

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

November 16, 2005

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

CITY COUNCIL MEETING

CALL TO ORDER

6:12 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

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

EXCUSED

Councilman Robert L. Eliason

STAFF PRESENT

City Manager Gregory Rose
Acting City Attorney Carie Torrence
City Clerk Karen Storms
Economic Development Director Mike Majewski
Finance Director Phil Stoeckinger
Fire Chief Al Gillespie
Human Resources Director Ali R. Freeman
Information Technology Director Steve Chapin

Parks & Recreation Director Mike Henley
Planning and Development Director Jory Stewart
Assistant Police Chief Joe Chronister
Public Works Director Jim Bell
Strategic Planning Director Eric Dabney
Utilities Director David Bereskin
Assistant City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Dean Leavitt
Planning Commissioner

PLEDGE OF ALLEGIANCE

Shari Buck
Councilman

PUBLIC FORUM

James Sala, 501 North Lamb Boulevard, Las Vegas, a representative of the Nevada Carpenter's Union, complained about Meadow Valley Contractors violating State laws and safety requirements at the City's Three Bridges project. Mayor Montandon referred the complaint to Public Works Director James Bell.

Cristobal Corona, 3130 Holmes Circle, North Las Vegas, stated he lived next to the Three Bridges project and feared for the safety of the children in the neighborhood.

William Parker, 2208 Matheson Street, North Las Vegas, stated he had concerns about halfway houses in his neighborhood. Mayor Montandon responded there were no such houses in North Las Vegas and asked Mr. Parker to provide the City Manager with the addresses to investigate. Mr. Parker stated he had information that indicated there were halfway houses for former prisoners in North Las Vegas and he would provide Staff with the addresses. In response to a request by Mayor Pro Tempore Robinson, City Manager Rose advised Staff would initiate an investigation into this matter.

Max Stewart, 806 Royal Mile Way, North Las Vegas, complained about people parking on both sides of the street near North Fifth Street and Alexander Road. He stated the intersection was dangerous because you couldn't see the oncoming traffic. Mayor Montandon asked City Manager Rose to look into the issue. Mr. Stewart also complained about receiving a final notice for his water bill. He also stated that he had suggested the City of North Las Vegas display the Prisoner of War/Missing in Action flag and now there were 38 of them displayed around the City.

Frank Vignola, Cannery Hotel, expressed his concerns about graffiti and gave examples of other cities' programs to eliminate the problem, including a photograph record of the incidents. Mayor Montandon stated there were graffiti abatement measures in place and encouraged the citizens who observe the problem to call Code Enforcement.

PRESENTATIONS

★ **SPECIAL RECOGNITION AND PRESENTATION TO MARION CAHLAN ELEMENTARY SCHOOL FOR RECEIVING "HIGH ACHIEVING" STATUS.**

Mayor Montandon made the presentation to Jean Jackson, Principal of Marion Cahlan Elementary School, who advised Marion Cahlan was one of the 12 Clark County schools out of 300 who received "high achieving" status.

ACTION: PRESENTATION MADE

★ **PRESENTATION TO THE CITY COUNCIL OF THE 2005 GOLD AWARD FOR COMPETITIVENESS ACHIEVEMENT FROM THE ASSOCIATION OF METROPOLITAN WATER AGENCIES WON BY THE UTILITIES DEPARTMENT.**

The award was presented to the City Council by Utilities Director David Bereskin.

ACTION: PRESENTATION MADE

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF NOVEMBER 16, 2005.**

ACTION: APPROVED, AS AMENDED; ITEM NO. 3 CONTINUED TO MAY 17, 2006; ITEM NO. 16.1, SIZZLER RESTAURANT, TABLED TO DECEMBER 21, 2005

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS - 6:15 P.M.

2. **AMP-45-05 (VALLEY 215 CONDOS); AN APPLICATION SUBMITTED BY GSL PROPERTIES, INC., ON BEHALF OF 215 PROPERTIES, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY**

COMMERCIAL TO HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF CENTENNIAL PARKWAY AND VALLEY DRIVE. (CONTINUED NOVEMBER 2, 2005) (ASSOCIATED ITEM NO. 41, ORDINANCE NO. 2197)

Mayor Montandon abstained from the vote due to the fact that GSL Properties was a client of a brokerage firm with whom he was employed. He left Chambers at 6:53 P.M.

Mayor Pro Tempore Robinson opened the Public Hearing.

Planning and Development Director Jory Stewart advised the applicant planned to develop a future 492-unit condominium complex with a density of 20.6 dwelling units per acre. The project consisted of a total of 23.94 acres. Staff and the Planning Commission recommended approval.

Jennifer Lazovich, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and stated the subject property was located adjacent to the I-215 Beltway along the Valley Drive alignment. She stated the project exceeded the open space requirement by over an acre and the developer planned to provide many amenities, such as two pools, basketball and volleyball courts, a fitness course, trail connections, tot lots and a main clubhouse. Each unit would also include a one-car attached garage. The developer agreed to reduce the projects to a maximum of 18 units per acre as requested by the Planning Commission.

Councilwoman Smith inquired as to the property located directly east of the subject property which was zoned Low Density Residential. Director Stewart responded an application had been received for Very High Density Residential zoning for the northeast corner of Valley Drive and Centennial Parkway which would be up to 50 dwelling units per acre. A preliminary review by Staff indicated the zoning should be no more than High Density Residential. The item was scheduled to go before the Planning Commission at the December 28th meeting.

Mayor Pro Tempore Robinson closed the Public Hearing.

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: Mayor Montandon

41. **ORDINANCE NO. 2197; 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 23.94± ACRES FROM C-2 GENERAL COMMERCIAL TO PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-70-05, VALLEY 215 CONDOS), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF CENTENNIAL PARKWAY AND VALLEY DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED NOVEMBER 2, 2005) (ASSOCIATED ITEM NO. 2, AMP-45-05)**

Ordinance No. 2197 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 23.94± ACRES FROM C-2 GENERAL COMMERCIAL TO PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-70-05, VALLEY 215 CONDOS), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF CENTENNIAL PARKWAY AND VALLEY DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Jennifer Lazovich, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant and requested Condition No. 29 be added to the conditions in the ordinance.

ACTION: PASSED AND ADOPTED, AS AMENDED; CONDITION 29 ADDED AS FOLLOWS:

29. THE CC&Rs FOR THE DEVELOPMENT SHALL REQUIRE THAT ALL UNITS MUST BE SOLD AS OWNER OCCUPIED HOUSING.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: Mayor Montandon

3. **VAC-21-05 (STORAGE WEST - DORRELL); AN APPLICATION SUBMITTED BY LAACO, LTD., TO VACATE ELAINE STREET COMMENCING AT THE INTERSECTION OF DORRELL LANE AND PROCEEDING NORTH APPROXIMATELY 610 FEET TO THE INTERSECTION OF DONALD ROAD. (CONTINUED OCTOBER 19 AND NOVEMBER 2, 2005)**

Mayor Pro Tempore Robinson opened the Public Hearing.

ACTION: CONTINUED TO MAY 17, 2006

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

4. **UN-83-05 (PARK CENTRAL PLAZA); AN APPLICATION SUBMITTED BY PARK CENTRAL PLAZA 32, LLC, PROPERTY OWNER, FOR A USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW THE "ON-SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN/RESTAURANT ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY. (CONTINUED OCTOBER 19 AND NOVEMBER 2, 2005)**

Mayor Montandon returned to Chambers at 7:06 P.M.

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised originally this tavern/restaurant was not in compliance with the commercial development standards and design guidelines regarding foundation landscaping and parking lot landscaping. She stated those issues had been resolved and Staff received the floor plan which was in compliance with the appropriate bar to restaurant ratio. Staff recommended approval.

George Garcia, 1711 Whitney Mesa Drive, Suite 110, Henderson, represented the applicant and stated all requirements for compliance were met. He advised the project was more than 26 acres in size and exceeded 250,000 square feet of total retail space. Grocery stores, restaurants and numerous retail facilities were proposed for the project in addition to the tavern/restaurant. Mr. Garcia requested Council approval.

Ty Kessler, THG, in response to a question by Councilman Buck, stated the facility would be more of a restaurant than a bar and would have a New Orleans-type theme. Mr. Garcia explained the restaurant was segregated from the bar and was conducive to family dining. Mr. Kessler confirmed the restaurant portion of the facility would be a non-smoking area. Councilwoman Smith expressed her preference for a different floor plan and Mr. Garcia agreed to bring back a revision of the floor plan if Council desired him to do so.

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 Smith and Buck

NAYS: None

ABSTAIN: None

5. **AMP-49-05 (VALENCIA #5); AN APPLICATION SUBMITTED BY ALEX COLEMAN, LLC, ON BEHALF OF ALEX COLEMAN, LLC, AND DEBORAH WILLIAMS-CONWAY, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF VERY LOW DENSITY RESIDENTIAL TO LOW DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF ALEXANDER ROAD AND FUSELIER DRIVE. (ASSOCIATED ITEM NO. 48, ORDINANCE NO. 2203)**

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised these parcels were recently acquired by the developer and comprised approximately 50+ acres of residential property. Staff and the Planning Commission recommended approval.

George Garcia, 1711 Whitney Mesa Drive, Suite 110, Henderson, represented the applicant and offered to respond to questions.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

48. **ORDINANCE NO. 2203; 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 2.27± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-76-05, VALENCIA #5), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ALEXANDER ROAD AND FUSELIER DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 5, AMP-49-05)**

Ordinance No. 2203 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 2.27± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-76-05, VALENCIA #5), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ALEXANDER ROAD AND FUSELIER DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

6. **AMP-50-05 (VALENCIA #4); AN APPLICATION SUBMITTED BY ALEX COLEMAN, LLC, ON BEHALF OF CARLOS MARTINEZ, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF VERY LOW DENSITY RESIDENTIAL TO LOW DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED WEST OF COLEMAN STREET AND APPROXIMATELY 350 FEET NORTH OF ALEXANDER ROAD. (ASSOCIATED ITEM NO. 47, ORDINANCE NO. 2202)**

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised the applicant acquired additional properties for this subdivision similar to Item No. 5. Staff and Planning Commission recommended approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

47. **ORDINANCE NO. 2202; 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 1.16± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-77-05, VALENCIA #4), FOR PROPERTY LOCATED WEST OF COLEMAN STREET AND APPROXIMATELY 350 FEET NORTH OF ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 6, AMP-50-05)**

Ordinance No. 2202 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 1.16± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-77-05, VALENCIA #4), FOR PROPERTY LOCATED WEST OF COLEMAN STREET AND APPROXIMATELY 350 FEET NORTH OF ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

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

7. **AMP-52-05 (ROME PARK); AN APPLICATION SUBMITTED BY DECATUR 215 STORAGE, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL TO HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED SOUTH OF ROME BOULEVARD AND APPROXIMATELY 660 FEET WEST OF VALLEY DRIVE. (ASSOCIATED ITEM NO. 50, ORDINANCE NO. 2205)**

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised the site consisted of 1.91 acres which was less than the required eight acres for High Density Residential (HDR). However, when aggregated with developing properties to the east and south which were also designated High Density Residential, there were approximately 26.64 aggregate acres at this location and, therefore, would not create an isolated island of HDR smaller than eight acres. The applicant proposed to build a 34-unit multi-family condominium development at a density of 17.8 dwelling units per acre. Staff and the Planning Commission recommended approval.

Wes Travis, Gary Guy Wilson Studios, 7625 South Industrial Road #100, Las Vegas, represented the applicant and offered to respond to questions.

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 Smith and Buck
NAYS: None
ABSTAIN: None

50. **ORDINANCE NO. 2205; 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 1.91± ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-79-05, ROME PARK), FOR PROPERTY GENERALLY LOCATED SOUTH OF ROME BOULEVARD AND APPROXIMATELY 650 FEET WEST OF VALLEY DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 7, AMP-52-05)

Ordinance No. 2205 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 1.91± ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-79-05, ROME PARK), FOR PROPERTY GENERALLY LOCATED SOUTH OF ROME BOULEVARD AND APPROXIMATELY 650 FEET WEST OF VALLEY DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

8. **AN APPEAL SUBMITTED BY GEORGE GARCIA ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE SPR-51-05 (EWING BROTHERS TOWING); AN APPLICATION SUBMITTED BY EWING BROTHERS, INC., ON BEHALF OF EWING INVESTMENTS, PROPERTY OWNER, FOR A SITE PLAN REVIEW IN AN M-2 GENERAL INDUSTRIAL DISTRICT FOR AN AUTOMOBILE IMPOUND YARD ON PROPERTY LOCATED AT 2102 EAST ALEXANDER ROAD.**

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised this item was approved by the

Planning Commission at the September 28, 2005 meeting, subject to the following conditions:

1. Unless expressly authorized through a variance, waiver or another approved method, this development shall comply with all applicable codes and ordinances.
2. The applicant shall submit through the Building & Safety Division a landscape and irrigation plan that meets Zoning Ordinance requirements. Said plans shall be reviewed and approved, a building permit shall be issued, all required landscaping and irrigation materials shall be installed and inspected prior to the application for a business license or a certificate of occupancy, whichever occurs first.
3. The proposed storage area shall be properly screened with a wall that meets the requirements of the Zoning Ordinance prior to the application for a business license or a certificate of occupancy, whichever occurs first. A building permit must be issued prior to installation of said wall.
4. SPR-51-05 is site-specific and non-transferable.
5. The submitted "conceptual landscape plan" shall not be considered or implied to be approved in any manner. All landscaping shall be provided in accordance with ordinance requirements.
6. A decorative block wall shall be provided along Alexander Road in accordance with all applicable codes and ordinances. The wall shall be a minimum eight feet (8.00') and a maximum ten feet (10.00') in height.
7. An eight-foot screen wall is required along all interior property lines.
8. All areas within the impound yard shall be paved with asphaltic-concrete or asphalt.
9. The property owner is required to sign a restrictive covenant for utilities.
10. All Nevada Power Company easements, appurtenances, lines and poles must be shown and shall be located entirely within the perimeter landscape area of this development. Distribution lines, existing or proposed, shall be placed underground.
11. Approval of a traffic study is required prior to submittal of the civil improvement plans.
12. The civil improvement plans for the project shall include schedule 40 PVC fiber optic conduit along Alexander Road.
13. The size and number of driveways and their locations are subject to review and

approval by the City of North Las Vegas Traffic Engineer and must meet the standards set forth in *North Las Vegas Municipal Code* section 17.24.130. Conformance may require modifications to the site.

14. Approval of a drainage study is required prior to submittal of the civil improvement plans.

Director Stewart advised the Municipal Code stated all areas utilized for parking space and driveways shall be paved with concrete or asphalt to control dust and drainage. The applicant appealed the item and requested that Condition No. 8 be eliminated.

George Garcia, 1711 Whitney Mesa Drive, Suite 110, Henderson, represented the applicant and stated a towing impound lot was not considered a parking lot. Vehicles were towed in by trucks and placed in the impound lot. The driveable areas where the tow trucks were parked would be paved with asphalt similar to a drive aisle. The area between the drive aisles would be set aside for asphalt chips which would be maintained for dust control. Mr. Garcia requested Condition No. 8 be revised to reflect those changes.

Councilman Buck suggested language be added to the condition that would require the entire lot to be paved if dust control criteria were not met. Mr. Garcia agreed to Councilman Buck's suggestion.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, AS AMENDED; CONDITION NO. 8 AMENDED TO READ AS FOLLOWS:

ALL AREAS WHERE TOW TRUCKS ARE DRIVING MUST BE PAVED; AREAS WHERE THE IMPOUNDED CARS ARE PARKED CAN BE COVERED WITH ASPHALTED CHIPS, SUBJECT TO APPROVAL OF THE CLARK COUNTY AIR QUALITY CONTROL BOARD; APPLICANT WILL RECEIVE ONE WARNING IF DUST CONTROL CRITERIA ARE NOT MET. A SECOND VIOLATION WOULD RESULT IN THE APPLICANT HAVING TO PAVE THE ENTIRE PARKING LOT.

MOTION: Councilman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

9. AN APPEAL SUBMITTED BY DAVID KIM ON BEHALF OF THE PROPERTY

OWNER OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-39-05 (BESTWAY RECYCLING); AN APPLICATION SUBMITTED BY DAVID KIM ON BEHALF OF ROBERT C. LEPOME, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF MDR MEDIUM DENSITY RESIDENTIAL TO INDUSTRIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF GOWAN ROAD AND CIVIC CENTER DRIVE. (ASSOCIATED ITEM NO. 10, APPEAL, ZN-62-05)

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised Staff recommended denial of the application because the proposed industrial use at the location was not compatible with the existing elementary school located to the east directly contiguous to the site. It was felt the pedestrian traffic would be adversely affected by the truck traffic that would increase with this use. The Planning Commission denied the application which was being appealed by the applicant.

Wes Travis, Gary Guy Wilson Studios, 7625 South Industrial Road #100, Las Vegas, represented the applicants and advised the subject property was located adjacent to Lois Craig Elementary School and understood the concern expressed by Staff for children going to and from the school. He stated it was planned to provide a 20-foot setback from the curb with an in-bound sidewalk to keep the children using the access away from the road. Mr. Travis advised a meeting was held with the principal of the school and his primary concern was that if the area were zoned for multi-family residences, it would increase the number of students in a school that was already overcrowded. He requested Council approve the designation from Medium Density Residential to M-2 Industrial on the property.

Councilwoman Smith expressed concern about the traffic that would be created with industrial zoning and suggested the property be designated a Planned Unit Development (PUD) to incorporate the applicant's request and control the traffic.

When asked by Councilman Buck who had control over the industrial district, recycling issues and hazardous emissions in the air, City Manager Rose responded although Code Enforcement had some control, the primary regulator would be Public Works and Utilities. Director Stewart stated Clark County also regulated those types of issues. In response to a question by Councilman Buck as to Health Department regulations on how close this type of industry could be to a school, Mr. Travis explained the process consisted of dry goods compression and was fully enclosed. He also added there were no hazardous materials involved.

Public Works Director Jim Bell advised the Building Department approved what was

required by the City's zoning requirements. Public Works would only be involved in the recycling portion responsibility in accordance with Silver State Recycling.

Councilman Buck requested written notification from the Clark County School District on their opinion of the project before voting. Mr. Travis stated the School District had been notified by the Planning Commission of the hearing; however, no one from the School District attended the meeting.

Mayor Pro Tempore Robinson expressed concern with the truck traffic and the air pollution created by recycling plants.

In response to a question by Councilwoman Smith on, Director Stewart advised in order to present the project as a PUD, an application would have to be resubmitted to the Planning Commission. City Manager Rose stated the PUD process could be expedited; however, the issue of fees would become a problem in that the application would have to be re-evaluated for which costs would be incurred.

Mr. Travis stated the placement of a crossing guard at the designated entry during the times the students are going and leaving school could be considered. Mayor Montandon explained that was a condition that could be placed on a PUD but not on M-2 zoning.

Director Stewart explained consideration would be for the AMP which could be approved and Item No.10 for zoning could be withdrawn by the applicant and brought back for PUD zoning at a later date.

Mayor Montandon closed the Public Hearing.

Mayor Pro Tempore Robinson made a motion to uphold the Planning Commission decision to deny AMP-39-05. The motion died for the lack of a second.

ACTION: PLANNING COMMISSION DECISION OVERTURNED; AMP-39-05 APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith and Buck

NAYS: Mayor Pro Tempore Robinson

ABSTAIN: None

10. AN APPEAL SUBMITTED BY DAVID KIM ON BEHALF OF THE PROPERTY

OWNER OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-62-05 (BESTWAY RECYCLING); AN APPLICATION SUBMITTED BY DAVID KIM ON BEHALF OF ROBERT C. LEPOME, PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF GOWAN ROAD AND CIVIC CENTER DRIVE. (ASSOCIATED ITEM NO. 9, APPEAL, AMP-39-05)

Acting City Attorney Carie Torrence advised if the applicant withdrew the item, he could bring it back with the PUD; however, if Council voted to deny the item, the applicant would be prohibited from filing for another zoning reclassification for one year.

ACTION: WITHDRAWN

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith and Buck

NAYS: Mayor Pro Tempore Robinson

ABSTAIN: None

11. UN-96-05 (CRAIG ROAD HOSPITALITY CENTER); AN APPLICATION SUBMITTED BY SUN WEST GENERAL CONTRACTORS ON BEHALF OF CRAIG CROSSING, LLC, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW TWO (2) HOTELS ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF CRAIG ROAD AND FREHNER ROAD.

Mayor Montandon opened the Public Hearing.

Planning and Development Director Jory Stewart advised the applicant proposed the development of a three-story 95 guest room Marriott Springhill Suites and a four-story 100 guest room Hilton Hampton Inn.

Jennifer Lazovich, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant and requested Council approval.

Councilman Buck asked Ms. Lazovich to acknowledge that her client understood that the Craig Road overpass would most likely affect the ingress and egress of the property. Ms. Lazovich stated her client had a meeting with the Nevada Department of Transportation (NDOT) to discuss where the overpass would touch down and there was a possibility that access to and from the property would be affected.

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 and Buck

NAYS: None

ABSTAIN: None

12. VAC-30-05 (VALLEY 215 CONDOS); AN APPLICATION SUBMITTED BY GSL PROPERTIES, INC., ON BEHALF OF 215 PROPERTIES, LLC, PROPERTY OWNER, TO VACATE A PORTION OF VALLEY DRIVE FROM THE I-215 RIGHT-OF-WAY AND PROCEEDING SOUTH APPROXIMATELY 490 LINEAL FEET.

Mayor Montandon abstained from the vote due to the fact that GSL Properties was a client of a brokerage with whom he was employed.

Mayor Pro Tempore Robinson opened the Public Hearing.

Public Works Director Jim Bell stated the applicant requested a vacation of 490 feet in order to construct a 492-unit multi-family condominium development. Staff recommended approval.

Mayor Pro Tempore Robinson closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE CITY SHALL RETAIN A UTILITY EASEMENT OVER THE AREA TO BE VACATED.
2. THE DEVELOPER SHALL INSTALL SCHEDULE 40 PVC FIBER OPTIC CONDUIT ALONG CENTENNIAL PARKWAY, VALLEY DRIVE AND WITHIN THE AREA TO BE VACATED; THE CONDUIT SHALL EXTEND TO THE BELTWAY.

MOTION: Councilwoman Smith

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: Mayor Montandon

CONSENT AGENDA

13. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF SEPTEMBER 7, 2005.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

14. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF SEPTEMBER 21, 2005.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

15. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF SEPTEMBER 21, 2005.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

16. APPROVAL OF PRIVILEGED LICENSES: (EXHIBIT "A")

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
<u>NEW LIQUOR - (Tabled October 5 and November 2, 2005)</u>		
1. Red and Blue Food LLC Junaid K Sheikh, Member/Manager Krishan K Pandya, Member/Manager DBA: Sizzler Restaurant (Steak Seafood Salad) 965 W Craig Rd North Las Vegas, Nevada	LIQUOR <u>Police Investigation Completed</u>	Beer & Wine On Sale Within Restaurant
<u>Pending Final Building & Fire Inspection Approvals</u>		
<u>NEW LIQUOR</u>		
2. Guo Gang Cao, Pres DBA: New China Cuisine LLC 5515 Camino al Norte, Ste B & C North Las Vegas, Nevada	LIQUOR <u>Police Investigations Completed</u>	Beer & Wine On Sale Within Restaurant
3. MC Smith, LLC Fred L. Smith, Member/Manager DBA: Fabulous Freddy's Car Wash 4309 W Craig Rd North Las Vegas, Nevada	LIQUOR <u>Police Investigations Completed</u>	Beer & Wine Off Sale Within Convenience Store
<u>Pending final Building & Fire Inspections</u>		

ACTION: PRIVILEGED LICENSE 1 TABLED TO DECEMBER 21, 2005; PRIVILEGED LICENSES 2 AND 3 APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

17. RATIFICATION OF A YEARLY SALARY IN THE AMOUNT OF \$128,000, APPROXIMATELY AN ADDITIONAL \$420.00 PER PAY PERIOD OR \$11,000 PER YEAR, RETROACTIVE TO OCTOBER 24, 2005, FOR CARIE TORRENCE FOR THE DURATION OF HER SERVICE AS ACTING CITY ATTORNEY.

ACTION: RATIFIED

MOTION: Mayor Pro Tempore Robinson

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

18. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH MANHEIM CORPORATE SERVICES, FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT SPEEDWAY BOULEVARD AND HOLLYWOOD BOULEVARD IN THE AMOUNT OF \$109,867 OR 15.2% OF THE TOTAL COST, AND SPEEDWAY BOULEVARD AND INTERSTATE 15 - SOUTHBOUND IN THE AMOUNT OF \$49,874 OR 6.9% OF THE TOTAL COST, FOR THE GREATER NEVADA AUTO AUCTION PROJECT, LOCATED ON THE NORTHEAST CORNER OF HOLLYWOOD BOULEVARD AND INTERSTATE 15.**

ACTION: PAYMENT ACCEPTED

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

19. **AMP-51-05 (K & G FOAM DESIGN); AN APPLICATION SUBMITTED BY KEVIN BOYD ON BEHALF OF ALEXANDER & BELMONT, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE AN UNNAMED EAST-WEST STREET BEGINNING ON BELMONT STREET APPROXIMATELY 625 FEET SOUTH OF ALEXANDER ROAD AND PROCEEDING APPROXIMATELY 1000 FEET WEST. (SET PUBLIC HEARING FOR DECEMBER 7, 2005)**

ACTION: PUBLIC HEARING SET FOR DECEMBER 7, 2005

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

20. **AMP-54-05 (ROSE LAKE 20); AN APPLICATION SUBMITTED BY CENTEX**

HOMES, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF HIGH DENSITY RESIDENTIAL TO MEDIUM-LOW DENSITY RESIDENTIAL, ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND PECOS ROAD. (SET PUBLIC HEARING FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 38, ORDINANCE NO. 2208)

ACTION: PUBLIC HEARING SET FOR DECEMBER 7, 2005

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

21. AMP-55-05 (CENTER POINTE - PHASE I); AN APPLICATION SUBMITTED BY THE STRATTON GROUP, ON BEHALF OF CENTENNIAL POINTE, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF MEDIUM-HIGH DENSITY RESIDENTIAL TO VERY HIGH DENSITY RESIDENTIAL, ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF DEER SPRINGS WAY AND NORTH FIFTH STREET. (SET PUBLIC HEARING FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 39, ORDINANCE NO. 2209)

ACTION: PUBLIC HEARING SET FOR DECEMBER 7, 2005

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

22. AMP-56-05 (CENTER POINTE - PHASE II); AN APPLICATION SUBMITTED BY THE STRATTON GROUP ON BEHALF OF CENTENNIAL POINTE, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF MEDIUM-HIGH DENSITY RESIDENTIAL TO VERY HIGH DENSITY

RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF DEER SPRINGS WAY AND GOLDFIELD STREET. (SET PUBLIC HEARING FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 40, ORDINANCE NO. 2210)

ACTION: PUBLIC HEARING SET FOR DECEMBER 7, 2005

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

23. **UN-97-05 (CARTER & BURGESS, INC.); AN APPLICATION SUBMITTED BY CARTER & BURGESS, INC., ON BEHALF OF GARY K. AND DEBORAH L. CROSS, PROPERTY OWNERS, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW A RAIL-TO-TRUCK TRANSFER STATION USING HAZARDOUS MATERIALS (INCLUDING SULFURIC ACID, CAUSTIC SODA, HYDROCHLORIC ACID, NITRIC ACID, AND FERRIC CHLORIDE) ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF EL CAMPO GRANDE AVENUE AND LAMONT STREET. (SET PUBLIC HEARING FOR DECEMBER 7, 2005)**

ACTION: PUBLIC HEARING SET FOR DECEMBER 7, 2005

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

BUSINESS

24. **APPROVAL OF THE GOVERNMENTAL TAXATION AND FINANCE CONSULTING SERVICES CONTRACT BETWEEN THE NEVADA URBAN GOVERNMENT CONSORTIUM AND CONSULTANT MARVIN LEAVITT, FOR THE 2005-07 INTERIM, REGULAR AND SPECIAL SESSIONS OF THE 2007 NEVADA STATE LEGISLATURE, IN THE AMOUNT OF \$37,757, FOR THE**

CITY'S PROPORTIONAL SHARE OF THE CONTRACT COST (\$241,500); FOR THE PERIOD JULY 1, 2005 THROUGH JUNE 30, 2007. (CNLV CONTRACT NO. C-6156)

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

Mayor Montandon requested Item No. 51 be heard prior to Item No. 24 due to Judge Kessler having to leave the meeting early.

51. ORDINANCE NO. 2206; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NO. 1604, SECTION 2.08.015 OF THE NORTH LAS VEGAS MUNICIPAL CODE ESTABLISHING FOUR WARDS BASED ON CURRENT POPULATION AS DETERMINED BY THE LAST PRECEDING NATIONAL CENSUS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2206 as introduced by the City Manager:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NO. 1604, SECTION 2.08.015 OF THE NORTH LAS VEGAS MUNICIPAL CODE ESTABLISHING FOUR WARDS BASED ON CURRENT POPULATION AS DETERMINED BY THE LAST PRECEDING NATIONAL CENSUS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

The 1999 Nevada State Legislature mandated that the City be divided into four wards for the purpose of electing City Council members and no ward could exceed another by more than five percent. Based on population estimates derived from housing and the 2000 census, the current wards were not within five percent of each other as required by the North Las Vegas City Charter. Staff was tasked with revising the current ward boundaries to be in compliance with the provisions of the Charter.

Judge Frederick Kessler was contracted to determine the revisions to the ward

boundaries which aligned with the established voting precincts.

Judge Kessler stated his recommendations on the ward boundaries were based on several factors, including the U.S. Constitution, and population equality was a major criterion. Another basis for Judge Kessler's recommendations were the requirements mandated by the Voting Rights Act. The variations between the high and low in the districts was less than four percent. One district was 1.7 percent over and another was 2.2 percent under.

Judge Kessler commended the City of North Las Vegas on its history of voting by the minority population and the number of minority City Council members. He noted a dissipation of ghettos throughout the Las Vegas Valley and was impressed by the disbursement of minorities that were integrated all through Las Vegas and North Las Vegas. Judge Kessler stated the plan was drafted with the intent of preserving two minority/majority districts in the City because 45.9% of the total population was Caucasian and the balance was made up of minorities (17.5% African-American, 27.8% Hispanic, 4.5% Asian and 3.8% mixed race and other categories). The proposal included two minority/majority districts, one with 69% with the African-Americans having a plurality, and another with a 71% minority/majority but with a 51% Hispanic majority. Judge Kessler stated this proposal was consistent with the Voting Rights Act and gave the minorities the right to have the ability to elect their candidate of choice.

Judge Kessler based his report on the following three criteria:

1. Population equality;
2. Impact of the Voting Rights Act;
3. Growth of the community.

In summary, Judge Kessler stated he was happy with the results of his report and he was impressed with the City's voting process. He offered to respond to questions.

Andres Ramirez, 4001 China Cloud Drive, North Las Vegas, advised he had previously worked with Judge Kessler and had the utmost confidence in his ability to fairly outline the voting districts in the City; however, he felt there was not enough community involvement in the re-districting process conducted by Judge Kessler. He presented his version of what the ward boundaries should be.

Anita Wood, 4108 Bola Drive, North Las Vegas, asked if public hearings were held on the re-districting process. Mayor Montandon responded the public hearing was being held at the time. Ms. Wood expressed concern that the community was not involved in the process.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

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

25. APPROVAL TO FILE A STAY AND AN APPEAL TO THE NEVADA SUPREME COURT OF THE DISTRICT COURT'S RULING IN CHECK CITY PARTNERSHIP, LLC, AND MESA INVESTMENTS, LLC, VERSUS THE CITY OF NORTH LAS VEGAS, ET AL, TO PREVENT THE ISSUANCE OF A USE PERMIT TO CHECK CITY.

In response to a question by Mayor Montandon, Acting City Attorney Carie Torrence stated the Judge's ruling was based solely on whether or not the City Council had the authority to consider the appeal and not the merits of the Council's decision to deny the special use permit.

ACTION: APPROVED

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

26. APPROVAL TO RESERVE AN ADDITIONAL 1,248 ACRES OF BUREAU OF LAND MANAGEMENT LAND, DESCRIBED AS PORTIONS OF SECTIONS 6 & 7, TOWNSHIP 19 SOUTH, RANGE 62 EAST, FOR THE DEVELOPMENT OF A UNIVERSITY OF NEVADA LAS VEGAS REGIONAL/EDUCATIONAL CAMPUS, CONDITIONED UPON A FAVORABLE BOARD OF REGENTS APPROVAL.

Bill Wood, UNLV, 4505 Maryland Parkway, Las Vegas, appeared on behalf of UNLV and thanked Council and Staff for their support.

Councilwoman Smith expressed a concern about the length of time it would take for the project to be developed.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

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

27. ACCEPTANCE OF THE PRESENTATION REGARDING THE LAMB BOULEVARD IMPROVEMENT PROJECT AESTHETIC ENHANCEMENTS BY PUBLIC WORKS STAFF AND THE ARGONAUT COMPANY, TO DEVELOP AN AESTHETIC DESIGN FOR THE PROPOSED LAMB BOULEVARD BRIDGE THAT WILL CROSS THE UNION PACIFIC RAILROAD AT THE I-15/LAMB INTERCHANGE PROJECT.

Principal Engineer Brian Martin advised the Lamb Boulevard project was going from I-15 to the 215 Beltway and included the bridge over the Union Pacific Railroad. A Regional Flood Control facility was also being proposed down Lamb Boulevard along the Union Pacific Railroad tracks. Mr. Martin stated the final design would be completed within the next 30 days. It was anticipated construction would begin in late spring and be completed by the summer of 2007.

Jeff Rhodes, The Argonaut Company, 919 East Bonneville Avenue, Las Vegas, made a presentation on the project and stated the project was a collaboration with Public Works and Planning and Development to develop an aesthetic design for the proposed Lamb Boulevard bridge that will cross the Union Pacific Railroad. He explained some of the elements used in the I-15/Lamb Interchange project would be re-used on the bridge, such as the pattern on the walls, the pilaster treatment and the City of North Las Vegas logo. The name "Lamb Boulevard" was added for orientation purposes and the bridge was treated with an anti-graffiti product for easy graffiti removal. Mr. Rhodes also presented views of the bridge from several different locations.

ACTION: PRESENTATION ACCEPTED

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

28. APPROVAL OF MOORE IACOFANO GOLTSMAN, INC., TO PROVIDE MASTER

PLANNING AND DESIGN SERVICES FOR THE CRAIG RANCH REGIONAL PARK PROJECT.

Parks and Recreation Director Mike Henley spoke in support of the selection of Moore Iacofano Goltsman, Inc. (MIG) for this project.

John Piccola, 341 Foxvale Avenue, North Las Vegas, advised there was a total of 658 signatures on various petitions in support of the development of a dog park in North Las Vegas.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

29. APPROVAL OF THE FRANCHISE AGREEMENT WITH MEDICWEST AMBULANCE, INC., FORMERLY KNOWN AS SOUTHWEST AMBULANCE - LAS VEGAS, DOING BUSINESS AS SOUTHWEST AMBULANCE, IN THE APPROXIMATE AMOUNT OF \$62,734.60 ANNUALLY, WITH AN ANNUAL HISTORIC CONSUMER PRICE INDEX ADJUSTMENT; COMMENCING DECEMBER 1, 2005 FOR A PERIOD OF TEN YEARS, TO PERFORM 911-DISPATCHED AND NON-EMERGENCY AMBULANCE SERVICES. (CNLV CONTRACT NO. C-6157)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

52. ORDINANCE NO. 2207; AN ORDINANCE AMENDING THE MUNICIPAL CODE

OF THE CITY OF NORTH LAS VEGAS; AMENDING VARIOUS SECTIONS OF CHAPTER 8 OF TITLE 8 RELATING TO AMBULANCE FRANCHISING; ESTABLISHING NEW RESPONSE TIME STANDARDS FOR EMERGENCY AMBULANCE SERVICE DISPATCHED CALLS; INCREASING AMBULANCE SERVICES RATES; ADJUSTING PENALTY CALCULATIONS FOR FAILURE TO MEET RESPONSE TIME STANDARDS; PROVIDING CLARIFICATION CONCERNING AMBULANCE FRANCHISE OPERATING REQUIREMENTS; AMENDING PRIOR ORDINANCE NO. 1764 AS DESCRIBED ABOVE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2207 as introduced by the City Manager:

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS; AMENDING VARIOUS SECTIONS OF CHAPTER 8 OF TITLE 8 RELATING TO AMBULANCE FRANCHISING; ESTABLISHING NEW RESPONSE TIME STANDARDS FOR EMERGENCY AMBULANCE SERVICE DISPATCHED CALLS; INCREASING AMBULANCE SERVICES RATES; ADJUSTING PENALTY CALCULATIONS FOR FAILURE TO MEET RESPONSE TIME STANDARDS; PROVIDING CLARIFICATION CONCERNING AMBULANCE FRANCHISE OPERATING REQUIREMENTS; AMENDING PRIOR ORDINANCE NO. 1764 AS DESCRIBED ABOVE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

30. **APPROVAL OF THE THIRD AMENDMENT TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT FOR PROJECT SUBMITTAL REVIEW AND ACCEPTANCE WITH V-POINT, INC., TO INCREASE THE NOT-TO-EXCEED AMOUNT FROM ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) TO TWO MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$2,250,000) FOR WORK TO BE ACCOMPLISHED DURING THE 2006 CALENDAR YEAR. (CNLV CONTRACT NO. C-5483)**

ACTION: APPROVED

MOTION: Councilwoman Smith

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

31. APPROVAL OF SOUTHERN NEVADA WATER AUTHORITY MAJOR CONSTRUCTION AND CAPITAL PLAN AMENDMENT NO. 6, WHICH APPROVES TEN NEW PROJECTS WITH A VALUE OF \$16.356 MILLION, PROVIDES FOR BUDGET UPDATES TO EXISTING PROJECTS TO REFLECT INCREASES IN THE COST OF CONSTRUCTION LABOR, MATERIALS, RIGHT-OF-WAY COSTS AND EXPANDED PROJECT SCOPES TOTALING \$17.801 MILLION; NEW PROJECTS INCLUDE PUMPING PLANT AND COMMUNICATION UPGRADES, VALVE REPLACEMENTS, AND OFFICE TENANT IMPROVEMENTS.

ACTION: APPROVED

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

32. AWARD OF BID NUMBER B-1209 TO FRIENDLY FORD, IN THE AMOUNT OF \$255,788, TO PURCHASE 13 CARS FOR THE POLICE DEPARTMENT; AND REJECTION OF THE BID OF CHAMPION CHEVROLET FOR NOT MEETING SPECIFICATIONS.

ACTION: BID AWARDED; CHAMPION CHEVROLET BID REJECTED

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

33. AWARD OF BID NUMBER B-1211 TO FORD COUNTRY, IN THE AMOUNT OF \$782,907 TO PURCHASE 33 3/4-TON PICK-UP TRUCKS FOR VARIOUS CITY DEPARTMENTS.

ACTION: BID AWARDED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

34. APPROVAL TO PURCHASE EXCESS LIABILITY INSURANCE, IN AN AMOUNT-NOT-TO-EXCEED \$420,100, FROM SIRPRO VIA ORGILL/SINGER AND ASSOCIATES FOR THE PERIOD OF NOVEMBER 1, 2005 THROUGH NOVEMBER 1, 2006, TO COVER ELECTED OFFICIALS, APPOINTED OFFICIALS AND EMPLOYEES FOR LIABILITY JUDGEMENTS. (CNLV CONTRACT NO. C-5634)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

35. WAV-05-05 (PROVANCE EAST); AN APPLICATION SUBMITTED BY U.S. HOME ON BEHALF OF CELEBRATE HOLDINGS, LLC, PROPERTY OWNER, FOR APPROVAL OF A WAIVER FROM TITLE 16 IN A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO ALLOW A 2-FOOT SEPARATION BETWEEN THE DRIVEWAY AND THE SIDE PROPERTY LINE WHERE SEVEN (7) FEET IS REQUIRED, ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF SIMMONS STREET AND THE GOWAN OUTFALL CHANNEL.

Stephanie Allen, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant advised there currently were duplex town homes within this Planned Unit Development (PUD) with driveways separated by only four feet where 14 feet was required. A waiver of the 14-foot requirement was requested to allow a separation of two feet from the property line and the driveway.

Public Works Director Jim Bell stated the requested waiver would effectuate more green space on the property. Mayor Montandon agreed with Director Bell and was in support of approving the waiver.

In response to a question by Councilwoman Smith, Ms. Allen stated the applicant was amenable to using paver stones for the driveways.

ACTION: APPROVED, AS AMENDED; SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE PARTY WALL ON THE PROPERTY LINE BETWEEN THE TWO BUILDINGS SHALL BE CONSTRUCTED IN ACCORDANCE WITH 2000 IBC, SECTION 705.
2. THE FOUR (4) FOOT LANDSCAPE BUFFER BETWEEN EACH TWO RESIDENTIAL UNITS SHALL CONTAIN THE FOLLOWING:
 - A. A MINIMUM OF ONE SMALL VARIETY TREE, WITH A MINIMUM 24" BOX AT PLANTING WITH A FOUR (4) FOOT BY FOUR (4) FOOT ROOT BARRIER.
 - B. A MINIMUM OF EIGHT (8) SHRUBS, WITH A MINIMUM FIVE (5) GALLON PLANTING SIZE.
 - C. A MINIMUM OF FOUR (4) SHRUBS, WITH A MINIMUM FIVE (5) GALLON PLANTING SIZE BE PROVIDED FOR LOTS 35-44 AND LOTS 59-68.
3. ALL DRIVEWAYS SHALL BE CONSTRUCTED WITH PAVE STONE PAVERS OR A SIMILAR PRODUCT FOR ALL DRIVEWAYS, AS APPROVED BY STAFF.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

36. RESOLUTION NO. 2324 (AMP-63-05); A RESOLUTION TO AMEND THE 1999 COMPREHENSIVE PLAN TO ADD A VERY HIGH DENSITY RESIDENTIAL LAND USE CATEGORY.

Resolution No. 2324 as introduced by the City Manager:

A RESOLUTION TO AMEND THE 1999 COMPREHENSIVE PLAN
TO ADD A VERY HIGH DENSITY RESIDENTIAL LAND USE
CATEGORY.

Planning and Development Director Jory Stewart explained that, because this was not a Public Hearing item, the language in the Resolution could be changed to more accurately depict what was being requested.

ACTION: PASSED AND ADOPTED, AS AMENDED TO READ: A RESOLUTION AMENDING THE 1999 COMPREHENSIVE PLAN, CHANGING THE HIGH DENSITY RESIDENTIAL LAND USE CATEGORY.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

37. RESOLUTION NO. 2325; A JOINT RESOLUTION CREATING THE SOUTHERN NEVADA RECYCLING ADVISORY COMMITTEE.

Resolution No. 2325 as introduced by the City Manager:

A JOINT RESOLUTION CREATING THE SOUTHERN NEVADA
RECYCLING ADVISORY COMMITTEE.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

Mayor Pro Tempore Robinson left Chambers at 8:45 P.M.

ORDINANCES
INTRODUCTION ONLY

38. **ORDINANCE NO. 2208; 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-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-82-05, ROSE LAKE 20), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND PECOS ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 20, AMP-54-05)**

Ordinance No. 2208 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-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-82-05, ROSE LAKE 20), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND PECOS ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR DECEMBER 7, 2005

Mayor Pro Tempore Robinson returned to Chambers at 8:48 P.M.

39. **ORDINANCE NO. 2209; 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 10.29 ACRES THEREIN FROM AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN R-4 HIGH DENSITY RESIDENTIAL DISTRICT (ZN-60-05, CENTER POINTE - PHASE I), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF DEER SPRINGS WAY AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 21, AMP-55-05)**

Ordinance No. 2209 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 10.29 ACRES THEREIN FROM AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN R-4 HIGH DENSITY RESIDENTIAL DISTRICT (ZN-60-05, CENTER POINTE - PHASE 1), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF DEER SPRINGS WAY AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR DECEMBER 7, 2005

40. **ORDINANCE NO. 2210; 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 9.22 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-61-05, CENTER POINTE - PHASE 2), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF GOLDFIELD STREET AND DEER SPRINGS WAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 7, 2005) (ASSOCIATED ITEM NO. 22, AMP-56-05)**

Ordinance No. 2210 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 9.22 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-61-05, CENTER POINTE - PHASE 2), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF GOLDFIELD STREET AND DEER SPRINGS WAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR DECEMBER 7, 2005

ORDINANCES
FINAL ACTION

42. **ORDINANCE NO. 2183; AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTION 2.24.010 TO ELIMINATE FROM THE ENUMERATED DUTIES OF THE TRAFFIC AND PARKING COMMITTEE, THE DUTY TO ACT AS THE CITY'S CAPITAL IMPROVEMENTS ADVISORY COMMITTEE PURSUANT TO NEVADA REVISED STATUTES CHAPTER 278B; (2) AMENDING SECTION 17.08.020(D) DESIGNATING THE CITY'S PLANNING COMMISSION TO ACT AS THE CITY'S CAPITAL IMPROVEMENTS ADVISORY COMMITTEE PURSUANT TO NEVADA REVISED STATUTES 278B; AND (3) PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 2183 as introduced by the City Manager:

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTION 2.24.010 TO ELIMINATE FROM THE ENUMERATED DUTIES OF THE TRAFFIC AND PARKING COMMITTEE, THE DUTY TO ACT AS THE CITY'S CAPITAL IMPROVEMENTS ADVISORY COMMITTEE PURSUANT TO NEVADA REVISED STATUTES CHAPTER 278B; (2) AMENDING SECTION 17.08.020(D) DESIGNATING THE CITY'S PLANNING COMMISSION TO ACT AS THE CITY'S CAPITAL IMPROVEMENTS ADVISORY COMMITTEE PURSUANT TO NEVADA REVISED STATUTES 278B; AND (3) PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

43. **ORDINANCE NO. 2185; AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTION 5.26.330 REDUCING THE ANNUAL NUMBER OF ALLOWABLE GENERAL ON-SALE AND GENERAL ON-OFF-SALE LIQUOR LICENSES FROM TEN TO ONE; (2) AMENDING SECTIONS 5.26.360 AND 17.28.050 TO INCREASE THE PROXIMITY RESTRICTIONS BETWEEN SALOONS, TAVERN/RESTAURANTS OR NONPROFIT CLUBS TO 2,500 FEET WHERE**

1,500 FEET IS CURRENTLY REQUIRED; (3) AMENDING SECTION 17.28.050 TO ADD A NEW PROXIMITY RESTRICTION PROVIDING THAT SALOONS, TAVERN/RESTAURANTS OR NONPROFIT CLUBS MUST BE AT LEAST 500 FEET FROM ANY DEVELOPED RESIDENTIAL DISTRICT; (4) AMENDING SECTION 17.28.050 TO CLARIFY WHICH SALOON, TAVERN/RESTAURANT OR NONPROFIT CLUB PROXIMITY REQUIREMENTS ARE SUBJECT TO WAIVER; (5) AMENDING PRIOR ORDINANCES 2110, 2114 AND 2138 AS DESCRIBED ABOVE; AND (6) PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2185 as introduced by the City Manager:

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTION 5.26.330 REDUCING THE ANNUAL NUMBER OF ALLOWABLE GENERAL ON-SALE AND GENERAL ON-OFF-SALE LIQUOR LICENSES FROM TEN TO ONE; (2) AMENDING SECTIONS 5.26.360 AND 17.28.050 TO INCREASE THE PROXIMITY RESTRICTIONS BETWEEN SALOONS, TAVERN/RESTAURANTS OR NONPROFIT CLUBS TO 2,500 FEET WHERE 1,500 FEET IS CURRENTLY REQUIRED; (3) AMENDING SECTION 17.28.050 TO ADD A NEW PROXIMITY RESTRICTION PROVIDING THAT SALOONS, TAVERN/RESTAURANTS OR NONPROFIT CLUBS MUST BE AT LEAST 500 FEET FROM ANY DEVELOPED RESIDENTIAL DISTRICT; (4) AMENDING SECTION 17.28.050 TO CLARIFY WHICH SALOON, TAVERN/RESTAURANT OR NONPROFIT CLUB PROXIMITY REQUIREMENTS ARE SUBJECT TO WAIVER; (5) AMENDING PRIOR ORDINANCES 2110, 2114 AND 2138 AS DESCRIBED ABOVE; AND (6) PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Mayor Montandon expressed concern about the reduction of approved licenses from ten to one annually. Finance Director Phil Stoeckinger suggested a lottery be created to provide an equal chance for applicants to secure a license. When asked by Mayor Montandon if Section 5.26.330 of the Municipal Code was limited to only bars and taverns, Acting City Attorney Torrence responded it was her opinion the section applied to all general on-sale and off-sale alcohol consumption. Mayor Montandon suggested continuing the item to further clarify the code.

ACTION: CONTINUED TO DECEMBER 7, 2005
MOTION: Mayor Montandon
SECOND: Mayor Pro Tempore Robinson
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Members Smith

and Buck
NAYS: None
ABSTAIN: None

44. **ORDINANCE NO. 2199; 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. 2199 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: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

Stephanie Allen, 3800 Howard Hughes Parkway, Las Vegas, added for the record that the applicant had received assurance from the Public Works Staff that they would work with the applicant to simplify the plan review process, specifically with regard to the traffic

and drainage studies submitted to Clark County, by reviewing the studies in preparation for the building permit process. Public Works Director Jim Bell concurred.

45. **ORDINANCE NO. 2200; 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 45.2± ACRES FROM AN R-E RANCH ESTATES DISTRICT, TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF 122 DUPLEX UNITS AND 312 TRIPLEX UNITS (ZN-43-05, NORTH RANCH COURT) LOCATED AT THE SOUTHEAST CORNER OF ELKHORN ROAD AND GOLDFIELD STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2200 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 45.2± ACRES FROM AN R-E RANCH ESTATES DISTRICT, TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF 122 DUPLEX UNITS AND 312 TRIPLEX UNITS (ZN-43-05, NORTH RANCH COURT) LOCATED AT THE SOUTHEAST CORNER OF ELKHORN ROAD AND GOLDFIELD STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

46. **ORDINANCE NO. 2201; 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 .49 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-75-05, GOLDFIELD III), FOR PROPERTY GENERALLY LOCATED WEST OF DEEM DRIVE AND APPROXIMATELY 30 FEET SOUTH OF LONE MOUNTAIN ROAD AND PROVIDING FOR OTHER**

MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2201 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 .49 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-75-05, GOLDFIELD III), FOR PROPERTY GENERALLY LOCATED WEST OF DEEM DRIVE AND APPROXIMATELY 30 FEET SOUTH OF LONE MOUNTAIN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

49. ORDINANCE NO. 2204; 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 2.6± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-81-05, LONE MOUNTAIN VILLAS), FOR PROPERTY LOCATED EAST OF DEEM DRIVE AND APPROXIMATELY 350 FEET SOUTH OF LONE MOUNTAIN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2204 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 2.6± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-81-05, LONE MOUNTAIN VILLAS), FOR PROPERTY LOCATED EAST OF DEEM DRIVE AND APPROXIMATELY 350 FEET SOUTH OF LONE MOUNTAIN ROAD AND PROVIDING FOR OTHER MATTERS

PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

COUNCIL ITEMS

Councilman Buck stated she had spoken with Thom Riley, Clark County Manager, about a temporary light at the 215 and Losee Road intersection. Public Works Director Jim Bell said the Public Works Department had provided Clark County with solar powered flashing lights to warn drivers to reduce speed. He stated the City could not install the lights because it was on a County right-of-way. He commented the County had refused to install a generator powered signal system because they felt it increased the threat. However, the County did agree to install the temporary flashing lights to warn drivers of the construction zone.

Councilman Buck requested compensation for the Planning Commissioners be increased to \$75.00 per meeting as a result of the increased gasoline prices. City Manager Gregory Rose stated Staff would bring the item back to Council at a later meeting.

Mayor Pro Tempore Robinson stated another milestone of the City of North Las Vegas was reached as the Bureau of Land Management auction was held and property was purchased by the Olympia Group for the development of a master planned community.

CITY MANAGER'S REPORT

No report was given.

PUBLIC FORUM

There was no public participation.

ADJOURNMENT

ACTION: The meeting adjourned at 9:05 P.M.

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

APPROVED: February 15, 2006

Mayor Michael L. Montandon

ATTEST:

Karen L. Storms, CMC
City Clerk