

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

September 3, 2008

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

**CITY COUNCIL MEETING**

**CALL TO ORDER**

6:07 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**

City Manager Gregory Rose  
Assistant City Manager Sam Chambers  
Assistant City Manager Maryann Ustick  
City Attorney Carie Torrence  
City Clerk Karen Storms  
Economic Development Director Mike Majewski  
Finance Director Phil Stoeckinger  
Fire Chief Al Gillespie  
General Services and Communications  
Director Brenda Fischer  
Human Resources Director Joyce Lira

Information Technology Director Steve Chapin  
Library Director Kathy Pennell  
Parks and Recreation Director Mike Henley  
Planning and Zoning Director Frank Fiori  
Police Chief Joe Forti  
Public Works Director Qiong Liu  
Utilities Director David Bereskin  
Assistant to the City Manager Michele Bailey-Hedgepeth  
Senior Assistant to the City Manager Kenny Young  
Planning and Zoning Manager Marc Jordan  
Assistant City Clerk Anita Sheldon

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Karen L. Storms, CMC  
City Clerk

**INVOCATION**

Pastor Daryl E. Harris  
Bethesda Church of God in Christ

**PLEDGE OF ALLEGIANCE**

Councilwoman Shari Buck

**PUBLIC FORUM**

There was no public participation.

**AGENDA**

**1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF SEPTEMBER 3, 2008.**

ACTION: APPROVED AS AMENDED; ITEM NO. 2 WITHDRAWN

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**CONSENT AGENDA**

**4. APPROVAL OF AN APPLICATION FOR A DAY NURSERY BUSINESS LICENSE FOR LINDA ARLENE QUEVEDO, DBA LIL' RASKALS CLUBHOUSE, 3721 NAIROBI LANE, NORTH LAS VEGAS, NEVADA, 89032 PENDING VERIFICATION OF REQUIRED DEPARTMENT APPROVALS.**

ACTION: APPROVED

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

5. **APPROVAL OF AN APPLICATION FOR A COMMERCIAL NURSERY BUSINESS LICENSE FOR CHILDREN'S CHOICE NEVADA CORPORATION II, DBA CHILDREN'S CHOICE LEARNING CENTER, 2100 TEXAS STAR LANE, NORTH LAS VEGAS, NEVADA, 89030.**

ACTION: APPROVED

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

6. **APPROVAL OF AN APPLICATION FOR SPECIAL EVENT BEER PERMIT FOR MEXICAN PATRIOTIC CIVIC COMMITTEE FOR AN EVENT TO BE HELD AT THE CHEYENNE SPORTS COMPLEX ON SEPTEMBER 14, 2008 PENDING VERIFICATION OF SOUTHERN NEVADA HEALTH DISTRICT APPROVAL.**

ACTION: APPROVED

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

7. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT FROM TACO'S MEXICO, INC. FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CIVIC CENTER DRIVE & OWENS AVENUE IN THE AMOUNT OF 1.6% OF THE TOTAL COST OR \$848 FOR THE WEBB AVENUE SHOPPING CENTER LOCATED ON THE SOUTHEAST CORNER OF WEBB AVENUE AND CIVIC CENTER DRIVE.**

ACTION: PAYMENT ACCEPTED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

8. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT FROM RICHARD STEELE BOXING CLUB, INC. FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT SIMMONS STREET & CHEYENNE AVENUE IN THE AMOUNT OF 1% OF THE TOTAL COST OR \$640; CLAYTON STREET & CHEYENNE AVENUE IN THE AMOUNT OF 1% OF THE TOTAL COST OR \$2,279; SIMMONS STREET & EVANS AVENUE IN THE AMOUNT OF 0.2% OF THE TOTAL COST OR \$1,595 AND SIMMONS STREET & CAREY AVENUE IN THE AMOUNT OF 0.4% OF THE TOTAL COST OR \$987 FOR THE STEELE BOXING GYM LOCATED ON THE SOUTHWEST CORNER OF COLEMAN STREET AND CHEYENNE AVENUE.**

ACTION: PAYMENT ACCEPTED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

9. **APPROVAL OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH CRAIG ALLEN DEVELOPMENT FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CRAIG ROAD & VALLEY DRIVE IN THE AMOUNT OF 2.8% OF THE TOTAL COST OR \$6,062; CRAIG ROAD & ALLEN LANE IN THE AMOUNT OF 4.2% OF THE TOTAL COST OR \$11,997; CRAIG ROAD & SIMMONS STREET IN THE AMOUNT OF 9.5% OF THE TOTAL COST OR \$11,115; ALEXANDER ROAD & ALLEN LANE IN THE AMOUNT OF 6.1% OF THE TOTAL COST OR \$38,384; CRAIG ROAD & VALLEY DRIVE - EAST LEG/DUAL LEFT IN THE AMOUNT OF 4% OF THE TOTAL COST OR \$4,800; CRAIG ROAD & VALLEY DRIVE - NORTH LEG/DUAL LEFT IN THE AMOUNT OF 4.7% OF THE TOTAL COST OR \$5,640; CRAIG ROAD & ALLEN LANE - EAST LEG/DUAL LEFT IN THE AMOUNT OF 19.7% OF THE TOTAL COST OR \$23,640; CRAIG ROAD & ALLEN LANE - WEST LEG/DUAL LEFT IN THE AMOUNT OF 4% OF THE TOTAL COST OR \$4,800; CRAIG ROAD & ALLEN LANE - SOUTH LEG/DUAL LEFT IN THE AMOUNT OF 8% OF THE TOTAL COST OR \$9,600; CRAIG ROAD & SIMMONS STREET - WEST LEG/DUAL LEFT IN THE AMOUNT OF 8% OF THE TOTAL COST OR \$9,600; CRAIG ROAD & SIMMONS STREET - SOUTH LEG/DUAL LEFT IN THE AMOUNT OF 9.7% OF THE TOTAL COST OR \$11,640; ALEXANDER ROAD & ALLEN LANE - WEST LEG/DUAL LEFT IN THE AMOUNT OF 4.7% OF THE TOTAL COST OR \$5,640 AND ALEXANDER ROAD & ALLEN LANE - NORTH LEG/DUAL LEFT IN THE AMOUNT OF 4% OF THE TOTAL COST OR \$4,800 FOR THE VILLAGE CENTER DEVELOPMENT LOCATED ON THE SOUTHWEST CORNER OF CRAIG ROAD AND ALLEN LANE. (CNLV CONTRACT NO. C-6888)**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

10. **APPROVAL OF AMENDMENT NO. 1 TO THE INTERLOCAL COOPERATIVE AGREEMENT WITH THE CITY OF LAS VEGAS FOR THE ROADWAY IMPROVEMENT PROJECT AT DECATUR BOULEVARD AND CRAIG ROAD WHICH WILL EXPAND THE SCOPE OF THE PROJECT TO PROVIDE ADDITIONAL MEDIAN CHANNELIZATION IMPROVEMENTS IMMEDIATELY NORTH OF CRAIG ROAD ON DECATUR BOULEVARD AND INCREASE PROJECT COSTS TO A TOTAL OF \$134,650. (CNLV CONTRACT NO. C-6772)**

ACTION: APPROVED

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

**11. APPROVAL OF A GRANT OF EASEMENT TO NEVADA POWER COMPANY FOR THE RELOCATION OF THE ELECTRICAL TRANSMISSION LINE ALONG THE SOUTH SIDE OF CAREY AVENUE NEAR NORTH 5<sup>TH</sup> STREET AS PART OF THE NORTH 5<sup>TH</sup> STREET, PHASE 1 IMPROVEMENTS PROJECT.**

ACTION: APPROVED

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

**12. FINAL ACCEPTANCE OF THE ADA ACCESSIBILITY FY06/07 AND FY07/08; AND DOJ ADA COMPLIANCE FY05/06, FY06/07 AND FY07/08 PROJECTS, BID NUMBER 1251 FOR MAINTENANCE AND AUTHORIZE FILING OF THE NOTICE OF COMPLETION. (CNLV CONTRACT NO. C-6446)**

ACTION: APPROVED

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

13. **APPROVAL OF CONSTRUCTION CHANGE ORDER NO. 1 FOR THE LAS VEGAS WASH TRAILS PHASE II PROJECT, BID NUMBER 1265 WITH LAS VEGAS PAVING, INC. IN THE AMOUNT OF \$200,000 FROM THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT, PHASE 3 FUNDS WHICH WILL REPLENISH THE CONSTRUCTION CONFLICTS BID ITEM TO SECURE ADEQUATE BUDGET FOR PROJECT COMPLETION. (CNLV CONTRACT NO. C-6712)**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

14. **APPROVAL TO RENEW A MEMORANDUM OF UNDERSTANDING BETWEEN WESTCARE NEVADA INC., SOUTHERN NEVADA HOSPITALS, CLARK COUNTY AND THE CITIES OF LAS VEGAS, HENDERSON AND BOULDER CITY IN THE AMOUNT OF \$81,160.68 TO PAY FOR OPERATIONAL COSTS OF THE COMMUNITY TRIAGE CENTER FROM JULY 1, 2008 THROUGH JUNE 30, 2009. (CNLV CONTRACT NO. C-6080)**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

15. **UN-77-08 (AMERIGAS); AN APPLICATION SUBMITTED BY DAVID VANCE ON BEHALF OF AMERIGAS LP, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW THE STORAGE OF HAZARDOUS MATERIALS (30,000 GALLON PROPANE STORAGE TANK) IN CONJUNCTION WITH A PROPANE STORAGE AND REFUELING FACILITY ON PROPERTY LOCATED AT 4430 MCGUIRE STREET. (SET PUBLIC HEARING FOR SEPTEMBER 17, 2008)**

ACTION: PUBLIC HEARING SET FOR SEPTEMBER 17, 2008

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

16. **UN-67-08 (PROJECT HOTEL); AN APPLICATION SUBMITTED BY LASER DEVELOPMENT ON BEHALF OF CASINO HOLDING GROUP LLC, ET AL, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN AN O-L OPEN LAND DISTRICT (PROPOSED C-2 GENERAL COMMERCIAL DISTRICT) TO ALLOW A HOTEL ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND LINN LANE. (SET PUBLIC HEARING FOR SEPTEMBER 17, 2008) (ASSOCIATED ITEMS NO. 17, VAC-09-08 AND NO. 30, ORDINANCE NO. 2481)**

ACTION: PUBLIC HEARING SET FOR SEPTEMBER 17, 2008

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

17. **VAC-09-08 (PROJECT HOTEL); AN APPLICATION SUBMITTED BY LASER DEVELOPMENT ON BEHALF OF CASINO HOLDING GROUP LLC, ET AL, PROPERTY OWNER, TO VACATE A 30-FOOT WIDE PORTION OF PUBLIC RIGHT-OF-WAY (LINN LANE) LOCATED SOUTH OF CENTENNIAL PARKWAY WITH A TERMINUS ABUTTING INTERSTATE 15 RIGHT-OF-WAY. (SET PUBLIC HEARING FOR OCTOBER 1, 2008) (ASSOCIATED ITEMS NO. 16, UN-67-08 AND NO. 30, ORDINANCE NO. 2481)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 1, 2008

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

**BUSINESS**

**18. DISCUSSION AND POSSIBLE ACTION REGARDING AN APPEAL OF CHILD CARE WORK CARD DENIAL. (TABLED AUGUST 20, 2008)**

Police Chief Joe Forti advised that the appellant was not in attendance. Mayor Pro Tempore Robinson questioned whether the appellant was notified. Police Chief Forti explained that a letter was sent by the City Clerk's Office and Sgt. Member's telephone numbers were given for contact regarding notice to appear. He explained that no telephone calls were received by the appellant. Councilwoman Smith questioned whether the item could be withdrawn if the appellant was not in attendance. Mayor Montandon explained the work card was denied and that taking no action would uphold the denial.

ACTION: WORK CARD DENIAL UPHELD

MOTION: Councilwoman Smith

SECOND: Councilwoman Buck

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

NAYS: None

ABSTAIN: None

**19. APPROVAL TO AMEND THE 2008-2009 STAFFING PATTERN AS FOLLOWS:  
(ALL STAFFING PATTERN CHANGES WILL BE PROCESSED WHEN ADMINISTRATIVELY FEASIBLE)**

Human Resources Director Joyce Lira explained that a thorough market analysis was performed for the positions as well as reviewing the job scope. Director Lira recommended the staffing pattern be approved.

Councilwoman Smith requested that the positions be voted on independently rather than as a whole.

**A. UTILITIES DEPARTMENT**

1. Upgrade one Utilities Support Supervisor TMN 21 to TMN 23.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilwoman Buck

AYES: Mayor Montandon, Councilmembers Smith and Buck

NAYS: Mayor Pro Tempore Robinson and Councilman Eliason

ABSTAIN: None

2. Reclassify one vacant Meter Mechanic TMN 18 to one Field Customer Service Supervisor I/II TMN 20/21.

**ACTION:** DENIED

**MOTION:** Councilwoman Buck

**SECOND:** Mayor Montandon

**AYES:** Mayor Montandon and Councilwoman Buck

**NAYS:** Mayor Pro Tempore Robinson, Councilmembers Smith and Eliason

**ABSTAIN:** None

**B. FINANCE DEPARTMENT**

1. Eliminate one vacant Receptionist TMN 11.

**ACTION:** APPROVED

**MOTION:** Councilwoman Buck

**SECOND:** Mayor Montandon

**AYES:** Mayor Montandon, Mayor Pro Tempore Robinson, Councilmembers Smith, Buck and Eliason

**NAYS:** None

**ABSTAIN:** None

2. Reclassify Senior Utilities Financial Analyst ACE 23 to Utilities Financial Manager ACE 25.

Mayor Pro Tempore Robinson questioned the job title. Human Resources Director Joyce Lira explained the position was 25% less than market value. Upgrading would put the position at market value in the public sector. Mayor Pro Tempore Robinson confirmed the Finance Department positions were Teamster positions with the exception of B.2. Councilman Eliason questioned the length of time that employees were doing work outside the scope of their position. City Manager Rose explained that in the past, staffing pattern changes were included as part of the budget, but did not get the appropriate consideration by the City Council. He explained that Staff was asked to move the staffing pattern changes outside the budget process so that the City Council was clear on what was being requested. Councilwoman Smith felt the process of upgrading titles was reversed.

City Manager Rose explained the intention was to change the process to bring the classification to the City Council prior to the employee performing the work. He explained the current staffing pattern changes were for fair compensation of work being performed.

Mayor Pro Tempore Robinson questioned how long the employees were working in these positions since fair compensation could mean back pay. Human Resources Director Lira explained that most positions were from January or February and some a few years. Mayor Pro Tempore Robinson questioned whether the employees would be given back pay. Director Lira explained that was not a recommendation at this time.

ACTION: APPROVED

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

3. Upgrade Business License Manager TME 21 to TME 23.

ACTION: APPROVED

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

4. Reclassify Senior Buyer TME 20 to Assistant Purchasing Manager TME 22.

ACTION: APPROVED

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

5. Reclassify two part-time Business License Enforcement Officers TMP 20 to one full-time Business License Enforcement Officer TMN 17.

ACTION: APPROVED

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

6. Reclassify one vacant Fiscal Specialist TMN 13 to one Accounting Technician TMN 15.

ACTION: APPROVED

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

#### **PUBLIC HEARINGS - 6:15 P.M.**

2. **AN APPEAL SUBMITTED BY THOMAS A. THOMAS, MANAGER OF NORTHERN BELTWAY INDUSTRIAL CENTER, LLC, A PERSON WHOSE PROPERTY RIGHTS ARE OR MAY BE AFFECTED BY THE PLANNING COMMISSION'S DECISION TO APPROVE UN-33-08 (BIODIESEL OF LAS VEGAS); AN APPLICATION SUBMITTED BY NC INDUSTRIES LLC, PROPERTY OWNER, FOR AN EXPANSION TO A PREVIOUSLY APPROVED SPECIAL USE PERMIT IN AN M-2, GENERAL INDUSTRIAL DISTRICT TO ALLOW THE STORAGE OF HAZARDOUS MATERIALS INCLUDING DIESEL FUEL, BIODIESEL, METHANOL, SODIUM HYDROXIDE, PHOSPHORIC ACID, ETHANOL AND SODIUM METHOXIDE ON PROPERTY LOCATED SOUTH OF EL CAMPO GRANDE AND APPROXIMATELY 470 FEET WEST OF RANGE ROAD.**

ACTION: WITHDRAWN

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

3. **GED-04-08 (SILVER NUGGET CASINO); AN APPLICATION SUBMITTED BY SILVER NUGGET GAMING LLC, PROPERTY OWNER, FOR A PETITION TO ALLOW AN EXPANSION TO AN EXISTING GAMING ENTERPRISE DISTRICT ON PROPERTY LOCATED SOUTH OF NORTH LAS VEGAS BOULEVARD AND APPROXIMATELY 900 FEET WEST OF CIVIC CENTER DRIVE.**

Planning and Zoning Director Frank Fiori explained the applicant received approval for an expansion to the existing Gaming Enterprise District for an adjacent parcel to the west. This application would add a remnant parcel to the existing Gaming Enterprise District so the future expansion of the Silver Nugget Hotel & Casino could be considered. Staff and Planning Commission recommended approval.

Mayor Montandon opened the public hearing.

**Paul Larsen, 300 South Fourth Street, Las Vegas**, represented the applicant and explained the parcels within the Gaming Enterprise District. He explained since the previous Gaming Enterprise District was approved there was a subdivision of three parcels into a single parcel which was previously the Silver Nugget RV Park. The applicant wanted to add a remnant parcel to the previously approved Gaming Enterprise District. Mr. Larsen explained that because the current project was unchanged, he felt that the factual finding, as well as the evidence previously presented as part of GED-01-07, remained relevant. The possibility existed that, because of changes in economic circumstances, some of the economic information needed to be updated. Applied Analysis updated the information which was submitted to Staff. The analysis showed there would be a positive economic impact. Mr. Larsen explained that because an additional parcel was added, specific findings needed to be made. He explained that it was not within 500 feet of residential, 1,500 feet of an existing church or school and no adverse impact on any church, school or developed residential district within 2,500 feet of the parcel.

**David Potter, 3610 North Rancho Drive, Las Vegas**, represented the applicant and confirmed there were no churches or schools within the 1,500 foot radius. He explained that the 500 foot residential separation showed no residential units within that radius and a positive impact to the community.

Mr. Larsen requested that the previous findings from GED-01-07 be incorporated into this application.

Councilwoman Smith questioned the plans for the remaining parcel shown on the map. Mr. Larsen explained the Silver Nugget did not control that parcel, but expected ongoing discussions regarding acquisition of the property.

Councilwoman Buck questioned the plans for the remaining parcel. Mr. Larsen explained

it added flexibility to the overall project design and would be used for surplus parking. He explained that by granting it GED status, it would allow the parcel to be incorporated in the overall parcel and eventually create a single parcel. Councilwoman Buck questioned whether there was a roadway between the City property and the Silver Nugget property. Mr. Larsen showed the location of the roadway on the map.

Mayor Montandon closed the public hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

### **BUSINESS (CONTINUED)**

**20. APPROVAL TO CREATE A PARCEL MAP FOR THE PURPOSE OF COMBINING PARCELS OF LAND, CLARK COUNTY ASSESSOR'S PARCEL NUMBERS 139-08-601-005 THROUGH 009, GENERALLY LOCATED NORTH OF GOWAN ROAD AND EAST OF SIMMONS STREET, FOR THE NEW FIRE STATION #53 BUILDING LOCATION AND DESERT HORIZON PARK.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**21. APPROVAL TO CREATE A PARCEL MAP FOR THE PURPOSE OF COMBINING TWO PARCELS OF LAND, CLARK COUNTY ASSESSOR'S PARCEL NUMBERS 124-33-502-002 AND 003, GENERALLY LOCATED SOUTH OF ANN ROAD AND EAST OF CAMINO AL NORTE, FOR THE FIRE STATION #54 BUILDING ADDITION AND CAMINO AL NORTE PUMP STATION.**

ACTION: APPROVED

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

**22. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH PBS&J IN THE AMOUNT OF \$350,000 TO COMPLETE A FLOOD CONTROL MASTER PLAN FOR THE NEWLY ANNEXED APEX/KAPEX AREA. (CNLV CONTRACT NO. C-6889)**

City Manager Rose explained that the money would be from contingency funds. Mayor Pro Tempore Robinson questioned why the tax payers had to pay and not the developers. City Manager Rose explained the plan was funded so the City could facilitate development in the APEX/KAPEX area and would be reimbursed once the Special Improvement District was established. Mayor Pro Tempore Robinson questioned the timeframe for reimbursement. Public Works Director Qiong Liu said six months. City Attorney Carie Torrence explained that she did not believe that the funds would be reimbursed in a six months timeframe. City Manager Rose explained that it was one of the areas that would be reviewed to be reimbursed first. Finance Director Phil Stoeckinger explained it would be reimbursed in possibly 12 - 15 months.

ACTION: APPROVED WITH CONTINGENCY FUNDING

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

**23. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH PBS&J IN THE AMOUNT OF \$199,983 FOR THE COMPREHENSIVE TRAILS & BIKEWAYS MASTER PLAN PROJECT; AND AUTHORIZATION TO AUGMENT THE PARKS AND RECREATION DEPARTMENT BUDGET IN THE AMOUNT OF \$75,000 WITH THE REMAINDER FUNDED BY THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT PROGRAM. (CNLV CONTRACT NO. C-6890)**

ACTION: AGREEMENT APPROVED; BUDGET AUGMENTATION AUTHORIZED

MOTION: Councilwoman Smith

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

**24. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH COE AND VAN LOO, LLC IN THE AMOUNT OF \$298,800, FROM SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT FUNDS, FOR THE KIEL RANCH COMPREHENSIVE PRESERVATION & DEVELOPMENT PLAN PROJECT. (CNLV CONTRACT NO. C-6891)**

Mayor Pro Tempore Robinson questioned whether this plan was to decide what was going to be done with Kiel Ranch. Parks and Recreation Director Mike Henley explained that there was a 12 year old schematic plan that needed to be updated. It would allow the City to update the plan with input from the public. Mayor Pro Tempore Robinson questioned if the money would come from Southern Nevada Public Lands Management Act funding. Director Henley said it would. Mayor Pro Tempore Robinson asked if the funds would be for what was being done as well as what would be done at Kiel Ranch. Director Henley explained it would provide a gameplan to aggressively seek outside funding to do the improvements at the historic site. He explained that when the funds were applied for, they were Preliminary Planning funds and before the Bureau of Land Management would entertain an application for any acquisition or development the City needed to expend the funds and have the plan. Mayor Pro Tempore Robinson questioned the plans that were completed and the need for additional plans. Director Henley explained that in the original plan there were structures that were on the site which were no longer there. The hydrology and existing spring was not adequately addressed. An interpretation plan that would determine the history of the site and provide for a historic preservation plan was not provided. Councilwoman Buck commented that money had been expended on this site and there was still a need for help from outside individuals and agencies that were interested in preserving Kiel Ranch. She explained there was a need for commitment from those groups that had criticized the way the site was and would need their help on this project.

ACTION: APPROVED

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

- 25. APPROVAL TO AUGMENT THE POLICE DEPARTMENT'S FY08-09 GENERAL FUND OPERATING BUDGET IN THE AMOUNT OF \$18,800, FROM THE GENERAL FUND CONTINGENCY ACCOUNT, FOR THE ADDITION OF THREE SCHOOL CROSSING GUARD POSITIONS (1.5 FTES) TO BE PLACED AT DUKE AVENUE AND ROOK STREET (MACKEY ELEMENTARY), COMMERCE STREET AND GILMORE AVENUE (PERKINS ELEMENTARY) AND ROBIN TREE AVENUE AND SHADOW TREE STREET (PERKINS ELEMENTARY).**

Councilwoman Smith explained that the City contributed \$1.2 million a year on providing crossing guards and worked together with the school district.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

- 26. APPROVAL OF THE ANNUAL MAINTENANCE AND TECHNICAL SUPPORT AGREEMENT WITH NETCOM IN THE AMOUNT OF \$145,403.88 FOR THE VOICE OVER INTERNET PROTOCOL TELEPHONE SYSTEM. (CNLV CONTRACT NO. C-6657)**

Mayor Montandon questioned the number of telephones within the system. Information Technology Director Steve Chapin responded there were between 1,500 - 2,000 telephones.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

- 27. APPROVAL OF THE FIRST AMENDMENT TO THE INFORMATION TECHNOLOGY AND MAINTENANCE AGREEMENT WITH ORACLE USA, INC. IN THE AMOUNT OF \$230,731.22 FOR SOFTWARE MAINTENANCE, TECHNICAL SUPPORT AND SOFTWARE UPDATE FEES. (CNLV CONTRACT NO. C-6755)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

- 28. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH STANLEY CONSULTANTS, INC. IN THE AMOUNT OF \$1,808,371 TO DESIGN APPROXIMATELY 27,000 LINEAL FEET OF VARYING SIZED SEWER PIPELINE FOR THE SOUTHEAST INTERCEPTOR PROJECT; AND REVISION TO THE 2009-2013 CAPITAL IMPROVEMENT PLAN, PROJECT S0010. (CNLV CONTRACT NO. C-6892)**

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**ORDINANCES**  
**INTRODUCTION ONLY**

- 29. ORDINANCE NO. 2480; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-09-08) BY AMENDING TITLE 17 (SECTIONS 17.12.020, 17.20.060.C, 17.20.070.C, 17.20.080.C, AND 17.24.020.C) TO ADD "ACCESSORY CONVENIENCE USE", AND TO PROVIDE FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR SEPTEMBER 17, 2008)**

Ordinance No. 2480 as introduced by the City Clerk:

ORDINANCE NO. 2480; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-09-08) BY AMENDING TITLE 17 (SECTIONS 17.12.020, 17.20.060.C, 17.20.070.C, 17.20.080.C, AND 17.24.020.C) TO ADD "ACCESSORY CONVENIENCE USE", AND TO PROVIDE FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR SEPTEMBER 17, 2008)

ACTION: FINAL ACTION SET FOR SEPTEMBER 17, 2008

30. **ORDINANCE NO. 2481; 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 11.9± ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO A C-2, GENERAL COMMERCIAL DISTRICT (ZN-21-08, PROJECT HOTEL), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND LINN LANE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR SEPTEMBER 17, 2008) (ASSOCIATED ITEMS NO. 16, UN-67-08 AND NO. 17, VAC-09-08)**

Ordinance No. 2481 as introduced by the City Clerk:

ORDINANCE NO. 2481; 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 11.9± ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO A C-2, GENERAL COMMERCIAL DISTRICT (ZN-21-08, PROJECT HOTEL), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND LINN LANE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR SEPTEMBER 17, 2008) (ASSOCIATED ITEMS NO. 16, UN-67-08 AND NO. 17, VAC-09-08)

ACTION: FINAL ACTION SET FOR SEPTEMBER 17, 2008

**ORDINANCES**  
**FINAL ACTION**

31. **ORDINANCE NO. 2478; 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 1,783± ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-22-08, KAPEX INDUSTRIAL PARK PHASE II), FOR PROPERTY GENERALLY LOCATED SOUTH AND WEST OF US HIGHWAY 93 AND NORTH AND WEST OF INTERSTATE 15, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2478 as introduced by the City Manager:

ORDINANCE NO. 2478; 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 1,783± ACRES THEREIN FROM AN O-L, OPEN LAND DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-22-08, KAPEX INDUSTRIAL PARK PHASE II), FOR PROPERTY GENERALLY LOCATED SOUTH AND WEST OF US HIGHWAY 93 AND NORTH AND WEST OF INTERSTATE 15, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Frank Fiori stated that Staff and the Planning Commission recommended approval of this ordinance.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

32. **ORDINANCE NO. 2479; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-08-08) BY AMENDING TITLE 17 (SECTION 17.24.165) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 2479 as introduced by the City Manager:

ORDINANCE NO. 2479; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-08-08) BY AMENDING TITLE 17 (SECTION 17.24.165) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Planning and Zoning Director Frank Fiori stated that Staff and the Planning Commission recommended approval.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

### **APPOINTMENTS**

**33. APPOINTMENT OF A CITIZEN TO THE CLARK COUNTY COMMUNITY DEVELOPMENT ADVISORY COMMITTEE FOR A TERM TO EXPIRE SEPTEMBER 5, 2009. (TABLED AUGUST 20, 2008)**

ACTION: COUNCILWOMAN BUCK APPOINTED CURTIS PALMER FOR A TERM TO EXPIRE SEPTEMBER 5, 2009

MOTION: Councilwoman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**34. APPOINTMENT OF A CITIZEN TO THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT CITIZENS ADVISORY COMMITTEE FOR A TERM TO EXPIRE AUGUST 1, 2010. (TABLED AUGUST 20, 2008)**

ACTION: COUNCILWOMAN BUCK APPOINTED STEVE HOMMEL FOR A TERM TO EXPIRE AUGUST 1, 2010

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

**35. APPOINTMENT OF A CITIZEN TO THE CLARK COUNTY NUCLEAR WASTE REPOSITORY ADVISORY COMMITTEE FOR A TERM TO EXPIRE OCTOBER 3, 2012. (TABLED AUGUST 20, 2008)**

ACTION: COUNCILWOMAN BUCK APPOINTED SARAH BATCHELOR FOR A TERM TO EXPIRE OCTOBER 3, 2012

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

**36. APPOINTMENT OF MEMBERS TO THE MCCOOL AIRFIELD ADVISORY COMMITTEE FOR THREE YEAR TERMS.**

ACTION: COUNCILWOMAN SMITH APPOINTED MARLIN JONES, RENE THOMPSON AND ROBERT STUECKRATH AS CITIZEN MEMBERS AND PAUL SCHMITZ, BRIAN VYHNAL AND DARRELL STUBBS AS PILOT MEMBERS. WILLIAM ROBINSON II WAS APPOINTED AS THE PARKS AND RECREATION ADVISORY BOARD REPRESENTATIVE

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

### **COUNCIL ITEMS**

Councilwoman Buck was concerned about the recent occurrences at the North Las Vegas Airport and recommended that Staff meet with Clark County to discuss the matter.

Mayor Montandon spoke about storage tanks of hazardous materials and suggested painting them different colors with signs stating their contents.

### **CITY MANAGER'S REPORT**

There was no additional report.

### **PUBLIC FORUM**

**Katherine Joseph, 1309 Helen Street, North Las Vegas**, spoke about a dress code ordinance to require pants to be worn on the beltline, conditions at the jail and the possibility of creating a special impact area for Delmonico to obtain federal funding.

### **ADJOURNMENT**

ACTION: THE MEETING ADJOURNED AT 7:09 P.M.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**APPROVED: October 1, 2008**

Michael L. Montandon  
Mayor Michael L. Montandon

**ATTEST:**

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