

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

February 21, 2007

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

CITY COUNCIL MEETING

CALL TO ORDER

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

ROLL CALL

COUNCIL PRESENT

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

STAFF PRESENT

Assistant City Manager Sam Chambers
Assistant City Manager Maryann Ustick
City Attorney Carie Torrence
City Clerk Karen L. Storms
Communications Director Brenda Fischer
Economic Development Director Mike Majewski
Finance Director Phil Stoeckinger
Fire Chief Al Gillespie
General Services Director Eric Dabney
Human Services Director Joyce Lira
Information Technology Director Steve Chapin

Legislative Affairs Officer Kimberly McDonald
Assistant Library Director Kathy Pennell
Parks and Recreation Director Mike Henley
Planning and Zoning Director Jory Stewart
Deputy Police Chief Joseph Chronister
Public Works Director Majed Al-Ghafry
Utilities Director David Bereskin
Planning and Zoning Manager Marc Jordan
Assistant to City Manager Michelle Bailey-Hedgepeth
Senior Assistant to City Manager Kenny Young
Chief Deputy City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Pastor Fouston Jordan
Rivers of Living Waters Ministries

PLEDGE OF ALLEGIANCE

Councilwoman Shari Buck

PUBLIC FORUM

Charles Dietl, 709 Majestic Sky Drive, North Las Vegas, expressed concern about Rancho Mirage Park maintenance and liability due to default of the master association and asked the City to maintain the park until the situation could be resolved.

Mayor Montandon explained that he would forward the information to Assistant City Manager Chambers.

Councilwoman Buck explained that the Parks Department, Legal Department and City Manager's Office were aware of this situation and the City had moved forward on this situation.

City Attorney Torrence explained that the Legal Department had begun a summary search on the situation and needed to coordinate internally with the Parks Department and City Manager's Office to reach a solution.

Scott Sauer, 5629 Midnight Breeze Street, North Las Vegas, thanked Council for working with homeowners around the proposed school at El Campo Grande Avenue and Bruce Street; spoke about traffic studies and the need for enforcement of parking violations in front of schools.

PRESENTATION

- ★ **PRESENTATION OF OFFICIAL AIR FORCE 60TH ANNIVERSARY FLAG TO THE CITY OF NORTH LAS VEGAS RECOGNIZING THE 60TH ANNIVERSARY OF THE AIR FORCE.**

ACTION: PRESENTATION TO BE MADE ON MARCH 7, 2007

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 21, 2007.

ACTION: APPROVED AS AMENDED: ITEM NO. 2 WITHDRAWN WITHOUT PREJUDICE; ITEM NOS. 25, 26 AND 27 CONTINUED TO APRIL 18, 2007; ITEM NO. 28 CONTINUED TO MARCH 21, 2007; ITEM NO. 29 WITHDRAWN

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS - 6:15 P.M.

2. AMP-18-06 (ALEXANDER & MLK); AN APPLICATION SUBMITTED BY GHASSAN SHAMOUN, ON BEHALF OF ZUHAIR ZORA AND GHASSAN SHAMOUN, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT 4009 NORTH MARTIN LUTHER KING BOULEVARD. (ASSOCIATED ITEM NO. 27, ORDINANCE NO. 2277) (CONTINUED JUNE 7 AND OCTOBER 18, 2006)

ACTION: WITHDRAWN WITHOUT PREJUDICE

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

3. UN-04-07; AN APPLICATION SUBMITTED BY THE SCHWAN FOOD COMPANY, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW STORAGE OF HAZARDOUS MATERIALS CONSISTING OF AN 18,000 GALLON LIQUEFIED PETROLEUM GAS (PROPANE) TANK FOR THE PURPOSE OF FUEL DISPENSING ON PROPERTY LOCATED AT 1035 W. CHEYENNE AVENUE.

Planning and Zoning Director Jory Stewart explained the Planning Commission recommended approval. The LPG tank was in an industrial area and typically housed this purpose. No comments were received from the Fire Department prohibiting the use of the tank in the area, but a safety analysis was suggested in accordance with National Fire Protection Association 58 and the Uniform Fire Code 2000 edition, to be approved by the Fire Department prior to installation of the LPG tank.

Mayor Montandon questioned whether this was a standard condition for installation of a propane tank, and Director Stewart explained it was standard. Mayor Montandon also commented that a tank at the user site was safer than a propane tank farm.

Fire Chief Gillespie explained it was a different issue than the propane tank farm referred to as this was to supply major vehicles.

Councilwoman Buck questioned whether the residents to the north and south were safe and if safety measures were in place. Chief Gillespie explained this type had safety devices built in and a safety analysis would be conducted to assure all requirements were met.

Councilwoman Buck questioned how the tanks were inspected. Fire Protection Specialist Mike Steele explained the tanks are inspected once a year depending on the site. A fire safety analysis was received by a third party Fire Engineer and approved by the Fire Department, with all conditions met.

Mayor Pro Tempore Robinson questioned whether the third party was a local entity or out of state. Fire Specialist Steele explained they were licensed in the State of Nevada.

Mayor Montandon closed the public hearing.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

CONSENT AGENDA

4. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF DECEMBER 5, 2006.

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. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF DECEMBER 6, 2006.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

6. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF DECEMBER 20, 2006.

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

7. APPROVAL OF AN APPLICATION FOR MASSAGE THERAPIST BUSINESS LICENSE FOR MELANIE JOHNSTON, 3713 MAGENTA HILLS DRIVE, NORTH LAS VEGAS, NEVADA, 89031.

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

8. APPROVAL OF AN APPLICATION FOR BEER/WINE OFF-SALE BUSINESS LICENSE FOR MIDJIT MARKET, INC., D.B.A. GREEN VALLEY GROCERY #33, 5100 NORTH LAMB BOULEVARD, NORTH LAS VEGAS, NEVADA, 89115, PENDING VERIFICATION OF SOUTHERN NEVADA HEALTH DISTRICT APPROVAL AND REQUIRED DEPARTMENT APPROVALS. THIS IS AN ADDITIONAL LOCATION FOR A CURRENT LICENSEE.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

9. APPROVAL OF AN APPLICATION FOR RESTRICTED GAMING BUSINESS LICENSE FOR CRAWFORD COIN, INC., D.B.A.T. GREEN VALLEY GROCERY #33, 5100 NORTH LAMB BOULEVARD, NORTH LAS VEGAS, NEVADA, 89115, PENDING VERIFICATION OF STATE OF NEVADA GAMING COMMISSION APPROVAL. THIS IS AN ADDITIONAL LOCATION FOR A CURRENTLY LICENSED SLOT ROUTE OPERATOR.

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

11. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT FROM DEXON CONSTRUCTION FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT GOWAN ROAD & BRUCE STREET IN THE AMOUNT OF 1% OF THE TOTAL COST OR \$7,976 FOR THE JMB PANELYARD COMMERCIAL PROJECT, LOCATED ON THE NORTHWEST CORNER OF GOWAN ROAD & BRUCE STREET.**

ACTION: PAYMENT ACCEPTED

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

BUSINESS

10. **APPROVAL OF AN APPLICATION FOR GENERAL OFF-SALE AND GROCERY STORE INTERNET SALE BUSINESS LICENSES FOR JIMMY LEE BANKS, D.B.A. JIMMY'S CHEYENNE MARKET, 1370 WEST CHEYENNE AVENUE, NORTH LAS VEGAS, NEVADA, 89032, PENDING PAYMENT OF FEES. THIS APPLICATION IS FOR THE ADDITION OF LIQUOR LICENSES FOR A CURRENTLY LICENSED GROCERY STORE.**

Finance Director Phil Stoeckinger explained the applicant requested the amendment to exclude the grocery store internet sale portion of the license.

ACTION: APPROVED AS AMENDED; DELETE GROCERY STORE INTERNET SALES

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 TO GRANT THE CITY MANAGER THE AUTHORITY TO APPOINT STAFF MEMBERS TO VARIOUS COUNTY, REGIONAL, AND STATE BOARDS EXCEPT IN INSTANCES WHERE CITY COUNCIL ACTION IS REQUIRED BY STATE OR FEDERAL STATUTE.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

13. APPROVAL TO PURCHASE ASSESSOR'S PARCEL NO. 139-04-502-004, IN THE AMOUNT OF \$1,300,000 PLUS ESCROW FEES, FROM PARK DISTRICT III FUNDS, FROM SHEARING FAMILY TRUST, ET AL, FOR 2.49 ACRES OF LAND TO ADD TO THE CRAIG RANCH REGIONAL PARK FOR THE SITING OF A MAINTENANCE FACILITY AND IMPROVED REGIONAL TRAIL ACCESS, ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CAMINO AL NORTE AND LONE MOUNTAIN ROAD.

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

14. APPROVAL OF A PROFESSIONAL ARCHITECTURAL SERVICES AGREEMENT WITH LUCCHESI GALATI ARCHITECTS, INC., IN THE AMOUNT OF \$600,000, FOR THE ALEXANDER LIBRARY & PARK PROJECT LOCATED ON ALEXANDER ROAD JUST WEST OF MARTIN L. KING BOULEVARD. (CNLV CONTRACT NO. C-6493)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

15. FINAL ACCEPTANCE OF THE ALIANTE LIBRARY PROJECT, BID NO. 1180, FOR MAINTENANCE AND AUTHORIZE FILING OF THE NOTICE OF COMPLETION.

ACTION: ACCEPTED

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 AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH G.C. WALLACE, INC., AMENDING THE TOTAL AGREEMENT AMOUNT BY ADDING AN ADDITIONAL \$405,320 TO PERFORM UPDATED HYDROLOGIC, HYDRAULIC, AND WATER SYSTEM EVALUATIONS, PREPARE PLAN AND SPECIFICATION REVISIONS TO REFLECT RECENT DEVELOPMENT CHANGES, AND PROVIDE ADDITIONAL FINAL DESIGN SERVICES FOR THE CENTENNIAL PARKWAY CHANNEL EAST PROJECT GENERALLY LOCATED ALONG THE NORTH SIDE OF CENTENNIAL PARKWAY FROM REVERE STREET APPROXIMATELY 1.9 MILES TO THE UPPER LAS VEGAS WASH CONFLUENCE. (CNLV CONTRACT NO. C-4945)

Mayor Pro Tempore Robinson questioned whether this was City funding. Public Works Director Al-Ghafry explained funding was from the Regional Flood Control District.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

17. APPROVAL OF A COOPERATIVE AGREEMENT WITH THE STATE OF NEVADA DEPARTMENT OF TRANSPORTATION, IN THE AMOUNT OF \$184,500, OUTLINING THE FUNDING RESPONSIBILITIES FOR THE CITY WHICH INCLUDE CONSTRUCTION OF A PORTION OF THE UPPER LAS VEGAS WASH REGIONAL TRAIL, A SEWER LINE ACROSS CRAIG ROAD IN THE FREHNER ROAD ALIGNMENT AND INSTALLATION OF FIRE HYDRANTS FOR THE CRAIG ROAD GRADE SEPARATION PROJECT AT CRAIG ROAD NEAR THE UNION PACIFIC RAILROAD TRACKS. (CNLV CONTRACT NO. C-6494)

Public Works Engineer Tom Brady explained this item was a cooperative agreement with the Nevada Department of Transportation regarding the Craig Road Grade Separation Project.

Glen Petrenko, Senior Project Manager, Nevada Department of Transportation (NDOT), explained the project was submitted to the specifications section on February 15, 2007 with a certification date of April 26, 2007, and PBS&J had been hired to do a constructability review and a quality assurance check on the plans. The construction estimate was approximately \$40 million not including preliminary engineering, right-of-way or utility relocation costs. Approximately 6% was added to that cost for inflation. City funding for the project was close to \$36 million and Nevada Department of Transportation funding was \$6.5 million. NDOT applied for Public Lands Highway Discretionary Funds which were pending with a total of \$49,263,000. Some requirements needed to be met prior to the date of certification date which were right-of-way acquisitions, and executed agreements with the utility company, Union Pacific Railroad and the cooperative agreement with NDOT. Public Lands Highway Discretionary Funding needed to be secure, and conditional certification by the Federal Highway Administration in order to move forward due to the concurrent work by utilities and the Union Pacific Railroad. The project would be advertised for six weeks, and an extended notice to proceed would be issued based on concurrent work by utilities and the Union Pacific Railroad. Length of construction was approximately 18 months and traffic control would cause impacts. The southbound off-ramp would be closed for approximately two months to construct the detour portion of Craig Road. Craig Road would be closed on marathon weekends to construct work for the bridges on I-15 and Donovan Road. A section would need to be constructed near Berg Street that would require closure in one direction for one weekend. Lamb Boulevard would provide alternate access.

Mayor Montandon questioned the total funding amount of \$40 million versus the \$49,263,000. Mr. Petrenko explained the \$49,263,000 included the 6% inflation and the right-of-way costs.

Councilwoman Buck questioned whether the funds were coming from the General Fund. Mayor Montandon explained most of the funds were coming from the Regional Transportation Commission.

Councilwoman Buck asked if the federal dollars that were received were counted.

Mr. Brady explained the \$49 million that was referred to. The \$35 million included a majority of Regional Transportation Commission funds which were approximately \$25 million and also had other funds that will be contributed. The cost of \$184,500 would come directly from the City and federal funds would be transferred into this project.

Councilman Eliason questioned whether there were funds that Regional Transportation Commission set aside for land that was moved up to Craig Road, and Mr. Brady explained that was included.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

18. APPROVAL TO AUGMENT THE POLICE DEPARTMENT'S FY06-07 GENERAL FUND OPERATING BUDGET IN THE AMOUNT OF \$9,900 FROM THE GENERAL FUND CONTINGENCY ACCOUNT FOR THE ADDITION OF THREE SCHOOL CROSSING GUARD POSITIONS (1.5 FTE) TO BE PLACED AT DEER SPRINGS WAY/PLUM POET PLACE (GOYNES ELEMENTARY SCHOOL), CLAYTON STREET/TROPICAL PARKWAY (SIMMONS ELEMENTARY SCHOOL), AND DONNA STREET/NELSON AVENUE (MCCALL ELEMENTARY SCHOOL).

Mayor Pro Tempore Robinson commented that there were other sites that needed to be looked at.

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 A ONE YEAR AGREEMENT WITH LIONEL, SAWYER AND COLLINS IN THE AMOUNT OF \$12,500 PER MONTH PLUS UP TO \$5,000 IN PRE-AUTHORIZED EXPENSES TO REPRESENT THE CITY IN WASHINGTON, D.C. (CNLV CONTRACT NO. C-5115)

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

ORDINANCES
INTRODUCTION ONLY

20. ORDINANCE NO. 2332; AN ORDINANCE AUTHORIZING THE ISSUANCE OF A REGISTERED LOCAL IMPROVEMENT BOND, SERIES 2007, FOR CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NOS. 61 AND 62 TO FINANCE THE CONSTRUCTION OF LOCAL IMPROVEMENTS. (SET FINAL ACTION FOR MARCH 7, 2007)

Ordinance No. 2332 as introduced by the City Clerk:

ORDINANCE NO. 2332; AN ORDINANCE AUTHORIZING THE ISSUANCE OF A REGISTERED LOCAL IMPROVEMENT BOND, SERIES 2007, FOR CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NOS. 61 AND 62 TO FINANCE THE CONSTRUCTION OF LOCAL IMPROVEMENTS. (SET FINAL ACTION FOR MARCH 7, 2007)

ACTION: FINAL ACTION SET FOR MARCH 7, 2007

21. **ORDINANCE NO. 2340; AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTIONS 8.20.110B AND 8.20.110C TO PERMIT STORAGE OF 96 GALLON SINGLE RECEPTACLES AND SET FORTH PERMISSIBLE LOCATIONS FOR THE STORAGE OF SINGLE RECEPTACLES; (2) AMENDING SECTION 8.24.020 TO CLARIFY THE DEFINITION OF TRASH; (3) ADD SECTION 8.34.010 TO SET FORTH THE RULES FOR STORAGE OF RESIDENTIAL AND COMMERCIAL TEMPORARY PORTABLE STORAGE CONTAINERS; (4) ADD SECTION 8.34.020 TO SET FORTH THE ENFORCEMENT PROVISIONS FOR THE STORAGE OF TEMPORARY PORTABLE STORAGE CONTAINERS; (5) ADD SECTION 8.34.030 TO SET FORTH PENALTIES FOR VIOLATION OF THE REQUIREMENTS FOR TEMPORARY PORTABLE STORAGE CONTAINERS; (6) ADD SECTION 9.08.050 TO ADD THE CRIME OF PUBLIC NUISANCE; (7) AMENDING SECTIONS 10.48.100.A.1, 10.48.100.A.2, 10.48.100.A.3, 10.48.100.A.4, 10.48.100.B, 10.48.100.C, 10.48.100.D, 10.48.100.E, 10.48.100.F, 10.48.100.G, 10.48.100.H AND 10.48.100.I TO CLARIFY THE PERMISSIBLE EXTERIOR PLACEMENT OF VEHICLES IN RESIDENTIAL OR MIXED-USE ZONING DISTRICTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)**

Ordinance No. 2340 as introduced by the City Clerk:

ORDINANCE NO. 2340; AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA AS FOLLOWS: (1) AMENDING SECTIONS 8.20.110B AND 8.20.110C TO PERMIT STORAGE OF 96 GALLON SINGLE RECEPTACLES AND SET FORTH PERMISSIBLE LOCATIONS FOR THE STORAGE OF SINGLE RECEPTACLES; (2) AMENDING SECTION 8.24.020 TO CLARIFY THE DEFINITION OF TRASH; (3) ADD SECTION 8.34.010 TO SET FORTH THE RULES FOR STORAGE OF RESIDENTIAL AND COMMERCIAL TEMPORARY PORTABLE STORAGE CONTAINERS; (4) ADD SECTION 8.34.020 TO SET FORTH THE ENFORCEMENT PROVISIONS FOR THE STORAGE OF TEMPORARY PORTABLE STORAGE CONTAINERS; (5) ADD SECTION 8.34.030 TO SET FORTH PENALTIES FOR VIOLATION OF THE REQUIREMENTS FOR TEMPORARY PORTABLE STORAGE CONTAINERS; (6) ADD SECTION 9.08.050 TO ADD THE CRIME OF PUBLIC NUISANCE; (7) AMENDING SECTIONS 10.48.100.A.1, 10.48.100.A.2, 10.48.100.A.3, 10.48.100.A.4, 10.48.100.B, 10.48.100.C, 10.48.100.D, 10.48.100.E, 10.48.100.F, 10.48.100.G, 10.48.100.H AND 10.48.100.I TO CLARIFY THE PERMISSIBLE EXTERIOR PLACEMENT OF VEHICLES IN RESIDENTIAL OR MIXED-USE ZONING DISTRICTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)

ACTION: FINAL ACTION SET FOR MARCH 7, 2007

22. **ORDINANCE NO. 2349; 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 479.21 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM AN MPC/MASTER PLANNED COMMUNITY OVERLAY DISTRICT TO VARIOUS ZONING DISTRICTS CONSISTENT WITH THE MAY 3, 2006 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NOVEMBER 2005 LAND INVESTORS, LLC/DRHI INC., ORDINANCE NO. 2267, INCLUDING PSP/MPC PUBLIC SEMI PUBLIC/MASTER PLANNED COMMUNITY DISTRICT, RZ6/MPC RESIDENTIAL ZONE UP TO 6 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ10/MPC RESIDENTIAL ZONE UP TO 10 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, AND MUZ/MPC MIXED USE ZONE/MASTER PLANNED COMMUNITY DISTRICT (ZN-25-07 THROUGH ZN-46-07) FOR PROPERTY GENERALLY BOUNDED ON THE NORTH BY GRAND TETON DRIVE, ON THE EAST BY LOSEE ROAD, ON THE WEST CLAYTON STREET AND ON THE SOUTH BY THE 215 BELTWAY, DEER SPRINGS WAY AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)**

Ordinance No. 2349 as introduced by the City Clerk:

ORDINANCE NO. 2349; 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 479.21 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM AN MPC/MASTER PLANNED COMMUNITY OVERLAY DISTRICT TO VARIOUS ZONING DISTRICTS CONSISTENT WITH THE MAY 3, 2006 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NOVEMBER 2005 LAND INVESTORS, LLC/DRHI INC., ORDINANCE NO. 2267, INCLUDING PSP/MPC PUBLIC SEMI PUBLIC/MASTER PLANNED COMMUNITY DISTRICT, RZ6/MPC RESIDENTIAL ZONE UP TO 6 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ10/MPC RESIDENTIAL ZONE UP TO 10 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, AND MUZ/MPC MIXED USE ZONE/MASTER PLANNED COMMUNITY

DISTRICT (ZN-25-07 THROUGH ZN-46-07) FOR PROPERTY GENERALLY BOUNDED ON THE NORTH BY GRAND TETON DRIVE, ON THE EAST BY LOSEE ROAD, ON THE WEST CLAYTON STREET AND ON THE SOUTH BY THE 215 BELTWAY, DEER SPRINGS WAY AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)

ACTION: FINAL ACTION SET FOR MARCH 7, 2007

23. **ORDINANCE NO. 2350; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-01-07); AMENDING 24.190.C & H; AND SECTION 28.050.B & C TO REQUIRE A SPECIAL USE PERMIT FOR SEXUALLY ORIENTED BUSINESSES; AND REQUIRE CITY COUNCIL FINAL ACTION FOR SPECIAL USE PERMITS FOR SEXUALLY ORIENTED BUSINESSES, PAWN SHOPS, DEFERRED DEPOSIT LOAN FACILITIES, AUTO TITLE LOAN FACILITIES, AND SHORT-TERM LOAN FACILITIES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)**

Ordinance No. 2350 as introduced by the City Clerk:

ORDINANCE NO. 2350; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-01-07); AMENDING 24.190.C & H; AND SECTION 28.050.B & C TO REQUIRE A SPECIAL USE PERMIT FOR SEXUALLY ORIENTED BUSINESSES; AND REQUIRE CITY COUNCIL FINAL ACTION FOR SPECIAL USE PERMITS FOR SEXUALLY ORIENTED BUSINESSES, PAWN SHOPS, DEFERRED DEPOSIT LOAN FACILITIES, AUTO TITLE LOAN FACILITIES, AND SHORT-TERM LOAN FACILITIES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)

ACTION: FINAL ACTION SET FOR MARCH 7, 2007

24. **ORDINANCE NO. 2351; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 11.7+ ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-56-06), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SLOAN LANE AND AZURE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)**

Ordinance No. 2351 as introduced by the City Clerk:

ORDINANCE NO. 2351; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 11.7+ ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-56-06), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SLOAN LANE AND AZURE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 7, 2007)

ACTION: FINAL ACTION SET FOR MARCH 7, 2007

ORDINANCES
FINAL ACTION

25. **ORDINANCE NO. 2275; 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 30.79+ ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-27-06, CELEBRATE VILLAGE), FOR PROPERTY LOCATED WEST OF MARTIN L. KING BOULEVARD AND APPROXIMATELY 800 FEET SOUTH OF CRAIG ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JUNE 7, JULY 5 AND OCTOBER 18, 2006)**

Ordinance No. 2275 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2275; 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 30.79+ ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-27-06, CELEBRATE

VILLAGE), FOR PROPERTY LOCATED WEST OF MARTIN L. KING BOULEVARD AND APPROXIMATELY 800 FEET SOUTH OF CRAIG ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JUNE 7, JULY 5 AND OCTOBER 18, 2006)

ACTION: CONTINUED TO APRIL 18, 2007

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

26. **ORDINANCE NO. 2276; 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 6.15+ ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-2 TWO-FAMILY RESIDENTIAL DISTRICT (ZN-28-06, CELEBRATE VILLAGE), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF MARTIN L. KING BOULEVARD AND CORALIE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JUNE 7, JULY 5 AND OCTOBER 18, 2006)**

Ordinance No. 2276 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2276; 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 6.15+ ACRES THEREIN FROM A C-2 GENERAL COMMERCIAL DISTRICT TO AN R-2 TWO-FAMILY RESIDENTIAL DISTRICT (ZN-28-06, CELEBRATE VILLAGE), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF MARTIN L. KING BOULEVARD AND CORALIE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JUNE 7, JULY 5 AND OCTOBER 18, 2006)

ACTION: CONTINUED TO APRIL 18, 2007

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

27. **ORDINANCE NO. 2277; 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 .73+ ACRES THEREIN FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-26-06, ALEXANDER & MARTIN L. KING), FOR PROPERTY LOCATED AT 4009 NORTH MARTIN L. KING BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 2, AMP-18-06) (CONTINUED JUNE 7 AND OCTOBER 18, 2006)**

Ordinance No. 2277 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2277; 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 .73+ ACRES THEREIN FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-26-06, ALEXANDER & MARTIN L. KING), FOR PROPERTY LOCATED AT 4009 NORTH MARTIN L. KING BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 2, AMP-18-06) (CONTINUED JUNE 7 AND OCTOBER 18, 2006)

ACTION: CONTINUED TO APRIL 18, 2007

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

28. ORDINANCE NO. 2330; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO ESTABLISH TERMS AND CONDITIONS OF EMPLOYMENT FOR EMPLOYEES WHO WORK FOR THE CITY FOR MORE THAN TWENTY YEARS AND OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2330 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2330; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO ESTABLISH TERMS AND CONDITIONS OF EMPLOYMENT FOR EMPLOYEES WHO WORK FOR THE CITY FOR MORE THAN TWENTY YEARS AND OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: CONTINUED TO MARCH 21, 2007

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

29. ORDINANCE NO. 2333; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO ADD CHAPTER 2.62 OF TITLE 2 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO ESTABLISH A PROCEDURE FOR CREATING OR AMENDING A LIST OF APPRAISERS QUALIFIED TO CONDUCT APPRAISALS OF REAL PROPERTY OFFERED FOR SALE OR LEASE BY THE CITY OF NORTH LAS VEGAS, NEVADA.

Ordinance No. 2333 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2333; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO ADD CHAPTER 2.62 OF TITLE 2 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO ESTABLISH A PROCEDURE FOR CREATING OR AMENDING A LIST OF APPRAISERS QUALIFIED TO CONDUCT APPRAISALS OF REAL PROPERTY OFFERED FOR SALE OR LEASE BY THE CITY OF NORTH LAS VEGAS, NEVADA.

ACTION: WITHDRAWN

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

30. ORDINANCE NO. 2341; AN ORDINANCE PROVIDING FOR THE ISSUANCE OF REGISTERED, NEGOTIABLE, CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2007; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO.

Ordinance No. 2341 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2341; AN ORDINANCE PROVIDING FOR THE ISSUANCE OF REGISTERED, NEGOTIABLE, CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2007; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO.

ACTION: PASSED AND ADOPTED

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

31. **ORDINANCE NO. 2342; 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 484.6 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM AN MPC/MASTER PLANNED COMMUNITY OVERLAY DISTRICT TO VARIOUS ZONING DISTRICTS CONSISTENT WITH THE MAY 3, 2006 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NOVEMBER 2005 LAND INVESTORS, LLC/DRHI INC., ORDINANCE NO. 2267, INCLUDING PSP/MPC PUBLIC SEMI PUBLIC/MASTER PLANNED COMMUNITY DISTRICT, RZ6/MPC RESIDENTIAL ZONE UP TO 6 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ10/MPC RESIDENTIAL ZONE UP TO 10 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ50/MPC RESIDENTIAL ZONE UP TO 50 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, AND MUZ/MPC MIXED USE ZONE/MASTER PLANNED COMMUNITY DISTRICT (ZN-03-07 THROUGH ZN-21-07) FOR PROPERTY GENERALLY BOUNDED ON THE NORTH BY GRAND TETON DRIVE, ON THE EAST BY LOSEE ROAD, ON THE WEST CLAYTON STREET, AND ON THE SOUTH BY THE 215 BELTWAY, DEER SPRINGS WAY AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2342 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2342; 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 484.6 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM AN MPC/MASTER PLANNED COMMUNITY OVERLAY DISTRICT TO VARIOUS ZONING DISTRICTS CONSISTENT WITH THE MAY 3, 2006 DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NOVEMBER 2005 LAND INVESTORS, LLC/DRHI INC., ORDINANCE NO. 2267, INCLUDING PSP/MPC PUBLIC SEMI PUBLIC/MASTER PLANNED COMMUNITY DISTRICT, RZ6/MPC RESIDENTIAL ZONE UP TO 6 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ10/MPC RESIDENTIAL ZONE UP TO 10 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, RZ50/MPC RESIDENTIAL ZONE UP TO 50 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY DISTRICT, AND MUZ/MPC MIXED USE ZONE/MASTER PLANNED COMMUNITY DISTRICT

(ZN-03-07 THROUGH ZN-21-07) FOR PROPERTY GENERALLY BOUNDED ON THE NORTH BY GRAND TETON DRIVE, ON THE EAST BY LOSEE ROAD, ON THE WEST CLAYTON STREET, AND ON THE SOUTH BY THE 215 BELTWAY, DEER SPRINGS WAY AND ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained this was the 484.6 acres in the east parcel of the Master Planned Community on the west side of that parcel. It was consistent with the approved Development Agreement and the Land Use Plan adopted in that Development Agreement. Staff and 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 and Buck

NAYS: Councilman Eliason

ABSTAIN: None

32. ORDINANCE NO. 2343; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 2311 WHICH AMENDED ORDINANCE NUMBER 2187 WHICH RECLASSIFIED RUNVEE HOBART (ZN-06-04) TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT, SPECIFICALLY AMENDING CONDITION #52 TO ALLOW MODEL 3860 TO BE LOCATED ON CARLA ANN ROAD WITHIN THE DESIGNATED AREA OF RUNVEE HOBART 3B AND BY AMENDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2343 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2343; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 2311 WHICH AMENDED ORDINANCE NUMBER 2187 WHICH RECLASSIFIED RUNVEE HOBART (ZN-06-04) TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT, SPECIFICALLY AMENDING CONDITION #52 TO ALLOW MODEL 3860 TO BE LOCATED ON CARLA ANN ROAD WITHIN THE DESIGNATED AREA OF RUNVEE HOBART 3B AND BY AMENDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained the amendment to allow the maximum

height of 35 feet for a three-story single-family dwelling where 28 feet was the maximum was approved by the City Council on October 18, 2006. The applicant requested to amend condition #52 of the approval to allow one of the models, Model #3860, to be located on Carla Ann Road which was considered a perimeter street for this portion of the development, but Carla Ann Road was a local street for the overall Runvee Hobart Planned Unit Development. Staff recommended the request be granted because no disadvantage would be created for adjoining parcels.

Councilman Eliason questioned whether the typical parking lot would be adjacent and Director Stewart explained they would.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

- 33. ORDINANCE NO. 2344; 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 118 ACRES THEREIN FROM AN M-2, GENERAL INDUSTRIAL DISTRICT TO AN MUD/MX-3, MIXED USE DEVELOPMENT DISTRICT/REGIONAL CENTER MIXED USE SUBDISTRICT (ZN-23-07, NORTHGATE, PHASE I) CONSISTING OF 363 - 877 RESIDENTIAL UNITS, 540,000 SQUARE FEET OF HOTEL SPACE WITH 1,000 ROOMS, UP TO 410,800 SQUARE FEET OF OFFICE SPACE, AND/OR 198,600 - 567,400 SQUARE FEET OF COMMERCIAL SPACE LOCATED AT THE NORTHEAST CORNER OF LAMB BOULEVARD AND ANN ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2344 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2344; 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 118 ACRES THEREIN FROM AN M-2, GENERAL INDUSTRIAL DISTRICT TO AN MUD/MX-3, MIXED USE DEVELOPMENT DISTRICT/REGIONAL CENTER MIXED USE SUBDISTRICT (ZN-23-07, NORTHGATE, PHASE I) CONSISTING OF 363 - 877 RESIDENTIAL UNITS, 540,000 SQUARE FEET OF HOTEL SPACE WITH 1,000 ROOMS, UP TO 410,800 SQUARE FEET OF OFFICE SPACE, AND/OR 198,600 - 567,400

SQUARE FEET OF COMMERCIAL SPACE LOCATED AT THE NORTHEAST CORNER OF LAMB BOULEVARD AND ANN ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained that condition #2D needed to be amended.

Bill Curran, Ballard, Spahr, Andrews & Ingersoll, 300 South Fourth Street, Las Vegas, appeared on behalf of his client John Telishek of Runvee Hobart Properties and explained this was an intermediate step which would result in an application for a gaming enterprise district at the location. He hoped it would not be part of an inevitable conclusion and that the gaming enterprise district would be judged on its own merit when presented to Council.

ACTION: PASSED AND ADOPTED AS AMENDED; SECTION 2D TO READ:

INTERNAL PEDESTRIAN PRIORITY AREAS SHALL BE PROVIDED TO CONNECT THE INTERNAL RESIDENTIAL AREAS TO THE COMMERCIAL AREAS OF THE DEVELOPMENT. ADDITIONAL PEDESTRIAN PRIORITY AREAS SHALL BE PROVIDED NEXT TO TROPICAL PARKWAY AND THE INTERNAL WESTERLY EXTENSION OF TROPICAL PARKWAY, EXCEPT ON PROPERTY NOT OWNED BY THE APPLICANT.

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

34. ORDINANCE NO. 2345; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY AMENDING A PREVIOUSLY APPROVED 3.9+ ACRE PUD, PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF A CONVENIENCE STORE WITH GAS PUMPS, CAR WASH, AND TWO RETAIL BUILDINGS WITH A TOTAL OF 26,350 SQUARE FEET, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND NORTH 5TH STREET, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2345 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2345; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY AMENDING

A PREVIOUSLY APPROVED 3.9+ ACRE PUD, PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF A CONVENIENCE STORE WITH GAS PUMPS, CAR WASH, AND TWO RETAIL BUILDINGS WITH A TOTAL OF 26,350 SQUARE FEET, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND NORTH 5TH STREET, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained the applicant requested waiver of the commercial design standards as they pertained to the design of the buildings and to amend the actual site plan, just the retail portion of the site. The Planning Commission recommended approval. Planning Department had issues with the building elevations and felt they were too industrial for the area.

Mayor Montandon questioned whether the Planning Department was satisfied with the parking issues regarding reciprocal parking agreement. Director Stewart explained Staff was in agreement if they could obtain the reciprocal access agreement.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas explained he had authority from both property owners regarding the reciprocal access agreement.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Buck

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

NAYS: None

ABSTAIN: None

35. ORDINANCE NO. 2346; 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 17.45+ ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-02-07, PASSCO LIGHT INDUSTRIAL), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY & BEESLEY DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2346 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2346; 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 17.45+ ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-02-07, PASSCO LIGHT INDUSTRIAL), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF TROPICAL PARKWAY & BEESLEY DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained this proposed zone change was consistent with the Comprehensive Plan, Land Use Element for this site and recommended approval.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

36. ORDINANCE NO. 2347; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1992 WHICH AMENDED ORDINANCE NUMBER 1499 WHICH RECLASSIFIED LAKE MEAD INDUSTRIAL PARK (ZN-05-01) TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT, TO ALLOW CONCRETE TILT-UP PANELS, AND BY AMENDING AND ADDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2347 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2347; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1992 WHICH AMENDED ORDINANCE NUMBER 1499 WHICH RECLASSIFIED LAKE MEAD INDUSTRIAL PARK (ZN-05-01) TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT, TO ALLOW CONCRETE TILT-UP PANELS, AND BY AMENDING AND ADDING CONDITIONS, AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart explained the applicant requested a proposed change to condition #13. Staff reviewed the change with the applicant's representative and recommended approval.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, explained the outside

perimeter of the building and the drive aisles interior would be stucco.

Mayor Montandon stated it was confusing as written saying to permit concrete tilt-up panels. He explained concrete tilt-up panels were already permitted and what was added was smooth-painted, smooth-faced block to be allowed. He explained buildings already constructed had painted, smooth-faced block. He explained the key issue was the approved colors, which meant the wall was painted the same color. Right now since the wall was patched, it was not the same color, and that was the look to avoid.

Mr. Gronauer explained that was why the exterior would have the stucco, and the only painted area would be where the storage areas would be located.

Mayor Montandon explained whether it was stucco, tilt-up or block, approved colors meant all the same color.

Mayor Pro Tempore Robinson was concerned about the piece that bordered the project and was zoned R-E.

Mr. Gronauer explained he called Mr. Potter, property owner, and had not received a response, but worked with him in the past and would continue.

Councilwoman Smith commented on the portion regarding allowance of the zero foot landscape buffer where twenty feet is required adjacent to the residential property line and questioned if the City would be allowing a zero foot buffer. Director Stewart explained that was withdrawn from the request.

Mr. Gronauer explained the only change was stucco, but they would provide rock on Lake Mead Boulevard and Coran Lane and stucco on the buildings themselves.

ACTION: PASSED AND ADOPTED AS AMENDED; CONDITION #13 TO READ:

IN ADDITION TO A STUCCO-COATED FINISH, CONCRETE TILT-UP PANELS AND SMOOTH BLOCK PAINTED PER APPROVED COLORS AS SUBMITTED ARE ALSO ALLOWED AS BUILDING MATERIALS IN THE PLANNED UNIT DEVELOPMENT. HOWEVER, EXPOSED SMOOTH BLOCK SHALL BE PROHIBITED FOR ALL BUILDINGS FACING DRIVE AISLES, PERIMETER PROPERTY LINES, LAKE MEAD BOULEVARD AND CORAN LANE.

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

37. **ORDINANCE NO. 2348; 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. 2348 as introduced by Assistant City Manager Ustick:

ORDINANCE NO. 2348; 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.

Public Works Director Al-Ghafry explained the assessor parcel number should be 123-34-101-005.

ACTION: PASSED AND ADOPTED AS AMENDED; PARCEL NUMBER SHOULD READ APN 123-34-101-005

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

COUNCIL ITEMS

Councilwoman Buck reminded Staff that on Lawrence Street, north of El Campo Grande Avenue, no parking signs needed to be placed on desert side or next to block wall so kids are safe and to check if the school district fenced in the property as requested.

CITY MANAGER'S REPORT

There was no report.

PUBLIC FORUM

Bob Mersereau, 4836 Crystal Sword Street, North Las Vegas, stated he was in favor of Ordinance No. 2340 and thanked Staff for the concerns of the citizens during the preparation process.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:58 P.M.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

APPROVED: April 18, 2007

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

ATTEST:

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