

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

May 18, 2005

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

CITY COUNCIL MEETING

CALL TO ORDER

6:01 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
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 Mike Henley
Assistant City Manager Dan Tarwater	Planning and Development Director Jory Stewart
City Attorney Sean McGowan	Police Chief Mark Paresi
City Clerk Karen Storms	Public Works Director Jim Bell
Finance Director Phil Stoeckinger	Strategic Planning Director Eric Dabney
Fire Chief Al Gillespie	Utilities Director David Bereskin
Human Resources Director Ali Freeman	Deputy City Clerk Anita Sheldon

VERIFICATION

Karen L. Storms, CMC, City Clerk

INVOCATION

Father Krier
St. Joseph's Catholic Church

PLEDGE OF ALLEGIANCE

Mayor Michael L. Montandon

PROCLAMATIONS

- ★ **PROCLAMATION RECOGNIZING NATHAN LOYD AS THE 2005 NEVADA MATHCOUNTS CHAMPION.**

ACTION: PROCLAMATION MADE

- ★ **PROCLAMATION RECOGNIZING MAY 15-21, 2005 AS NATIONAL PUBLIC WORKS WEEK.**

ACTION: PROCLAMATION MADE

PUBLIC FORUM

There was no public participation.

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF MAY 18, 2005.**

ACTION: APPROVED, AS AMENDED; ITEM NO. 3 CONTINUED TO JUNE 1, 2005;
ITEM NO. 49 CONTINUED TO JUNE 1, 2005

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 - 6:15 P.M.

2. **AN APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-104-04 (ANN & ALLEN); AN APPLICATION SUBMITTED BY KENNEDY COMMERCIAL ON BEHALF OF ALIANTE COMMONS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE TO COMMUNITY COMMERCIAL, ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND ALLEN LANE. (CONTINUED MARCH 2, APRIL 6 AND APRIL 20, 2005)**

City Manager Rose requested to trail Item No. 2 after Item No. 51.

ACTION: ITEM TRAILED TO THE END OF ITEM NO. 51

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

3. **AN APPEAL, SUBMITTED BY SCOTT ACTON ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY SPR-10-05 (TREVI BUSINESS PARK); AN APPLICATION SUBMITTED BY NAVAJO WHITE, LLC, PROPERTY OWNER, FOR A SITE PLAN REVIEW IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO REDUCE THE PARKING LOT SETBACK TO 5 FEET WHERE 20 FEET IS REQUIRED ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF BAY LAKE TRAIL AND RINGSTAR ROAD.**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO JUNE 1, 2005

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

4. **AMP-11-05 (BUS. RESEARCH DEV. PARK); AN APPLICATION SUBMITTED BY**

KIRT KLAHOLZ ON BEHALF OF STOHUD LAND, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF BUSINESS, RESEARCH OR DEVELOPMENT PARK TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND CHEYENNE AVENUE. (ASSOCIATED ITEM NO. 47, ORDINANCE NO. 2144, ZN-27-05)

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart stated the applicant proposed to develop a 3.94 acre commercial center. The Planning Commission and Staff recommended approval.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, represented the property owner and requested Council approval.

Councilman Eliason asked what plans the applicant had for development of the property and if any of the structures would require a use permit. Mr. Gronauer replied retail pads would be constructed and, to his knowledge, there were no plans for sites that would require use permits.

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

47. **ORDINANCE NO. 2144; 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 3.94 ACRES FROM M-2 GENERAL INDUSTRIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL (ZN-27-05, BUSINESS RESEARCH DEVELOPMENT PARK), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND CHEYENNE AVENUE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 4, AMP-11-05)**

Ordinance No. 2144 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 3.94 ACRES FROM M-2 GENERAL INDUSTRIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL (ZN-27-05, BUSINESS RESEARCH DEVELOPMENT PARK), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND CHEYENNE 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

PUBLIC HEARINGS (CONT'D)

5. AMP-13-05 (CENTENNIAL CROSSING); AN APPLICATION SUBMITTED BY GREAT AMERICAN CAPITAL ON BEHALF OF AMERICAN PACIFIC CAPITAL CENTENNIAL SIMMONS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR LOW DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL TO M-HDR MEDIUM-HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND RANCH HOUSE ROAD. (ASSOCIATED ITEM NOS. 6, AMP-14-05, NO. 43, ORDINANCE NO. 2140, ZN-30-05, AND NO. 44, ORDINANCE NO. 2141, ZN-31-05)

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart stated the applicant proposed to develop 3.96 acres of an overall 13.17-acre parcel for a two-family residential development consisting of 106 lots. The Planning Commission recommended approval.

Bill Curran, Curran and Parry, 300 South Fourth Street, Las Vegas, represented the

applicant and requested to address related Item Nos. 5 and 6 at the same time. Mayor Montandon agreed but stated the items would be voted on separately. Mr. Curran made a presentation with overhead slides which depicted the areas to be developed by the applicant. He requested Council approval.

In response to a question by Councilman Buck, Mr. Curran stated the units would be attached. Councilman Buck also asked if there would be an entrance from Ranch House; Mr. Curran responded Ranch House Road would be gated but for exit traffic only.

Mayor Montandon closed the Public Hearing.

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

6. **AMP-14-05 (CENTENNIAL CROSSING); AN APPLICATION SUBMITTED BY GREAT AMERICAN CAPITAL ON BEHALF OF AMERICAN PACIFIC CAPITAL CENTENNIAL SIMMONS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF M-HDR MEDIUM-HIGH DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY GENERALLY LOCATED WEST OF SIMMONS STREET AND APPROXIMATELY 620 FEET NORTH OF RANCH HOUSE ROAD (ASSOCIATED ITEM NOS. 5, AMP-13-05, NO. 43, ORDINANCE NO. 2140, ZN-30-05, AND NO. 44, ORDINANCE NO. 2141, ZN-31-05)**

Mayor Montandon opened the Public Hearing.

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

43. **ORDINANCE NO. 2140; 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 3.96 ACRES THEREIN FROM R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT AND C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO R-2 TWO-FAMILY RESIDENTIAL DISTRICT (ZN-30-05, CENTENNIAL CROSSING), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 5, AMP-13-05, NO. 6, AMP-14-05, AND NO. 44, ORDINANCE NO. 2141, ZN-31-05)

Ordinance No. 2140 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 3.96 ACRES THEREIN FROM R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT AND C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO R-2 TWO-FAMILY RESIDENTIAL DISTRICT (ZN-30-05, CENTENNIAL CROSSING), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

44. **ORDINANCE NO. 2141; 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 .4 ACRE THEREIN FROM R-2 TWO-FAMILY RESIDENTIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-31-05, CENTENNIAL CROSSING), FOR PROPERTY GENERALLY LOCATED WEST OF SIMMONS STREET AND APPROXIMATELY 620 FEET NORTH OF RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 5, AMP-13-05, NO. 6, AMP-14-05 AND NO. 43, ORDINANCE NO. 2140, ZN-30-05)**

Ordinance No. 2141 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 .4 ACRE THEREIN FROM R-2 TWO-FAMILY RESIDENTIAL DISTRICT TO C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-31-05, CENTENNIAL CROSSING), FOR PROPERTY GENERALLY LOCATED WEST OF SIMMONS STREET AND APPROXIMATELY 620 FEET NORTH OF RANCH HOUSE ROAD 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

PUBLIC HEARINGS (CONT'D)

7. **VAC-06-05 (WASHBURN/BRUCE); AN APPLICATION SUBMITTED BY JAY JACOBSEN, ON BEHALF OF JAMES AND IDA MARTIN, PROPERTY OWNERS, TO VACATE ROSADA WAY COMMENCING AT HAROLD STREET AND PROCEEDING WEST APPROXIMATELY 282 FEET.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell explained the area to be vacated was an undeveloped, non-Master Planned roadway.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED WITH THE FOLLOWING CONDITION:

1. The vacation must record concurrently with the final map. Should the Order of Vacation not record within one year from the approval date, the vacation shall be deemed null and void.

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

8. **VAC-08-05 (PICERNE AT ROME/VALLEY); AN APPLICATION SUBMITTED BY PICERNE DEVELOPMENT ON BEHALF OF PICERNE DECATUR 32ND STREET LLC, ET AL, PROPERTY OWNER, TO VACATE CENTENNIAL PARKWAY COMMENCING APPROXIMATELY 659 FEET WEST OF VALLEY DRIVE AND PROCEEDING WEST APPROXIMATELY 304 FEET.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated the area to be vacated was immediately adjacent to the Beltway and was an unusable corridor.

Mayor Montandon closed the Public Hearing.

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

CONSENT AGENDA

9. **APPROVAL OF THE SPECIAL CITY COUNCIL STUDY SESSION MINUTES OF FEBRUARY 16, 2005.**

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

10. **APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF**

FEBRUARY 16, 2005.

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

11. APPROVAL OF THE SPECIAL CITY COUNCIL MEETING MINUTES OF MARCH 2, 2005.

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

12. APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF MARCH 2, 2005.

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

13. APPROVAL OF PRIVILEGED LICENSES:

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
<u>CHANGE OWNER LIQUOR</u>		
1. Retail Management Services Inc Harry S. Sidhu, Pres. <u>DBA: C & P Market</u>	LIQUOR	Beer & Wine Off Sale
	<u>Police Investigation Completed</u>	

IN THE APPROXIMATE AMOUNT OF 1.0% OF THE TOTAL COST OR \$5,313 FOR THE BEEBE COURT RESIDENTIAL DEVELOPMENT LOCATED ON THE NORTHEAST CORNER OF DELHI AVENUE AND VALLEY DRIVE. (CNLV CONTRACT NO. 6014)

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

16. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH US HOME, TO PROVIDE FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ALEXANDER ROAD AND COMMERCE STREET IN THE APPROXIMATE AMOUNT OF 3.8% OF THE TOTAL COST OR \$16,027; CRAIG ROAD AND COMMERCE STREET - SOUTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 3.7% OF THE TOTAL COST OR \$7,943; CRAIG ROAD AND COMMERCE STREET - EAST LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 4.0% OF THE TOTAL COST OR \$8,587; CHEYENNE AVENUE AND COMMERCE STREET - NORTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 3.7% OF THE TOTAL COST OR \$7,943; AND CHEYENNE AVENUE AND COMMERCE STREET - WEST LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 4.0% OF THE TOTAL COST OR \$8,587 FOR THE ALEXANDER/COMMERCE RESIDENTIAL DEVELOPMENT LOCATED ON THE SOUTHEAST CORNER OF ALEXANDER ROAD AND COMMERCE STREET.**

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

17. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL**

IMPROVEMENT COST PARTICIPATION AGREEMENT WITH THE ARMSTRONG GROUP OF COMPANIES FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT LONE MOUNTAIN ROAD AND ALLEN LANE IN THE APPROXIMATE AMOUNT OF 0.4% OF THE TOTAL COST OR \$2,125; CRAIG ROAD AND VALLEY DRIVE - NORTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 1.2% OF THE TOTAL COST OR \$1,440; CRAIG ROAD AND VALLEY DRIVE - EAST LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 1.3% OR \$1,560; CRAIG ROAD AND SIMMONS STREET - SOUTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 1.8% OF THE TOTAL COST OR \$2,160; CRAIG ROAD AND SIMMONS STREET - WEST LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 2.0% OF THE TOTAL COST OR \$2,400; CRAIG ROAD AND ALLEN LANE - NORTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 1.9% OF THE TOTAL COST OR \$2,280; AND CRAIG ROAD AND ALLEN LANE - SOUTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 4.0% OR \$4,800 FOR THE CVS PHARMACY #7252 COMMERCIAL DEVELOPMENT LOCATED ON THE SOUTHEAST CORNER OF CRAIG ROAD AND ALLEN LANE.

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

18. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH CELEBRATE HOMES, INC. FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ANN ROAD AND LOSEE ROAD IN THE APPROXIMATE AMOUNT OF 0.9% OF THE TOTAL COST OR \$4,427; LONE MOUNTAIN ROAD AND LOSEE ROAD IN THE APPROXIMATE AMOUNT OF 1.9% OF THE TOTAL COST OR \$10,902; WASHBURN ROAD AND LOSEE ROAD IN THE APPROXIMATE AMOUNT OF 5.0% OF THE TOTAL COST OR \$24,597; CRAIG ROAD AND LOSEE ROAD - NORTH LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 26.0% OF THE TOTAL COST OR \$55,817; AND CRAIG ROAD AND LOSEE ROAD - WEST LEG/DUAL LEFT IN THE APPROXIMATE AMOUNT OF 10.7% OF THE TOTAL COST OR \$22,971 FOR THE LONE MOUNTAIN/LOSEE RESIDENTIAL SUBDIVISION LOCATED ON THE NORTHWEST CORNER OF LONE MOUNTAIN ROAD AND LOSEE ROAD.**

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

19. **APPEAL, BY THE APPLICANT, OF THE PLANNING COMMISSION'S DECISION TO APPROVE SPR-14-05 (MARCELLO MARKETPLACE); AN APPLICATION SUBMITTED BY CARL D. MARCELLO ON BEHALF OF THE CLARK COUNTY DEPARTMENT OF AVIATION, PROPERTY OWNER, FOR A SITE PLAN REVIEW IN A C-2 GENERAL COMMERCIAL DISTRICT CONSISTING OF 135,628 SQUARE FEET OF COMMERCIAL; REQUESTING A WAIVER OF THE COMMERCIAL DEVELOPMENT STANDARDS AND DESIGN GUIDELINES' REQUIREMENT TO ORIENT A BUILDING TO THE CORNER ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF CAREY AVENUE AND RANCHO DRIVE. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

20. **APPEAL, BY THE CITY OF NORTH LAS VEGAS PLANNING AND DEVELOPMENT DEPARTMENT, OF THE PLANNING COMMISSION'S DECISION TO APPROVE UN-31-05 (COMMERCE COMMONS TAVERN); AN APPLICATION SUBMITTED BY TERRITORY, INC., ON BEHALF OF IKE & DANA EPSTEIN, PROPERTY OWNERS, FOR A USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW THE "ON SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A BAR/TAVERN ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND COMMERCE STREET. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

21. **APPEAL, BY THE APPLICANT, OF THE PLANNING COMMISSION'S DECISION TO APPROVE UN-34-05 (WASHINGTON FEDERAL SAVINGS); AN APPLICATION SUBMITTED BY GARY NELSON, ON BEHALF OF WASHINGTON FEDERAL SAVINGS, PROPERTY OWNER, FOR A USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW A FINANCIAL INSTITUTION ON PROPERTY GENERALLY LOCATED NORTH OF ANN ROAD AND APPROXIMATELY 246 FEET EAST OF FERRELL STREET. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

22. **APPEAL, BY THE CITY OF NORTH LAS VEGAS PLANNING AND DEVELOPMENT DEPARTMENT, OF THE PLANNING COMMISSION'S DECISION TO APPROVE UN-146-04 (CENTENNIAL/LAMB TAVERN); AN APPLICATION SUBMITTED BY PETER MICHELIN ON BEHALF OF MICHAEL ANGELO, L.L.C., PROPERTY OWNER, FOR AN EXTENSION OF TIME FOR A PREVIOUSLY APPROVED USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW THE "ON SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN ON PROPERTY GENERALLY LOCATED EAST OF LAMB BOULEVARD AND APPROXIMATELY 315 FEET NORTH OF AZURE AVENUE. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

23. **AMP-16-05 (VALENCIA - ADDITION); AN APPLICATION SUBMITTED BY ALEX COLEMAN, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF VLDR VERY LOW DENSITY RESIDENTIAL TO LDR LOW DENSITY RESIDENTIAL FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF COLEMAN STREET AND ALEXANDER ROAD. (SET PUBLIC HEARING FOR JUNE 1, 2005) (ASSOCIATED ITEM NO. 40, ORDINANCE NO. 2150, ZN-34-05)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

24. **AMP-18-05 (CRAIG ROAD CONDOMINIUMS); AN APPLICATION SUBMITTED BY CRAIG ROAD, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF INDUSTRIAL TO HDR HIGH DENSITY RESIDENTIAL FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF VANDENBERG LANE AND CRAIG ROAD. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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. **UN-46-02 (CENTENNIAL & PECOS); AN APPLICATION SUBMITTED BY CHARLIE MACK ON BEHALF OF PECOS & CENTENNIAL PARKWAY TRUST, PROPERTY OWNER, FOR AN EXTENSION OF TIME FOR A USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW THE "ON-SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF CENTENNIAL PARKWAY AND PECOS ROAD. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

26. **UN-76-03 (DECATUR AND TROPICAL); AN APPLICATION SUBMITTED BY DECATUR TROPICS, LLC, PROPERTY OWNER, FOR AN EXTENSION OF TIME FOR A USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW THE "ON-SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY (CENTENNIAL PARKWAY) AND DECATUR BOULEVARD. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

27. **UN-131-04 (LOSEE & LONE MOUNTAIN 2 ACRES); AN APPLICATION SUBMITTED BY MENDENHALL FAMILY TRUST, PROPERTY OWNER, FOR AN EXTENSION OF TIME FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW THE "ON-SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF LOSEE ROAD AND LONE MOUNTAIN ROAD. (SET PUBLIC HEARING FOR JUNE 1, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 1, 2005

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

28. **VAC-07-05 (DONOVAN WAY & FREIGHTLINER); AN APPLICATION SUBMITTED BY BOULDER PLACEMENT ON BEHALF OF JERRY APPELHANS, DEBRA TENNARIELLO, PROPERTY OWNERS, TO VACATE THE SOUTHERLY 18 FEET OF LONE MOUNTAIN ROAD COMMENCING AT DONOVAN WAY AND PROCEEDING EAST APPROXIMATELY 230 FEET. (SET PUBLIC HEARING FOR JUNE 15, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 15, 2005

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

29. **VAC-10-05 (FIRST SPANISH BAPTIST CHURCH); AN APPLICATION SUBMITTED BY LOCHSA ENGINEERING ON BEHALF OF THE FIRST SPANISH BAPTIST CHURCH, PROPERTY OWNER, TO VACATE THE NORTHERLY FIVE (5) FEET OF WASHBURN ROAD COMMENCING AT ALLEN LANE AND PROCEEDING WEST APPROXIMATELY 482 FEET; AND TO VACATE THE WESTERLY FIFTEEN (15) FEET OF ALLEN LANE COMMENCING AT WASHBURN ROAD AND PROCEEDING NORTH APPROXIMATELY 292 FEET. (SET PUBLIC HEARING FOR JUNE 15, 2005)**

ACTION: PUBLIC HEARING SET FOR JUNE 15, 2005

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

30. **ACCEPTANCE OF THE LEGISLATIVE UPDATES FOR THE 2005 NEVADA STATE LEGISLATURE AND DIRECTION TO THE CITY MANAGER ON HOW TO PROCEED WITH BILLS PROPOSED IN THE STATE LEGISLATURE.**

Lead Lobbyist Kimberly McDonald stated there was approximately three weeks left in the legislative session and this was the third update to Council. Of the 279 Assembly Bills tracked by the City, 87 died; of the 279 Senate Bills tracked by the City, 78 died. Ms.

McDonald advised the major changes in the City bills occurred in AB509 which was the City Charter change that would enable Council to take action on an ordinance introduced at the second regularly-scheduled meeting, rather than the first. The bill was presented and do passed and was on its way to the Senate floor at the time. A second attempt was made to present SB473, the Red Light Camera bill which had died on the first attempt. AB22, which addressed the authority of the Library District to recommend to City Council the sale, swap or transfer of donated land, was on the Senate floor. AB89, alternative sites for voter registration, was on its way to the Governor's office.

Other legislation that would impact the City included AB197 which addressed the increase in the number of Council wards. City Manager Rose testified in opposition to the bill. AB312 dealt with the public lands auction regarding the disposal of redevelopment land. Ms. McDonald stated she would continue to monitor the progress of the bill. AB380 was the Health District bill which reduced the City's representation from two members to one. A hearing was held regarding this legislation and Ms. McDonald testified in opposition. AB418, the More Cops Sales Initiative, was currently on the Senate floor and was awaiting a vote.

AJR9, the "Three Strikes" Ethics bill, was currently in Senate Legislative Operations and Elections awaiting a hearing. SB77, regarding Franchise Fees, was defeated on April 14th but could possibly resurface. Ms. McDonald advised the City would realize a loss of \$10 million if the ability to impose franchise fees were taken away. SB252, which would change the municipal primary and general elections to the same dates as the State in even-numbered years, was heard on May 5th in the Assembly Elections and Procedures Committee.

SB380 and AB233 dealt with Homeland Security and eventually would merge into one bill. The legislation would reduce the Commission to 14 members, create a Finance Committee and require that all Homeland Security funds pass through the Commission for their awareness, not their approval. An amendment to the bill was the addition of the Office of Economic Development in the security industry to assist with this issue. Both bills were in the Assembly Ways and Means Committee.

Finance Director Phil Stoeckinger presented an update on the property tax trailer bill and redevelopment. He stated there had been some omissions in the language on the initial property tax bill and the City was concerned about the impact the bill would have on redevelopment. Director Stoeckinger advised each assessor would finalize the property tax bills and every property owner would receive a card in the mail. When the cards were received by the tax assessors, they would be forwarded to the Tax Commission for finalization.

Councilwoman Smith suggested Council request AB22, the library land bill, be withdrawn.

ACTION: STAFF DIRECTED TO REQUEST WITHDRAWAL OF AB22

MOTION: Councilwoman Smith

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

ACTION: PLATFORM ACCEPTED AS AMENDED

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

31. APPROVAL OF A CONTRACT WITH MANAGEMENT PARTNERS, INC., IN THE AMOUNT OF \$75,000, TO CONDUCT A CITYWIDE ORGANIZATIONAL AND MANAGEMENT REVIEW. (CNLV CONTRACT NO. C-6030)

ACTION: APPROVED

MOTION: Mayor Montandon

SECOND: Councilman Buck

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

NAYS: Mayor Pro Tempore Robinson

ABSTAIN: None

32. APPROVAL OF AN AGREEMENT WITH DANIEL C. SMITH & ASSOCIATES, IN AN AMOUNT NOT TO EXCEED \$45,000, FOR PROFESSIONAL SERVICES USING THE COMPETITIVE BIDDING EXCEPTION PER NRS 332 TO DEVELOP A STAFFING AND FACILITIES MASTER PLAN FOR THE POLICE DEPARTMENT'S DETENTION SERVICES. (CNLV CONTRACT NO. C-6017)

ACTION: APPROVED

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

33. RATIFICATION OF AN APPLICATION AND ACCEPTANCE OF GRANT AWARD FOR OFFICE OF DOMESTIC PREPAREDNESS (OPD) FY 2005 HOMELAND SECURITY GRANT PROGRAM (HSGP) / STATE HOMELAND SECURITY PROGRAM (SHSP) FUNDS IN THE AMOUNT OF \$231,000 FOR THE NORTH LAS VEGAS FIRE DEPARTMENT AND EMERGENCY MANAGEMENT AGENCY (EMA).

In response to a question by Mayor Pro Tempore Robinson, City Manager Rose stated no matching funds were required by the City. Councilman Buck asked when the grant monies would be available and Fire Chief Al Gillespie responded the funds had already been received.

ACTION: APPLICATION RATIFIED AND GRANT ACCEPTED

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. APPROVAL OF VARIANCE TO TITLE 15.40.010 TO ALLOW THE CITY TO PERMIT CONSTRUCTION ACTIVITIES FOR THE HARMONY II DEVELOPMENT AND ISSUE CERTIFICATES-OF-OCCUPANCY FOR STRUCTURES WITHIN A SPECIAL FLOOD HAZARD AREA PRIOR TO THE PROCESSING OF THE REQUISITE CONDITIONAL LETTER OF MAP REVISION AND LETTER OF MAP REVISION THROUGH THE FEDERAL EMERGENCY MANAGEMENT AGENCY.

Councilwoman Smith expressed her concern that, as a result of the pending flood season, a structure could be damaged by rain and asked if the City would be liable. Public Works Director Jim Bell explained precautions were taken to route the water around the project area, thereby disposing of it in the Las Vegas Wash. He stated the project was virtually flood-proof.

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

35. CONSIDERATION OF PROPOSED AMENDMENTS TO THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN.

Utilities Director David Bereskin explained the term “drought emergency” was replaced with the term “drought critical” when determining the stages of the Lake Mead water elevation. Another change specified golf course water budgets during “drought alert”, as well as increased penalties for water waste. The plan was also revised to reflect the latest information on conservation, drought conditions and water supply conditions.

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

36. AUTHORIZATION FOR THE MAYOR TO SIGN THE CERTIFICATION BY STATE OR LOCAL OFFICIAL OF PUBLIC HOUSING AUTHORITY (PHA) PLANS CONSISTENCY WITH THE CONSOLIDATED PLAN AS A PART OF THE NORTH LAS VEGAS HOUSING AUTHORITY’S SUBMISSION OF THE AGENCY’S FIVE-YEAR AND ANNUAL PHA PLAN TO HOUSING AND URBAN DEVELOPMENT (HUD).

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

37. RESOLUTION NO. 2314; ADOPTING INTERLOCAL COOPERATIVE AGREEMENT FOR DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HOME INVESTMENT PARTNERSHIPS PROGRAM.

Resolution No. 2314 as introduced by the City Manager:

ADOPTING INTERLOCAL COOPERATIVE AGREEMENT FOR DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HOME INVESTMENT PARTNERSHIPS PROGRAM.

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

ORDINANCES
INTRODUCTION ONLY

38. ORDINANCE NO. 2136; 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 DROUGHT EMERGENCY DECLARATION, WATER WASTE FEES, AND GOLF COURSE BUDGETS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR JUNE 1, 2005)

Ordinance No. 2136 as introduced by the City Clerk:

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 DROUGHT EMERGENCY DECLARATION, WATER WASTE FEES, AND GOLF COURSE BUDGETS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR JUNE 1, 2005

39. **ORDINANCE NO. 2149; 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 5.00± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-33-05, ALLEN & RANCH HOUSE), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF ALLEN LANE AND RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 1, 2005)**

Ordinance No. 2149 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 5.00± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-33-05, ALLEN & RANCH HOUSE), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF ALLEN LANE AND RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 1, 2005

40. **ORDINANCE NO. 2150; 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 2.25 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-34-05, VALENCIA - ADDITION), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF COLEMAN STREET AND ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 1, 2005) (ASSOCIATED ITEM NO. 23, AMP-16-05)**

Ordinance No. 2150 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 2.25 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-34-05, VALENCIA - ADDITION), FOR PROPERTY GENERALLY LOCATED

AT THE NORTHWEST CORNER OF COLEMAN STREET AND
ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS
PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 1, 2005

41. **ORDINANCE NO. 2151; 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 37.32± ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-32-05, CENTENNIAL INDUSTRIAL CENTER), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND MT. HOOD STREET. (SET FINAL ACTION FOR JUNE 1, 2005)**

Ordinance No. 2151 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 37.32± ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-32-05, CENTENNIAL INDUSTRIAL CENTER), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND MT. HOOD STREET.

ACTION: FINAL ACTION SET FOR JUNE 1, 2005

42. **ORDINANCE NO. 2152; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-06-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.050 (B) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO REQUIRE ALL USE PERMITS FOR SCHOOLS TO BE FORWARDED TO THE CITY COUNCIL FOR FINAL ACTION FOLLOWING A PUBLIC HEARING AND RECOMMENDATION BY THE PLANNING COMMISSION, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR JUNE 1, 2005)**

Ordinance No. 2152 as introduced by the City Clerk:

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-06-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.050 (B) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO REQUIRE ALL USE PERMITS FOR SCHOOLS TO BE FORWARDED TO THE CITY COUNCIL FOR FINAL ACTION FOLLOWING A PUBLIC HEARING AND RECOMMENDATION BY THE PLANNING COMMISSION, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR JUNE 1, 2005

ORDINANCES
FINAL ACTION

45. **ORDINANCE NO. 2142; 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 .52± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO A C-P PROFESSIONAL OFFICE COMMERCIAL DISTRICT (ZN-28-05, 4300 NORTH DECATUR), FOR PROPERTY LOCATED AT 4300 NORTH DECATUR BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2142 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 .52± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO A C-P PROFESSIONAL OFFICE COMMERCIAL DISTRICT (ZN-28-05, 4300 NORTH DECATUR), FOR PROPERTY LOCATED AT 4300 NORTH DECATUR BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Development Director Jory Stewart stated the Planning Commission and Staff recommended approval.

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

46. ORDINANCE NO. 2143; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1872 WHICH RECLASSIFIED CHEYENNE VALLEY (ZN-76-02) TO A PUD PLANNED UNIT DEVELOPMENT TO ALLOW TWO FAMILY RESIDENTIAL, COMMERCIAL AND RESEARCH AND DEVELOPMENT PARK, AND BY RENUMBERING, DELETING , AMENDING AND ADDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2143 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1872 WHICH RECLASSIFIED CHEYENNE VALLEY (ZN-76-02) TO A PUD PLANNED UNIT DEVELOPMENT TO ALLOW TWO FAMILY RESIDENTIAL, COMMERCIAL AND RESEARCH AND DEVELOPMENT PARK, AND BY RENUMBERING, DELETING , AMENDING AND ADDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Development Director Jory Stewart stated the applicant requested to amend the previously approved PUD to allow for the development of a Qualcomm Incorporated research and development, high-technology complex consisting of six buildings, five of which would be two stories with a maximum height of 60 feet. The campus would be considered high security and would have 24-hour security coverage seven days a week. Because of the security concerns, condition #44 regarding public access to the site was amended to reflect public access only to the residential PUD.

ACTION: PASSED AND ADOPTED AS AMENDED

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

48. **ORDINANCE NO. 2145; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-05-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.20.020 (G), 17.20.030 (G), 17.20.040 (G), 17.20.050 (G), 17.20.060 (H), 17.20.070 (H), AND 17.20.080 (H) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO ALLOW AN ENCROACHMENT INTO THE SETBACKS FOR MEDIA NICHEs AND COOLING SYSTEMS WITHIN ALL RESIDENTIAL DISTRICTS, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 2145 as introduced by the City Manager:

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-05-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.20.020 (G), 17.20.030 (G), 17.20.040 (G), 17.20.050 (G), 17.20.060 (H), 17.20.070 (H), AND 17.20.080 (H) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO ALLOW AN ENCROACHMENT INTO THE SETBACKS FOR MEDIA NICHEs AND COOLING SYSTEMS WITHIN ALL RESIDENTIAL DISTRICTS, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Planning and Development Director Jory Stewart advised the changes would allow homes to be constructed with media niches and cooling systems which may encroach into the side or rear yard setback. She stated media niches had been allowed administratively and this change would codify the interpretation by the Planning and Development Department.

Councilman Buck questioned if this change would affect the ability to get emergency equipment into the rear yard if both sides of the home were reduced by niches. She suggested amending the ordinance to allow a niche on only one side of the home. Director Stewart stated Staff had consulted with the Fire Department who stated there should be at least a three-foot setback from the property line. Fire Chief Al Gillespie agreed with this assessment.

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

49. **ORDINANCE NO. 2146; 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 16.9 ACRES THEREIN FROM AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-23-05, RIVERWALK RANCH HIGH NOON 1), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF RANCH HOUSE ROAD AND MONTGOMERY STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

ACTION: CONTINUED TO JUNE 1, 2005

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

50. **ORDINANCE NO. 2147; 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 13.98± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-05, GOLDFIELD PROJECT), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDFIELD STREET AND LAMADRE WAY.**

Ordinance No. 2147 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 13.98± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-05, GOLDFIELD PROJECT), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOLDFIELD STREET AND LAMADRE WAY.

Planning and Development Director Jory Stewart stated the Planning Commission recommended approval.

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

51. ORDINANCE NO. 2148; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS, AMENDING ORDINANCE NO. 1429, APPROVING AN AMENDMENT TO THE AUGUST 2, 2000 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ALIANTE COMMONS, L.L.C. FOR THE DEVELOPMENT OF LAND; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2148 as introduced by the City Manager:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS, AMENDING ORDINANCE NO. 1429, APPROVING AN AMENDMENT TO THE AUGUST 2, 2000 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ALIANTE COMMONS, L.L.C. FOR THE DEVELOPMENT OF LAND; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Development Director Jory Stewart read for the record two corrections to the Development Agreement. Page 5, paragraph 4) of section D of the Development Agreement would be changed to delete the language "and .080" which follows "a waiver to section 17.20.060". Page 8, line a. of section 1) will read: "Banks and Financial Institutions, excluding payday loan, check cashing and other similar facilities."

George Garcia, 1711 Whitney Mesa Drive, Suite 110, Henderson, stated he concurred with the proposed changes to the Development Agreement.

Councilman Buck asked if the term "payday loan" was a brand name and City Attorney Sean McGowan responded, since the reference was "or other similar businesses," it was his opinion it was not a brand name but, as discussed in a previous meeting, a deferred deposit or a payday loan.

ACTION: PASSED AND ADOPTED AS AMENDED

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

City Manager Rose recalled trailed Item No. 2.

2. **AN APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-104-04 (ANN & ALLEN); AN APPLICATION SUBMITTED BY KENNEDY COMMERCIAL ON BEHALF OF ALIANTE COMMONS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE TO COMMUNITY COMMERCIAL, ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND ALLEN LANE. (CONTINUED MARCH 2, APRIL 6 AND APRIL 20, 2005)**

ACTION: WITHDRAWN

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

CLOSED PERSONNEL SESSION

Mayor Montandon adjourned to the Closed Personnel Session at 7:10 P.M.

52. **NON-ACTION ITEM: CLOSED PERSONNEL SESSION REGARDING THE CITY MANAGER'S ANNUAL PERFORMANCE AND SALARY REVIEW.**

ACTION: CLOSED PERSONNEL SESSION HELD

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

Mayor Montandon reconvened the meeting at 7:34 P.M.

53. ACTION ITEM: ACTION PERTAINING TO THE CLOSED PERSONNEL SESSION REGARDING THE CITY MANAGER'S ANNUAL PERFORMANCE AND SALARY REVIEW.

Councilman Buck commended City Manager Rose on his excellent performance as City Manager. Councilwoman Smith thanked City Manager Rose for his efforts to improve the City's financial position. Mayor Pro Tempore Robinson praised City Manager Rose for a job well done.

ACTION: 7% INCREASE IN SALARY 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

COUNCIL ITEMS

Councilman Buck asked for an update on the condition of employee Tony Borruto. Parks and Recreation Director Mike Henley stated he was in a permanent rehabilitation center and recently had extensive skin grafting on one of his legs in preparation for a prosthesis and a second surgery on his hand. Councilman Buck extended her best wishes.

CITY MANAGER'S REPORT

No report given.

PUBLIC FORUM

Harvey Ferber, 1504 Lazy Hill Ranch Road, North Las Vegas, was concerned about the number of taverns in the City and suggested the creation of a plan for approving taverns and other uses. Mayor Montandon explained Council had a Work Session earlier in the evening and had directed Staff to draft an ordinance to regulate the approval of taverns.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:51 P.M.

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

APPROVED: July 6, 2005

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

ATTEST:

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