

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

March 15, 2006

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

CITY COUNCIL MEETING

CALL TO ORDER

6:02 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

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

STAFF PRESENT

City Manager Gregory Rose
Assistant City Manager Sam Chambers
Assistant City Manager Maryann Ustick
City Attorney Sean McGowan
City Clerk Karen Storms
Communications Director Brenda Johnson
Finance Director Phil Stoeckinger
Fire Chief Al Gillespie
General Services Director Eric Dabney
Acting Human Resources Director Mike Scalzi

Information Technology Director Steve Chapin
Municipal Court Administrator Debbie Miller
Parks and Recreation Director Mike Henley
Planning and Zoning Manager Marc Jordan
Police Chief Mark Paresi
Public Works Director Jim Bell
Real Property Services Manager Randy Cagle
Utilities Director David Bereskin
Chief Deputy City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Pastor Fouston Jordan
River of Living Water Ministries

PLEDGE OF ALLEGIANCE

Mayor Michael L. Montandon

PRESENTATIONS

- ★ **PRESENTATION BY CITY COUNCIL OF LETTERS AND CERTIFICATES OF APPRECIATION TO MR. ROY HELTON, III, AND MR. JEREMIAH KENDALL FOR ASSISTING THE POLICE DEPARTMENT IN APPREHENDING A FATAL CRASH HIT-AND-RUN SUSPECT ON DECEMBER 1, 2005.**

ACTION: PRESENTATION MADE

PUBLIC FORUM

Ernest Delcasal, 3508 Tabor Avenue, North Las Vegas complained that a house in his neighborhood appeared to be a drug house and people were coming and going at all hours. Police Chief Mark Paresi stated several people had been arrested at the property and the next step would be to shut the house down. City Manager Gregory Rose advised an ordinance was required before any action could be taken to shut the property down. He stated he would work closely with the Police Department to expedite the drafting of an ordinance. City Manager Rose told Mr. Delcasal he would contact him to discuss the issue.

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF MARCH 15, 2006.**

ACTION: APPROVED, AS AMENDED; ITEM NO. 3 CONTINUED TO APRIL 5, 2006; ITEM NOS. 7.3, 7.4 AND 7.5 REMOVED FROM CONSENT AGENDA FOR DISCUSSION

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

PUBLIC HEARINGS - 6:15 P.M.

2. **AMP-66-05 (AZURE & NOVAK); AN APPLICATION SUBMITTED BY DON GRISLEY, ON BEHALF OF QUANTUM INVEST GROUP NUMBER TWO, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF BUSINESS RESEARCH OR DEVELOPMENT PARK AND INDUSTRIAL TO HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NOVAK STREET. (CONTINUED JANUARY 18, FEBRUARY 15, AND MARCH 1, 2006) (ASSOCIATED ITEM NO. 34, ORDINANCE NO. 2218)**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Manager Marc Jordan advised the Planning Commission recommended approval for medium density residential.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and stated the property was adjacent to the Union Pacific Railroad and surrounded by approved single-family detached residential development. Mr. Gronauer explained the entire area had originally been master planned for industrial and commercial uses. However, since that time there had been a significant change in the area to residential development and he did not feel it was now appropriate for industrial use. Because of the location of the property adjacent to the railroad tracks, as well as the shape and size of the property, Mr. Gronauer felt the development of single-family detached homes would not be feasible. It was his opinion that multi-family development would be a good buffer for the residential in the area. Mr. Gronauer advised the density would be approximately 16 dwelling units per acre and, although that would be considered high density, he felt it would be more medium-high density. Mr. Gronauer requested Council approve the project for medium-high or high density.

Regarding the issue of traffic and access to and from the project, Mr. Gronauer stated he

met with Public Works Staff to address these concerns. Several solutions were considered, including calming devices and landscaped islands to control the traffic. A secondary access was considered for an emergency access crash gate that would not be used for regular traffic.

Mayor Montandon noted the current site plan did not show the required 240-foot setback from the central property line and would be discussed during the site plan review process. Discussions would also be held regarding the number of units that could safely exit from one crash gate. Mayor Montandon supported the Planning Commission's recommendation of medium density which would accommodate 13 units per acre or 70+ total units.

Mr. Gronauer was concerned that with a medium density configuration, after meeting the open space and buffering requirements, the project would only produce 10-11 units per acre. He suggested Council consider approval for medium-high density.

In response to a question by Mayor Montandon, Manager Jordan stated medium-high density would accommodate up to 13 units per acre and medium density would provide up to 10 units per acre. He advised if medium-high density were approved, the applicant would have to come back with a Planned Unit Development (PUD) since the R-3 proposal requested would not be consistent with the Comprehensive Plan.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, AS AMENDED FOR MEDIUM-HIGH DENSITY

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

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

NAYS: Councilwoman Smith

ABSTAIN: None

34. ORDINANCE NO. 2218; 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 6.37 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO AN R-2 TWO FAMILY RESIDENTIAL DISTRICT (ZN-91-05, AZURE & NOVAK), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NOVAK STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JANUARY 18, FEBRUARY 15, AND MARCH 1, 2006) (ASSOCIATED ITEM NO. 2, AMP-66-05)

ACTION: WITHDRAWN, WITHOUT PREJUDICE

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. **AMP-69-05 (DECATUR/RANCH HOUSE); AN APPLICATION SUBMITTED BY PULTE HOMES ON BEHALF OF BERMUDA & BOULEVARD, LLC, ET AL, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF REGIONAL COMMERCIAL TO HIGH DENSITY RESIDENTIAL, ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF DECATUR BOULEVARD AND RANCH HOUSE ROAD.**

ACTION: CONTINUED TO APRIL 5, 2006

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

4. **AMP-02-06 (RACEWAY BUSINESS PARK); AN APPLICATION SUBMITTED BY CROSS CREEK DEVELOPMENT, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS, TO REMOVE SHATZ STREET BETWEEN ANN ROAD AND EL CAMPO GRANDE AVENUE.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated the roadway was primarily in an industrial area and Staff had no objection to its removal.

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

5. **AMP-05-06 (CRAIG AND WALNUT); AN APPLICATION SUBMITTED BY TWC CONSTRUCTION, ON BEHALF OF AML DEVELOPMENT 3, 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, ON PROPERTY GENERALLY LOCATED SOUTH OF CRAIG ROAD AND APPROXIMATELY 160 FEET EAST OF WALNUT ROAD. (ASSOCIATED ITEM NO. 38, ORDINANCE NO. 2243)**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Manager Marc Jordan advised the Planning Commission recommended approval.

George Garcia, 1711 Whitney Mesa Drive, Suite 110, Henderson, represented the applicant and concurred with the recommendation of the Planning Commission. He added the applicant offered a nuisance easement agreement to the properties adjacent to the subject property which was accepted by the property owners.

Gary Wakeman, 4014 Pistachio Nut Avenue, Las Vegas, spoke in support of the requested change. He advised his property was located at the fence line of the subject property and people were constantly trespassing on the land. Mr. Wakeman felt a fence should be constructed around the area and "no trespassing" signs put up.

Zuzana Herchik, 4106 Pistachio Nut Avenue, Las Vegas, opposed the request due to the potential increase in traffic and crime. She stated she would like to see the land developed but at a lower density.

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 Buck and Eliason
NAYS: Councilwoman Smith
ABSTAIN: None

38. **ORDINANCE NO. 2243; 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 8.76 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-09-06, CRAIG AND WALNUT), FOR PROPERTY GENERALLY LOCATED SOUTH OF CRAIG ROAD AND APPROXIMATELY 160 FEET EAST OF WALNUT ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 5, AMP-05-06)

Ordinance No. 2243 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 8.76 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-09-06, CRAIG AND WALNUT), FOR PROPERTY GENERALLY LOCATED SOUTH OF CRAIG ROAD AND APPROXIMATELY 160 FEET EAST OF WALNUT 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 Buck and Eliason

NAYS: Councilwoman Smith

ABSTAIN: None

CONSENT AGENDA

6. APPROVAL OF SPECIAL JOINT CITY COUNCIL AND PLANNING COMMISSION MEETING MINUTES OF JANUARY 10, 2006.

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

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

| <u>BUSINESS NAME</u> | <u>LICENSE TYPE</u> | <u>ACTIVITY</u> |
|---|---------------------------------------|---------------------------------------|
| <u>NEW LIQUOR & GAMING</u> | | |
| 1. Smith's Food & Drug Centers, Inc LIQUOR James W. Hallsey, Pres. DBA: Smith's Food & Drug #334 2255 E Centennial Parkway North Las Vegas, Nevada | | Packaged Liquor Within Supermarket |
| | <u>Police Investigation Completed</u> | |

Pending Final Building & Fire Inspections

NEW GAMING

| | | |
|---|-------------------------|---|
| 2. Edward J. Herbst, Pres. DBA: Market Gaming Inc 5195 Las Vegas Blvd S Las Vegas, Nevada | GAMING Slot Operator | (15) Slot Machines Location: Smith's Food & Drug #334 |
|---|-------------------------|---|

Nevada State Gaming Commission Approved 12/22/05

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

8. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH REAL HOMES, A DIVISION OF CENTEX HOMES, FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT ALEXANDER ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,218 AND GOWAN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919 FOR THE GILMORE/FUSELIER RESIDENTIAL II SUBDIVISION, LOCATED ON THE EAST SIDE OF FUSELIER DRIVE, APPROXIMATELY 300 FEET NORTH OF GOWAN ROAD.**

ACTION: PAYMENT ACCEPTED

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

9. **APPROVAL OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH RINKER MATERIALS WEST, LLC, FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT LONE MOUNTAIN ROAD AND LAMB BOULEVARD IN THE APPROXIMATE AMOUNT OF 1.1% OF THE TOTAL COST OR \$6,312 FOR THE RINKER BRICKYARD LOCATED ON THE EAST SIDE OF LAMB BOULEVARD, APPROXIMATELY 1,000 FEET NORTH OF LONE MOUNTAIN ROAD, AND SOUTH OF SMILEY ROAD. (CNLV CONTRACT NO. C-6275)**

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. **AMP-06-06 (VA MEDICAL CENTER LV); AN APPLICATION SUBMITTED BY THE VA SOUTHERN NEVADA HEALTHCARE SYSTEM ON BEHALF OF THE UNITED STATES OF AMERICA, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF REGIONAL COMMERCIAL TO PUBLIC/SEMI-PUBLIC, ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CLARK COUNTY 215 BELTWAY AND PECOS ROAD. (SET PUBLIC HEARING FOR APRIL 5, 2006) (ASSOCIATED ITEM NO. 29, ORDINANCE NO. 2249)**

ACTION: PUBLIC HEARING SET FOR APRIL 5, 2006

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

7. **CHANGE OWNER LIQUOR & SEXUALLY ORIENTED BUSINESS (EXHIBIT "A")**

- | | | |
|---|--|---|
| 3. Hachiman, LLC Adam N. Gentile, Mem/Manager DBA: Lacy's 1852 Las Vegas Blvd N North Las Vegas, Nevada | LIQUOR SEXUALLY ORIENTED | General On Sale Liquor Adult Entertainment |
| | <u>Police Investigation Completed</u> <u>Former Owner: Lacy's, LLC</u> <u>(Luis A Hidalgo Jr, Member/Manager)</u> | |
| 4. Hachiman, LLC Adam N. Gentile, Mem/Manager DBA: Palomino Club 1848 Las Vegas Blvd N North Las Vegas, Nevada | LIQUOR SEXUALLY ORIENTED | General On Sale Liquor Adult Entertainment |
| | <u>Police Investigation Completed</u> <u>Former Owner: Palomino Club, LLC</u> <u>(Luis A Hidalgo Jr, Member/Manager)</u> | |
| 5. Hachiman, LLC Adam N. Gentile, Mem/Manager DBA: Satin Saddle 1818 Las Vegas Blvd N North Las Vegas, Nevada | LIQUOR SEXUALLY ORIENTED | General On Sale Liquor Adult Entertainment |
| | <u>Police Investigation Completed</u> <u>Former Owner: Club Satin Saddle, LLC</u> <u>(Luis A Hidalgo Jr, Member/Manager)</u> | |

Mayor Montandon requested these three items be pulled from the Consent Agenda and heard under Business due to the fact that the request was for three separate licenses and there had recently been a request for a pawn shop license located in the same area. He asked if the pawn shop was a legally-licensed establishment.

Kathleen Janssen, 3960 Howard Hughes Parkway #350, Las Vegas, responded there were three legally licensed liquor sexually-oriented businesses at the location which were Lacy's, the Satin Saddle and the Palomino Club. There were also two other businesses at the same location which she believed to be a pawn shop and a payday loan company which were legally licensed.

City Attorney Sean McGowan confirmed the pawn shop referred to by Mayor Montandon was not the same pawn shop located on the subject property.

Adam Gentile, Member/Manager, Hachiman, LLC, the applicant, explained there were two buildings on the property. The Satin Saddle was in one building and the Palomino Club and Lacy's shared a common wall.

When asked by Councilwoman Smith, Ms. Janssen stated Adam Gentile was the 100% Member/Manager of Hachiman, LLC.

Dominic Gentile, 3960 Howard Hughes Parkway, Las Vegas, advised he was the 100% shareholder of Dominic P. Gentile, Ltd. dba Gentile DiPalma. Bermuda Sands was an LLC and was the record owner of the land on which the businesses were located. The property was previously solely owned by Luis Hidalgo who transferred 100% of his shares in the LLC to Dominic Gentile's law firm.

In response to a question by Councilman Eliason, Adam Gentile stated he did not intend to allow Luis Hidalgo to enter the premises.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

11. APPROVAL TO AMEND THE 2005-2006 STAFFING PATTERN AS FOLLOWS:

(All staffing pattern changes will be processed when administratively feasible)

CITY CLERK

Reclassify one (1) Translation and Election Specialist TNS 18 to Translation/Passport Specialist TNS 18

MUNICIPAL COURT

Upgrade one (1) Assistant Court Administrator ADD24 to ADD26

Delete one (1) part-time Warrant Investigator from the Detention Center's 2005-2006 staffing pattern.

Add one (1) part-time Warrant Investigator to the Municipal Court's 2005-2006 staffing pattern.

PARKS AND RECREATION

Recreation/Municipal Golf Course

Delete one (1) Golf Starter TNS 10

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

12. APPROVAL OF AN APPLICATION TO THE NEVADA DEPARTMENT OF HUMAN RESOURCES, DIVISION OF CHILD AND FAMILY SERVICES, UNDER THE VICTIMS OF CRIME ACT GRANT PROGRAM, IN THE APPROXIMATE AMOUNT OF \$115,000 TO SUPPORT TWO VICTIM ADVOCATE POSITIONS WITHIN THE POLICE DEPARTMENT; A 25% MATCH, OR \$29,000, IS REQUIRED FROM THE GENERAL OPERATING FUND ACCOUNT.

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. ACCEPTANCE OF A GRANT AWARD FROM THE STATE OF NEVADA, OFFICE OF TRAFFIC SAFETY, IN THE AMOUNT OF \$30,000, FOR A BICYCLE AND PEDESTRIAN SAFETY PROGRAM AT WILHELM ELEMENTARY SCHOOL, TO PROVIDE FREE HELMETS AND SAFETY GEAR TO APPROXIMATELY 900 STUDENTS.

ACTION: GRANT ACCEPTED FOR TOM WILLIAMS ELEMENTARY SCHOOL

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

Mayor Montandon thanked Tom Williams School for their assistance with this program.

14. APPROVAL TO AUGMENT THE POLICE DEPARTMENT'S FY05-06 PUBLIC SAFETY TAX FUND BUDGET, IN THE AMOUNT OF \$53,700, FOR THE

PURCHASE OF A JAIL TRANSPORT VEHICLE FOR THE TRANSPORTATION OF MULTIPLE ARRESTEES.

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

15. APPROVAL TO PURCHASE 25 SEDANS IN THE AMOUNT OF \$547,000 FROM KEN GARFF FORD TO ACCOMMODATE ADDITIONAL OFFICERS HIRED FOR THE POLICE DEPARTMENT, AS A RESULT OF THE PUBLIC SAFETY TAX INITIATIVE.

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

16. APPROVAL OF AN INTERLOCAL ANIMAL CONTROL MUTUAL AID AGREEMENT WITH THE CITY OF LAS VEGAS ANIMAL CONTROL, CITY OF HENDERSON ANIMAL CONTROL, CLARK COUNTY ANIMAL CONTROL, CITY OF BOULDER CITY ANIMAL CONTROL, AND MESQUITE ANIMAL CONTROL, IN THE AMOUNT OF \$1,000 PER MONTH FOR A REGIONAL MOBILE EMERGENCY ANIMAL CONTROL SHELTER TO PROVIDE A SAFE, SECURE AREA FOR PET, FARM AND WILD ANIMALS DURING A MAJOR DISASTER OR CATASTROPHIC EMERGENCY. (CNLV CONTRACT NO. C-6276)

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

17. APPROVAL OF A PROFESSIONAL SERVICE AGREEMENT WITH TISCHLERBISE, IN AN AMOUNT NOT TO EXCEED \$42,800, TO CONDUCT A FIRE IMPACT FEE STUDY; AND APPROVAL TO AMEND THE FIRE DEPARTMENT'S FY2005-06 GENERAL FUND BUDGET. (CNLV CONTRACT NO. C-6146)

When asked by Mayor Montandon for a time line on the completion of the study, Finance Director Phil Stoeckinger responded the study should be completed within three months.

ACTION: APPROVED

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

18. APPROVAL TO DESIGNATE PIERCY, BOWLER, TAYLOR AND KERN TO PROVIDE PROFESSIONAL AUDITING SERVICES TO THE CITY, IN THE AMOUNT OF \$191,000 OVER THE NEXT THREE FISCAL YEARS; \$60,000 FOR FISCAL YEAR 2007; \$63,700 FOR FISCAL YEAR 2008; AND \$66,700 FOR FISCAL YEAR 2009. (CNLV CONTRACT NO. C-4653)

Councilman Buck disclosed that the firm of Piercy, Bowler, Taylor and Kern handled her campaign accounting but the relationship would not affect her vote.

Mayor Montandon disclosed that the firm of Piercy, Bowler, Taylor and Kern handled his campaign accounting but the relationship would not affect his vote.

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

19. APPROVAL OF AN AGREEMENT FOR THE SALE AND TRANSFER OF WATER BANKED IN THE LAS VEGAS VALLEY GROUNDWATER BASIN TO THE

SOUTHERN NEVADA WATER AUTHORITY, WHEREBY THE CITY WOULD BE REIMBURSED CONTRIBUTED FUNDS IN THE AMOUNT OF \$5,409,957.66. (CNLV CONTRACT NO. C-6278)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

20. APPROVAL TO AWARD THE STRUCTURED DATA/PHONE CABLING PROJECT TO DATAPLUS COMMUNICATIONS, IN THE AMOUNT OF \$64,823, TO PROVIDE ADEQUATE DATA/PHONE SERVICES TO THE PUBLIC WORKS FACILITY LOCATED AT 2266 CIVIC CENTER DRIVE.

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

21. APPROVAL TO AWARD BID NO. 1212 TO MEADOW VALLEY CONTRACTORS, INC., IN THE AMOUNT OF \$15,363,752.20, FOR THE ANN ROAD IMPROVEMENT PROJECT, LOCATED ALONG ANN ROAD, BETWEEN DECATUR BOULEVARD AND CAMINO AL NORTE AND VARIOUS SIDE STREETS.

Public Works Director Jim Bell advised Staff recommended that Meadow Valley Contractors, the low bidder, be awarded the bid.

Mayor Montandon explained there were certain procedures that had to be followed in the City's bid process and certain criteria were required of the bidders. He stated the proper bidding procedures were followed and the project was awarded to the bidder who met the required criteria.

Jim Winkler, 3690 Howard Hughes Parkway #300, Las Vegas, represented Meadow Valley Contractors, Inc. and offered to respond to questions.

Steve Holloway, Executive Vice President, Associated General Contractors, 150 North Durango Drive, Las Vegas, advised Meadow Valley Contractors, Inc. had been a member in good standing of the Associated General Contractors (AGC) for many years, as well as a member of the Self-Insured Worker's Compensation Group. As a member of that group, Meadow Valley was required to maintain a very good safety record and a low number of worker's compensation claims.

Mr. Holloway also advised the AGC employed a labor staff to negotiate and administer approximately 10 master labor agreements for different building trades. Included in the administration of the labor agreements was the monitoring of prevailing wages to level the playing fields between union and non-union companies. Mr. Holloway was in support of the project being awarded to Meadow Valley Contractors, Inc.

Robert Terril, 1735 Whipple Avenue, Logandale, spoke on behalf of Meadow Valley Contractors and stated his company had completed many high-profile projects in Nevada with great success. He stated the Carpenters' Union tried to organize the Meadow Valley workers but were not successful. He read an affidavit from Brad Larsen, President and Chief Executive Officer of Meadow Valley Contractors, in which Mr. Larsen stated Meadow Valley was being coerced by the Carpenters' Union to join their labor group.

Norm Watkins, 490 Esau Angelo, Gilbert, Arizona, stated he was an employee of Meadow Valley Contractors in Phoenix, Arizona for 17 years. One of his duties was that of Safety Director and he advised the lost time frequency rate of Meadow Valley was 66% below the industry average for serious injuries and had an experience modification rating of 32% below the industry average. Mr. Watkins read a letter from Warren B. Hardy II, President of Associated Builders and Contractors of Las Vegas (ABC), endorsing Meadow Valley Contractors.

James Roletti, 7365 Prairie Falcon Road, Suite 120, Las Vegas, spoke on behalf of the Carpenters/Contractors Cooperation Committee (C/CCC) and was opposed to Meadow Valley Contractors being awarded the Ann Road project contract. He presented a letter of protest from the C/CCC which stated their objections to Meadow Valley Contractors, Inc. The letter made several allegations against Meadow Valley, including wage and safety violations. Mr. Roletti requested that Council find Meadow Valley a non-responsible contractor and award the contract to the second low bidder.

Mayor Montandon questioned the allegation that employees of Meadow Valley were underpaid when there were so many contracting job opportunities in Nevada. Mr. Roletti responded the employees accepted the underpayment because they wanted to keep their jobs.

In response to a question by Mayor Montandon, Mr. Roletti stated this was not a union versus non-union issue.

Desmond Lee, 533 South Fremont Avenue, Los Angeles, California, represented the Carpenters/Contractors Cooperation Committee (C/CCC) and stated, in response to the question posed by Mayor Montandon, many construction workers were immigrant laborers who had no idea what the prevailing wage was and, therefore, did not know they were being underpaid. He felt by underpaying their workers, Meadow Valley was saving money and consequently could come in with the low bid on a project. Mr. Lee stated he was present at the meeting to prevent the circumvention of the competitive bidding process and to ensure that Meadow Valley could not take unfair advantage of the process by cheating.

Mr. Lee went on to say he had information concerning improper and unethical conduct by City of North Las Vegas Public Works Director Jim Bell in connection with his advocacy of Meadow Valley in his capacity as a private citizen. He stated Mr. Bell was associated with the Associated General Contractors (AGC) and chaired a public works committee where he met with other local municipalities. Mr. Lee alleged that Mr. Bell invited representatives of Meadow Valley to one of the committee meetings and "bad mouthed" the C/CCC and attempted to solicit letters of recommendation from the agencies in attendance. He requested the City check into the allegations to ensure the bid process and the City's image were preserved.

Cristobal Corona, 3130 Holmes Circle, North Las Vegas, presented a petition with more than 300 signatures of North Las Vegas citizens opposed to the contract for the Ann Road project being awarded to Meadow Valley Contractors.

James Sala, 501 North Lamb Boulevard, Las Vegas, represented the Southwest Regional Council of Carpenters and submitted a letter with a synopsis of complaints against Meadow Valley Contractors, along with pictures of alleged safety violations. Mr. Sala recommended the contract not be awarded to Meadow Valley Contractors.

Mr. Sala also complained that City employees had removed Carpenters' Union signs from public and private property and he provided a photograph of Code Enforcement officers with the signs in their possession. He suggested the award of the contract be postponed until some of the issues had been resolved between the City and the Carpenters' Union.

In response to a question by Mayor Pro Tempore Robinson, Robert Terril stated Meadow Valley was incorporated in the state of Nevada in 1980.

Mayor Pro Tempore Robinson felt the bid process was handled fairly and equitably and the issue should not involve union versus non-union issues.

Councilman Buck expressed her dissatisfaction with the comments made about the City and the Public Works Director. She also stated she recognized three signatures on the

petition submitted by Mr. Corona as those of 17-year-old females and questioned what purpose there was in seeking teenagers to petition against a contracting company. Councilman Buck felt the bid process was handled fairly and equitably and supported the award of the contract to Meadow Valley.

Councilwoman Smith advised she was a union member and respected the issues brought forward; however, she felt those issues were not proven to be substantive enough to reject Meadow Valley as the award recipient.

Councilwoman Smith disclosed that her husband was employed by one of the rejected bidding companies but her vote would not be affected.

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

Mayor Montandon called a recess at 8:05 p.m.

Mayor Montandon reconvened the meeting at 8:16 P.M.

22. ACCEPTANCE OF THE SENIOR AND TEEN FEASIBILITY STUDY SUBMITTED BY LUCCHESI, GALATI ARCHITECTS, INC., AND APPROVAL OF THE PROPOSED MULTI-GENERATIONAL APPROACH TO BE UTILIZED FOR THE NEW RECREATION CENTER TO BE LOCATED AT CENTENNIAL PARKWAY AND ROME BOULEVARD. (CNLV CONTRACT NO. C-5893)

Parks and Recreation Director Mike Henley provided an overview of the results of the teen feasibility study conducted by Lucchesi, Galati Architects, Inc. Demographically, ages 12-19 were surveyed which represented approximately 16% of the City's population but this percentage was expected to decrease over time. It was determined that teenagers spend 73% of their time "hanging out with friends" and their time was programmed from early morning to evening.

Recreationally, most teens expressed an interest in traditional sports, such as swimming and basketball. There was also a growing interest in extreme sports, such as in-line

skating, snow boarding and BMX riding.

Socially, 61% were interested in concerts and music and it was also noted 27% expressed an interest in volunteer programs.

In response to a question by Councilman Buck, 500 North Las Vegas adolescents were surveyed, plus focus groups.

Director Henley advised most teens tended to rely on school programs for educational skills but they desired to have the City offer life skill development programs, such as job-seeking skills, music education, homework tutoring, environmental education and anger management education.

Director Henley stated all teens were viewed to be at risk due to peer pressure and the survey revealed the majority of the respondents wanted to act responsibly and make good life choices. He advised the Parks and Recreation Board wanted to get more involved in this issue and also get the community involved.

The demographics for the senior study included ages 45 and up. Director Henley advised that 28% of the North Las Vegas population was over 55 and the number was growing significantly. Citizens who lived two miles outside the City were also surveyed because they visited the Neighborhood Recreation Center on a regular basis.

Director Henley commented the seniors in North Las Vegas were very active and walking was the number one senior activity. When questioned about activities they would like to take part in, all of the respondents stated they would like to see more music-oriented activities, such as concerts. Most seniors did not seek educational activities at parks and community centers; however, those that did were interested in computer studies, self-improvement and health, nutrition and safety courses.

Director Henley stated the intent of the program was to continue to provide quality teen and senior services throughout the City system. He advised there was an information referral network in the County of non-profit and public agencies to which citizens could be referred for available services.

Director Henley recommended a non-traditional recreation center to promote wellness and quality of life through the provision of cultural, social and educational wellness opportunities for all age groups. He stated aquatic facilities were very important and recommended the development of aquatic programs such as physical therapy, lap swimming, water aerobics, competitions and swimming lessons.

Director Henley advised three sites were considered for the new facility and it was recommended the 40-acre site at Centennial Parkway and Rome Boulevard be selected.

The plan was to erect a 40,000 square-foot facility comparable to the Silver Mesa Recreational Center.

Director Henley requested Council acceptance of the findings of the teen/senior study, support for a multi-generational center, support for the Centennial/Rome site and direction to Staff to move forward with a contract for design of the next phase.

ACTION: STUDY ACCEPTED; STAFF DIRECTED TO MOVE FORWARD

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

23. APPROVAL OF PAYMENT TO ORACLE CORPORATION, IN THE TOTAL AMOUNT OF \$179,857.46, FOR MAINTENANCE AND SUPPORT FEES; \$72,033.88 FOR THE ENTERPRISE DATABASE, INTERNET DEVELOPER AND INTERNET APPLICATION SERVER LICENSES FOR THE PERIOD APRIL 2, 2006 THROUGH APRIL 1, 2007; AND \$107,823.58 FOR THE HUMAN RESOURCES AND FINANCIAL MANAGEMENT APPLICATIONS LICENSES FROM MAY 28, 2006 THROUGH MAY 27, 2007.

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. ORDINANCE NO. 2241; AN ORDINANCE CREATING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS); AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 24, RESOLUTION NO. 2334 AND NO. 25, RESOLUTION NO. 2335)

Ordinance No. 2241 as introduced by the City Manager:

AN ORDINANCE CREATING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS); AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Dee Wisor, Swendseid and Stern, Bond Counsel, advised since the last meeting some of the numbers changed and the district became slightly altered. He read the changes into the record as follows:

Ordinance No. 2241 Section 5—should read \$15,930,108.84, \$4,126,007.02 and \$11,804,101.82 respectively.

Unit 1—should read \$15,080,132.04, \$3,276,030.22 and \$11,804,101.82 respectively.

APN No. 124-30-802-021 was deleted.

Section 8--should read one construction contract, rather than two.

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

24. **RESOLUTION NO. 2334; A RESOLUTION DETERMINING THE COST TO BE ASSESSED IN THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS); PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (ASSOCIATED ITEM NO. 25, RESOLUTION NO. 2335 AND NO. 36, ORDINANCE NO. 2241)**

Resolution No. 2334 as introduced by the City Manager:

A RESOLUTION DETERMINING THE COST TO BE ASSESSED IN THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS); PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Mr. Wisor advised Paragraph 4 and Section 2 of the Resolution should read \$15,930,108.84, \$4,126,007.02 and \$11,804,101.82.

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

25. RESOLUTION NO. 2335; A RESOLUTION FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE ASSESSMENT ROLL RELATING TO THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS) WILL BE HEARD; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 24, RESOLUTION NO. 2334 AND NO. 36, ORDINANCE NO. 2241)

Resolution No. 2335 as introduced by the City Manager:

A RESOLUTION FIXING THE TIME AND PLACE WHEN COMPLAINTS, PROTESTS, AND OBJECTIONS TO THE ASSESSMENT ROLL RELATING TO THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 61 (ANN ROAD AND ANCILLARY STREETS) WILL BE HEARD; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

Mr. Wisor advised the changes to Section 2 of this Resolution were the same as the changes in Resolution No. 2334.

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

26. RESOLUTION NO. 2336; A RESOLUTION ADOPTING AN INTERLOCAL AGREEMENT TO PROVIDE HOME INVESTMENT PARTNERSHIP ACT (HOME) AND/OR LOW INCOME HOUSING TRUST FUND (LIHTF) PROGRAM FUNDS TO THE CITY OF NORTH LAS VEGAS.

Resolution No. 2336 as introduced by the City Manager:

A RESOLUTION ADOPTING AN INTERLOCAL AGREEMENT TO PROVIDE HOME INVESTMENT PARTNERSHIP ACT (HOME) AND/OR LOW INCOME HOUSING TRUST FUND (LIHTF) PROGRAM FUNDS TO THE CITY OF NORTH LAS VEGAS.

ACTION: PASSED AND ADOPTED

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

27. RESOLUTION NO. 2337; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO ESTABLISH A BALLOT QUESTION TO BE INCLUDED ON THE NOVEMBER 7, 2006 GENERAL ELECTION BALLOT.

Resolution No. 2337 as introduced by the City Manager:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO ESTABLISH A BALLOT QUESTION TO BE INCLUDED ON THE NOVEMBER 7, 2006 GENERAL ELECTION BALLOT.

In response to a question by Mayor Montandon, City Clerk Karen Storms stated the ad requesting volunteers for the Ballot Question Committee would be published seven times

beginning March 18th.

ACTION: PASSED AND ADOPTED

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

ORDINANCES
INTRODUCTION ONLY

28. **ORDINANCE NO. 2247; AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2006; AND PROVIDING OTHER MATTERS RELATING THERETO. (SET FINAL ACTION FOR APRIL 5, 2006)**

Ordinance No. 2247 as introduced by the City Clerk:

AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2006; AND PROVIDING OTHER MATTERS RELATING THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

29. **ORDINANCE NO. 2249; 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 150.46 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO A PSP PUBLIC/SEMI-PUBLIC DISTRICT (ZN-12-06, VA MEDICAL CENTER LV), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF THE CLARK COUNTY 215 BELTWAY AND PECOS ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 5, 2006) (ASSOCIATED ITEM NO. 10, AMP-06-06)**

Ordinance No. 2249 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 150.46 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO A PSP PUBLIC/SEMI-PUBLIC DISTRICT (ZN-12-06, VA MEDICAL CENTER LV), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF THE CLARK COUNTY 215 BELTWAY AND PECOS ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

30. **ORDINANCE NO. 2250; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 10 ACRES THEREIN FROM AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-11-06, CIVIC CENTER), FOR PROPERTY GENERALLY LOCATED WEST OF BELMONT STREET AND APPROXIMATELY 650 FEET SOUTH OF ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 5, 2006)**

Ordinance No. 2250 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 ACRES THEREIN FROM AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-11-06, CIVIC CENTER), FOR PROPERTY GENERALLY LOCATED WEST OF BELMONT STREET AND APPROXIMATELY 650 FEET SOUTH OF ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

31. **ORDINANCE NO. 2251; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-04-06), TO AMEND TITLE 17 (ZONING ORDINANCE) BY DELETING SECTIONS 17.20.210(J) [DESIGN REVIEW PROCEDURE], (K) [TRAFFIC IMPACT ANALYSIS], AND (L) [PROCEDURES FOR DEVELOPMENT APPROVALS IN THE REDEVELOPMENT AREA DISTRICT]; AND PROVIDING**

FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR APRIL 5, 2006)

Ordinance No. 2251 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-04-06), TO AMEND TITLE 17 (ZONING ORDINANCE) BY DELETING SECTIONS 17.20.210(J) [DESIGN REVIEW PROCEDURE], (K) [TRAFFIC IMPACT ANALYSIS], AND (L) [PROCEDURES FOR DEVELOPMENT APPROVALS IN THE REDEVELOPMENT AREA DISTRICT]; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

32. **ORDINANCE NO. 2252; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-05-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.24.210(C)&(E) TO PROHIBIT HOMES FROM BEING CONSTRUCTED IF THEY WOULD FACE A 60-FOOT OR GREATER RIGHT-OF-WAY; TO ALLOW EXCEPTIONS FOR HOMES THAT WOULD FACE EXISTING HOMES ON A 60-FOOT OR GREATER RIGHT-OF-WAY OR IF GARAGES ARE ACCESSED FROM AN ALLEY; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR APRIL 5, 2006)**

Ordinance No. 2252 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-05-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.24.210(C)&(E) TO PROHIBIT HOMES FROM BEING CONSTRUCTED IF THEY WOULD FACE A 60-FOOT OR GREATER RIGHT-OF-WAY; TO ALLOW EXCEPTIONS FOR HOMES THAT WOULD FACE EXISTING HOMES ON A 60-FOOT OR GREATER RIGHT-OF-WAY OR IF GARAGES ARE ACCESSED FROM AN ALLEY; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

33. **ORDINANCE NO. 2253; 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 10.74 ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-04-06, DECATUR/RANCH HOUSE) CONSISTING OF 148 MULTI-FAMILY DWELLING UNITS, FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF RANCH HOUSE ROAD AND DECATUR BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 5, 2006)

Ordinance No. 2253 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 10.74 ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-04-06, DECATUR/RANCH HOUSE) CONSISTING OF 148 MULTI-FAMILY DWELLING UNITS, FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF RANCH HOUSE ROAD AND DECATUR BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR APRIL 5, 2006

ORDINANCES
FINAL ACTION

35. **ORDINANCE NO. 2239; 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± ACRE THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-10-06, 350 LA MADRE WAY), FOR PROPERTY LOCATED AT 350 EAST LA MADRE WAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2239 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± ACRE THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO

AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-10-06, 350 LA MADRE WAY), FOR PROPERTY LOCATED AT 350 EAST LA MADRE WAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Manager Marc Jordan advised the item was consistent with the Comprehensive Plan and the Planning Commission recommended approval.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

37. ORDINANCE NO. 2242; 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 9.25 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-08-06, MT. HOOD & TROPICAL), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF MT. HOOD STREET AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2242 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 9.25 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-08-06, MT. HOOD & TROPICAL), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF MT. HOOD STREET AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Manager Marc Jordan advised the item was consistent with the Comprehensive Plan and the Planning Commission recommended approval.

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

39. ORDINANCE NO. 2244; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-03-06); AMENDING SECTION 17.20.090(B) AND SECTION 17.20.090(C), TO ADD MEDICAL AND DENTAL HEALTH CLINICS, OPTICIAN, PHOTOGRAPHIC STUDIO AND TRAVEL AGENCY AS PRINCIPALLY PERMITTED USES AND BANKS AND FINANCIAL INSTITUTIONS AS SPECIAL USES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2244 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-03-06); AMENDING SECTION 17.20.090(B) AND SECTION 17.20.090(C), TO ADD MEDICAL AND DENTAL HEALTH CLINICS, OPTICIAN, PHOTOGRAPHIC STUDIO AND TRAVEL AGENCY AS PRINCIPALLY PERMITTED USES AND BANKS AND FINANCIAL INSTITUTIONS AS SPECIAL USES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilman Buck requested the word "restaurants" be added to the ordinance as a special use.

Councilwoman Smith requested the amendment be voted on prior to the ordinance.

ACTION: AMENDMENT TO ADD RESTAURANTS TO THE ORDINANCE AS A SPECIAL USE

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

ACTION: PASSED AND ADOPTED, AS AMENDED TO ADD RESTAURANTS AS A SPECIAL USE

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

40. **ORDINANCE NO. 2245; 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 32.4± ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-05-06, MONTECITO PAVILIONS MIXED-USE) CONSISTING OF 160,000 SQUARE FEET OF RETAIL/OFFICE, 21,000 SQUARE FEET OF OFFICE, AND 350 DWELLING UNITS OF MULTI-FAMILY RESIDENTIAL, FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LAMB BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2245 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 32.4± ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-05-06, MONTECITO PAVILIONS MIXED-USE) CONSISTING OF 160,000 SQUARE FEET OF RETAIL/OFFICE, 21,000 SQUARE FEET OF OFFICE, AND 350 DWELLING UNITS OF MULTI-FAMILY RESIDENTIAL, FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LAMB BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Manager Marc Jordan advised Staff worked with the applicant on the design of this site which was a mixed-use development. The applicant requested Condition No. 9 be amended which Staff agreed to, as well as the addition of Condition No. 10. The changes reflected limited automobile usage in the commercial area prohibiting it from the pedestrian priority areas.

ACTION: PASSED AND ADOPTED, AS AMENDED:

CONDITION 9 AMENDED TO READ: THE USES PERMITTED IN THE COMMERCIAL PORTION OF THE DEVELOPMENT SHALL BE LIMITED TO THOSE ALLOWED IN THE C-1 NEIGHBORHOOD COMMERCIAL DISTRICT AS PRINCIPALLY PERMITTED USES OR AS SPECIAL USES SUBJECT TO TITLE 17 § 24.020, WITH THE EXCEPTION THAT THE FOLLOWING SHALL NOT BE PERMITTED:

- A. AUTOMOBILE DRIVE-IN THEATER
- B. AUTOMOBILE WASHING ESTABLISHMENT (DO IT YOURSELF-SERVICE W/WANDS)
- C. MINI-WAREHOUSING
- D. MORTUARIES
- E. PAWNSHOP

CONDITION 10 ADDED TO READ: AN AUTOMOBILE SERVICE FACILITY AND/OR AN AUTOMOBILE WASHING ESTABLISHMENT (DRIVE-THROUGH OR PROFESSIONALLY HAND WASHED) ARE ALSO CONSIDERED PRINCIPALLY PERMITTED USES WITHIN THE COMMERCIAL DESIGNATED PORTION OF THE PUD DISTRICT PROVIDED THESE USES ARE NOT LOCATED WITHIN THE "PEDESTRIAN PRIORITY" AREA OR WITHIN PADS "K" AND "L" AS DEPICTED ON THE PRELIMINARY DEVELOPMENT PLAN. FURTHERMORE, THE LOCATION AND DESIGN OF THESE USES MUST BE SHOWN ON THE FINAL DEVELOPMENT PLAN TO ENSURE PROPER INTEGRATION INTO THE COMMERCIAL DEVELOPMENT.

THE REMAINDER OF THE CONDITIONS OF APPROVAL RENUMBERED ACCORDINGLY.

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

COUNCIL ITEMS

There were no additional items.

CITY MANAGER'S REPORT

No report was given.

PUBLIC FORUM

Dean Leavitt, 918 Dawn Valley Drive, North Las Vegas stated that recreation areas in the proposed multi-generational center would be utilized by senior citizens.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 8:58 P.M.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

APPROVED: April 19, 2006

Mayor Michael L. Montandon

ATTEST:

Karen L. Storms, CMC
City Clerk