD TOWN HALL MEETING MINUTES OF MAY

25, 2004.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

9. APPROVAL OF PRIVILEGED LICENSES (EXHIBIT A):

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
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NEW LIQUOR & GAMING

1. Tanker Inc Robert N Peccole, Pres. <u>DBA:</u> Bilbo's Bar & Grill 4790 W Ann Rd North Las Vegas, Nevada	LIQUOR GAMING Owner Operator State # 28558-01 <u>Police Investigations Completed</u>	General Sale Liquor (15 Slot Machines)
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Pending Final Building & Fire Approvals
State Gaming Commission Approved 5/20/04

NEW GAMING

2. Eagle Rock Gaming Inc. Kimberly B. Riggs, Pres. <u>DBA:</u> Eagle Rock Gaming 3013 N Rancho Dr #115 Las Vegas, Nevada	GAMING Slot Route Operator State #27949-01 <u>Police Investigations Completed</u>	Placing Slot Machines In Various Locations
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State Gaming Commission Approval As A Slot Route Operator On 12/18/03

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

10. APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH PERMA-BILT HOMES TO PROVIDE FOR THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT ANN ROAD AND COMMERCE STREET IN THE AMOUNT OF 1.7% OF THE TOTAL COST OR \$8,363, TROPICAL PARKWAY AND NORTH 5TH STREET IN THE AMOUNT OF 6.0% OF THE TOTAL COST OR \$27,330 AND ANN ROAD AND NORTH 5TH STREET IN THE AMOUNT OF 5.1% OF THE TOTAL COST OR \$23,230 FOR THE GEYSER PEAK, UNITS 1 & 2 RESIDENTIAL DEVELOPMENT, LOCATED ON THE SOUTHEAST CORNER OF TROPICAL PARKWAY AND DONNA STREET.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

11. APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH KB HOME NEVADA INC. TO PROVIDE FOR THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT CENTENNIAL PARKWAY AND CLAYTON STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919, CENTENNIAL PARKWAY AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,555, CENTENNIAL PARKWAY AND ALLEN LANE IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$5,319, AND DEER SPRINGS WAY AND ALLEN LANE IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$5,738 FOR THE CORTONA RESIDENTIAL DEVELOPMENT, LOCATED ON THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND SIMMONS STREET.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

12. APPEAL, SUBMITTED BY KATHRYN GRIDER ON BEHALF OF THE

APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-45-04 (LONE MOUNTAIN AND LOSEE); AN APPLICATION SUBMITTED BY R & S INVESTMENT GROUP ON BEHALF OF R & S LOSEE, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE TO HDR, HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF WASHBURN ROAD AND LOSEE ROAD. (SET PUBLIC HEARING FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 13, ZN-51-04)

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, 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 ZN-51-04 (LONE MOUNTAIN AND LOSEE); AN APPLICATION SUBMITTED BY R & S INVESTMENT GROUP ON BEHALF OF LOSEE, LLC, PROPERTY OWNER, FOR A RECLASSIFICATION OF PROPERTY FROM AN R-E RANCH ESTATES DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF WASHBURN ROAD AND LOSEE ROAD. (SET PUBLIC HEARING FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 12, AMP-45-04)**

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

14. **APPEAL, SUBMITTED BY MARK ZANNIS ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE UN-86-04 (MEADOW GOLD DAIRY); AN APPLICATION SUBMITTED BY YOUNG ELECTRIC SIGN COMPANY ON BEHALF OF SOUTHERN FOODS GROUP, LP, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2, GENERAL INDUSTRIAL**

DISTRICT TO ALLOW A 60-FOOT HIGH SIGN WHERE 35 FEET IS THE MAXIMUM ALLOWED AND ALSO ALLOW A WAIVER OF THE SIGN FACE SIZE AND THE POLE COVER REQUIREMENT ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF MT. HOOD STREET AND CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR AUGUST 18, 2004)

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

15. **AMP-49-04 (PERLITER FAMILY CARE CENTER); AN APPLICATION SUBMITTED BY GARY GUY WILSON ARCHITECTS ON BEHALF OF RAM K. SINGH, 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 GENERALLY LOCATED AT 2500 PERLITER AVENUE. (SET PUBLIC HEARING FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 30, ORDINANCE NO. 2014, ZN-58-04)**

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

16. **AMP-51-04 (STARWOOD II); AN APPLICATION SUBMITTED BY EMAD SAMUEL LABIB, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO MLDR MEDIUM LOW DENSITY RESIDENTIAL ON PROPERTY LOCATED SOUTH OF JUNE STREET AND APPROXIMATELY 260 FEET EAST OF MARTIN LUTHER KING BOULEVARD. (SET PUBLIC HEARING FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 26, ORDINANCE NO. 2010, ZN-67-04)**

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

MOTION: Councilwoman Smith

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

17. **AMP-53-04 (AZURE COMMERCIAL CENTER); AN APPLICATION SUBMITTED BY JPH MANAGEMENT, INC., ON BEHALF OF AZURE PARK 20, LLC AND TROPICAL 20, LLC ET AL, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR LOW DENSITY RESIDENTIAL TO REGIONAL COMMERCIAL ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY AND LOSEE ROAD. (SET PUBLIC HEARING FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 27, ORDINANCE NO. 2011, ZN-68-04)**

ACTION: PUBLIC HEARING SET FOR AUGUST 18, 2004

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

BUSINESS

18. **RATIFICATION OF PAYMENT OF PERMANENT PARTIAL DISABILITY AWARD TO AN INJURED EMPLOYEE IN THE AMOUNT OF \$54,643.50.**

ACTION: APPROVED

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

19. **APPROVAL OF AN AMENDMENT TO THE LEASE AGREEMENT BETWEEN NORTH LAS VEGAS CHAMBER OF COMMERCE FOUNDATION AND THE CITY OF NORTH LAS VEGAS FOR OFFICE SPACE AT 2290 MCDANIEL STREET, SUITE 2-B, NORTH LAS VEGAS IN THE AMOUNT OF \$40,900 FOR FY 2004-2005, BASED ON THE CONSUMER PRICE INDEX PURSUANT TO THE**

ORIGINAL AGREEMENT FOR THE PERIOD OF SEPTEMBER 1, 2004 THROUGH AUGUST 31, 2005. (CNLV CONTRACT NO. C-4793)

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

20. RATIFICATION OF APPOINTMENT OF JAMES ROBERT BROWN AS DEPUTY FIRE CHIEF EFFECTIVE AUGUST 2, 2004.

ACTION: WITHDRAWN

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

21. APPROVAL TO ISSUE A PURCHASE ORDER TO PIERCE MANUFACTURING IN THE AMOUNT OF \$380,000 FOR THE PURCHASE OF A PIERCE QUANTUM PUMPER APPARATUS FOR THE FIRE DEPARTMENT USING A COMPETITIVE BIDDING EXCEPTION.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

22. ACCEPTANCE OF GRANT AWARDS FROM THE STATE OF NEVADA OFFICE OF ATTORNEY GENERAL UNDER THE STOP (SERVICES - TRAINING - OFFICERS - PROSECUTORS) VIOLENCE AGAINST WOMEN PROGRAM FOR FY 2004-2005 FOR THE POLICE DEPARTMENT IN THE AMOUNT OF \$35,225 AND FOR THE CITY ATTORNEY'S OFFICE IN THE AMOUNT OF \$37,800; AND TO AMEND THE FY 2004-2005 POLICE DEPARTMENT BUDGET BY

TRANSFERRING \$17,000 FROM THE GENERAL FUND CONTINGENCY ACCOUNT TO SATISFY THE MATCHING REQUIREMENT.

ACTION: APPROVED

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

23. **APPROVAL OF AN AGREEMENT BETWEEN HUMAN RESOURCES DEVELOPMENT INSTITUTE, INC. (HRDI) AND THE CITY OF NORTH LAS VEGAS DEPARTMENT OF DETENTION AND CORRECTIONS IN THE AMOUNT OF \$349,250 FOR THE PRE AND POST RELEASE PRISONER RE-ENTRY PROGRAM EFFECTIVE JULY 8, 2004 THROUGH APRIL 30, 2005, RENEWABLE THEREAFTER FOR A SUBSEQUENT ONE YEAR TERM UPON THE PARTIES' MUTUAL AGREEMENT AND AVAILABLE FUNDING. (CNLV CONTRACT NO. C-5725)**

Granville Brown, 5926 Terra Grande Avenue, Las Vegas, stated he was recruited by HRDI to work in the Pre and Post Work Release Work Force Program. Mr. Brown had extensive experience developing soft-skill curriculum and conducting pre-apprenticeship training classes.

ACTION: APPROVED

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

24. **APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN CLARK COUNTY AND THE CITY OF NORTH LAS VEGAS IN THE AMOUNT OF \$5,000, TO JOINTLY PARTICIPATE IN THE FY 2004-2005 PROGRAM ACTIVITIES REGARDING THE PROPOSED HIGH-LEVEL RADIOACTIVE WASTE SITE AT YUCCA MOUNTAIN EFFECTIVE JULY 1, 2004. (CNLV CONTRACT NO. C-5178)**

ACTION: APPROVED

MOTION: Councilman Eliason

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

25. APPROVAL OF THE DRAFT BOUNDARIES AND DIRECTION TO STAFF FOR THE CITY OF NORTH LAS VEGAS' REQUEST TO THE BUREAU OF LAND MANAGEMENT (BLM) FOR THE RELEASE OF PROPERTY WITHIN THE 7,500 ACRES SPANNING THE NORTHERN TIER OF THE CITY FROM DECATUR BOULEVARD TO NELLIS BOULEVARD.

ACTION: APPROVED

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

PUBLIC HEARINGS - 6:15 P.M.

2. AMP-44-04 (TROPICAL AND LAWRENCE); AN APPLICATION SUBMITTED BY R & S INVESTMENT GROUP ON BEHALF OF R & S TROPICAL, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OPEN SPACE AND LDR, LOW DENSITY RESIDENTIAL TO MDR, MEDIUM DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY. (CONTINUED JULY 21, 2004) (ASSOCIATED ITEM NO. 31, ORDINANCE NO. 2000, ZN-52-04)

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO AUGUST 18, 2004

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

3. **APPEAL, SUBMITTED BY EDWARD M. GARCIA ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY SPR-26-04 (REVERE POINTE); AN APPLICATION SUBMITTED BY LUCCA REAL PROPERTY, LLC, PROPERTY OWNER, FOR A SITE PLAN REVIEW IN AN O-L/DA, OPEN-LAND DEVELOPMENT AGREEMENT DISTRICT FOR A TAVERN ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ANN ROAD AND REVERE STREET.**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart stated the Planning Commission denied SPR-26-04 on June 9, 2004 based upon Staff's recommendation due to a change in the original site plan that showed the restaurant-bar located at the corner of Revere Street and Ann Road. Staff did not understand at that time the tavern was being built as a different product with a larger restaurant-to-bar ratio. Staff had since met with the applicant and resolved issues that would enhance the landscaping along Ann Road and provide additional parking. Staff recommended approval with added Condition No. 11.

Ed Garcia, 1711 Whitney Mesa Drive, Suite No. 110, Henderson, appeared on behalf of the applicant and thanked Staff for their assistance. Mr. Garcia stated P.T's was under new ownership and offered an improved product, with additional parking.

Councilman Eliason confirmed with Mr. Garcia date palms would be placed at the entrance of the property and along perimeter walls.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION OVERTURNED; SPR-26-04 WITH ADDED CONDITION APPROVED:

1. Condition No. 11. A minimum of 5-foot of perimeter landscaping shall be provided next to Ann Road; additional landscaping diamonds containing a minimum of one palm tree, minimum height of 8 brown trunk feet shall be provided every three parking spaces along Ann Road adjacent to the 5-foot landscaped area.

MOTION: Councilman Eliason

SECOND: Mayor Montandon

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

4. **AMP-39-04 (CRAIG & KINGS HILL); AN APPLICATION SUBMITTED BY KB HOME NEVADA, INC., ON BEHALF OF CRAIG COMMERCE PLAZA LP, #2, #3, #4, AND #5, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL TO M-HDR MEDIUM-HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED EAST OF KINGS HILL AND APPROXIMATELY 260 FEET SOUTH OF CRAIG ROAD. (ASSOCIATED ITEM NO. 34, ORDINANCE NO. 2007, ZN-48-04)**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO AUGUST 18, 2004

MOTION: Councilman Eliason

SECOND: Mayor Montandon

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

5. **VAC-14-04 (ALIANTE PARCELS 31 & 64); AN APPLICATION SUBMITTED BY PARDEE HOMES OF NV, PROPERTY OWNER, FOR A VACATION OF APPROXIMATELY 1,738 FEET OF NATURE PARK WAY RIGHT-OF-WAY.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated the vacation was to convert a former dedicated roadway to a private street. The Planning Commission unanimously, recommended approval of this application.

Tom Pisani, G. C. Wallace, 1555 South Rainbow Boulevard, Las Vegas, appeared on behalf of the applicant, Pardee Homes of Nevada, and concurred with Staff's recommendations.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITION:

1. A public utility easement over the entire area to be vacated shall be retained.

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

6. VAC-19-04 (CENTENNIAL/NOVAK); AN APPLICATION SUBMITTED BY RICHMOND AMERICAN HOMES ON BEHALF OF GPA PARTNERS, PROPERTY OWNER, FOR A VACATION OF A PORTION OF THE NORTHERLY HALF OF AZURE AVENUE COMMENCING APPROXIMATELY 240 FEET EAST OF NOVAK STREET AND PROCEEDING EAST APPROXIMATELY 462 FEET.

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated the railroad abutted the site and there was no economic or traffic reason to perpetuate the roadway across the railroad tracks.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. The application for ZN-42-04 must be approved, otherwise, VAC-19-04 shall be null and void.
2. The vacation must record concurrently with the final map. Should the order of the vacation not record within one year from the approval date, the vacation shall be deemed null and void.
3. The easterly 60 feet of right-of-way is to be maintained by the City for a future flood control channel.

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

ORDINANCES
INTRODUCTION ONLY

26. **ORDINANCE NO. 2010; 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 APPROXIMATELY 15.6 ACRES FROM R-1, SINGLE-FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-67-04, STARWOOD II), FOR PROPERTY GENERALLY LOCATED SOUTH OF JUNE STREET AND APPROXIMATELY 260 FEET EAST OF MARTIN LUTHER KING BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 16, AMP-51-04)**

Ordinance No. 2010 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 15.6 ACRES FROM R-1, SINGLE-FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-67-04, STARWOOD II), FOR PROPERTY GENERALLY LOCATED SOUTH OF JUNE STREET AND APPROXIMATELY 260 FEET EAST OF MARTIN LUTHER KING BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 18, 2004

27. **ORDINANCE NO. 2011; 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 APPROXIMATELY 35.55 ACRES FROM R-E, RANCH ESTATES TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-68-04, AZURE COMMERCIAL CENTER), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY AND LOSEE ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 17, AMP-53-04)**

Ordinance No. 2011 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 35.55 ACRES FROM R-E, RANCH ESTATES TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-68-04, AZURE COMMERCIAL CENTER), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY AND LOSEE ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 18, 2004

28. **ORDINANCE NO. 2012; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 9.27± ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-65-04, COBBLESTONE MANOR VI), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDFIELD STREET AND LONE MOUNTAIN ROAD. (SET FINAL ACTION FOR AUGUST 18, 2004)**

Ordinance No. 2012 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 APPROXIMATELY 9.27± ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-65-04, COBBLESTONE MANOR VI), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDFIELD STREET AND LONE MOUNTAIN ROAD.

ACTION: FINAL ACTION SET FOR AUGUST 18, 2004

29. **ORDINANCE NO. 2013; 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 14.17± ACRES THEREIN FROM O-L, OPEN LAND DISTRICT TO C-2, GENERAL COMMERCIAL DISTRICT (ZN-69-04, CASTLEBERRY & I-15), FOR PROPERTY**

LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND CHRISTY LANE. (SET FINAL ACTION FOR AUGUST 18, 2004)

Ordinance No. 2013 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 APPROXIMATELY 14.17± ACRES THEREIN FROM O-L, OPEN LAND DISTRICT TO C-2, GENERAL COMMERCIAL DISTRICT (ZN-69-04, CASTLEBERRY & I-15), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND CHRISTY LANE.

ACTION: FINAL ACTION SET FOR AUGUST 18, 2004

30. **ORDINANCE NO. 2014; 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-58-04, PERLITER FAMILY CARE CENTER), FOR PROPERTY LOCATED AT 2500 PERLITER AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR AUGUST 18, 2004) (ASSOCIATED ITEM NO. 15, AMP-49-04)**

Ordinance No. 2014 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-58-04, PERLITER FAMILY CARE CENTER), FOR PROPERTY LOCATED AT 2500 PERLITER AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR AUGUST 18, 2004

ORDINANCES

FINAL ACTION

31. **ORDINANCE NO. 2000; 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 AN R-E RANCH ESTATES DISTRICT TO R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-52-04, TROPICAL AND LAWRENCE), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 21, 2004) (ASSOCIATED ITEM NO. 2, AMP-44-04)**

Ordinance No. 2000 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 APPROXIMATELY 20 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-52-04, TROPICAL AND LAWRENCE), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: CONTINUED TO AUGUST 18, 2004

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

32. **ORDINANCE NO. 2005; 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 15 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-61-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF WIDEWING DRIVE AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 33, ORDINANCE NO. 2006, ZN-62-04)**

Ordinance No. 2005 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 APPROXIMATELY 15 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-61-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF WIDEWING DRIVE AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart stated this request was consistent with the Aliante Development Plan, supported by Staff and the Planning Commission.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

- 33. ORDINANCE NO. 2006; 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-62-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD AND EAST OF WIDEWING DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 32, ORDINANCE NO. 2005, ZN-61-04)**

Ordinance No. 2006 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 APPROXIMATELY 40 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-62-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD

AND EAST OF WIDEWING DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart stated this request was consistent with the Aliante Development Plan, supported by Staff and the Planning Commission.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

34. **ORDINANCE NO. 2007; 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 APPROXIMATELY 13.6 ACRES FROM C-1, NEIGHBORHOOD COMMERCIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-48-04, CRAIG & KINGS HILL), FOR PROPERTY GENERALLY LOCATED EAST OF KINGS HILL ROAD APPROXIMATELY 260 FEET SOUTH OF CRAIG ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 4, AMP-39-04)**

Ordinance No. 2007 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 13.6 ACRES FROM C-1, NEIGHBORHOOD COMMERCIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-48-04, CRAIG & KINGS HILL), FOR PROPERTY GENERALLY LOCATED EAST OF KINGS HILL ROAD APPROXIMATELY 260 FEET SOUTH OF CRAIG ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: CONTINUED TO AUGUST 18, 2004

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

APPOINTMENTS

35. APPOINTMENT OF FIVE CITIZEN MEMBERS TO THE TRAFFIC AND PARKING ADVISORY COMMITTEE, TWO TO EXPIRE JUNE 30, 2006 AND THREE TO EXPIRE JUNE 30, 2008 AND ONE REPRESENTATIVE EACH FROM THE POLICE DEPARTMENT, PUBLIC WORKS DEPARTMENT, FIRE DEPARTMENT AND PLANNING AND ZONING DEPARTMENT.

ACTION: CITY MANAGER GREGORY ROSE TO APPOINT STAFF FROM THE POLICE, PUBLIC WORKS, FIRE AND PLANNING AND ZONING DEPARTMENTS

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

ACTION: DR. NICOLE STEFFEE APPOINTED FOR TERM ENDING JUNE 30, 2008

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

ACTION: MARY STEWART APPOINTED FOR TERM ENDING JUNE 30, 2008

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

ACTION: REMAINING THREE APPOINTMENTS CONTINUED TO AUGUST 18, 2004

COUNCIL ITEMS

Councilman Buck recommended flags not be placed at future cell phone tower sites since proper procedures had not been followed in the past.

CITY MANAGER'S REPORT

No report was given.

PUBLIC FORUM

Dorothy R. Barnes, General Delivery, Las Vegas, spoke of illegal immigration issues.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:40 P.M.

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

APPROVED: October 20, 2004

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

Attest:

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