

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

November 5, 2008

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

CITY COUNCIL MEETING

CALL TO ORDER

6:04 PM, 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 L. Storms
Fire Chief Al Gillespie
Human Resources Director Joyce Lira
Library Director Kathy Pennell
Planning and Zoning Director Frank Fiori
Police Chief Joe Forti

Public Works Director Qiong Liu
Utilities Director David Bereskin
Assistant to the City Manager Michelle Bailey-Hedgepeth
Senior Assistant to the City Manager Kenny Young
Business License Manager Lana Hammond
Parks and Recreation Manager Jon Jainga
Planning and Zoning Manager Marc Jordan
Systems Technician Ken Todd
Assistant City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Dr. Percell Church, Jr.
Zion Ministries

PLEDGE OF ALLEGIANCE

Councilwoman Stephanie S. Smith

PUBLIC FORUM

Scott Sauer, 770 W. Lone Mountain Road, North Las Vegas, commented about landscaping on Ann Road by Scott Elementary School and questioned if the landscaping would be restored east of Ann Road.

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF NOVEMBER 5, 2008.**

ACTION: APPROVED AS AMENDED: ITEM NOS. 2, 3, 39, 40, 41, 42, 43 AND 44
CONTINUED TO FEBRUARY 18, 2009; ITEM NO. 25 WITHDRAWN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

7. **APPROVAL OF THE SPECIAL CITY COUNCIL MEETING MINUTES OF OCTOBER 1, 2008.**

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

8. APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF OCTOBER 1, 2008.

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

9. APPROVAL OF THE SPECIAL CITY COUNCIL MEETING MINUTES OF OCTOBER 15, 2008.

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 THE REGULAR CITY COUNCIL MEETING MINUTES OF OCTOBER 15, 2008.

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 AN APPLICATION FOR BEER-WINE-SPIRIT-BASED PRODUCTS OFF-SALE AND RESTRICTED GAMING BUSINESS LICENSES FOR MR. W AND D INC., DBA MERCADO DE ALEGRIA, 3523 NORTH PECOS ROAD, NORTH LAS VEGAS, NEVADA, 89030 PENDING VERIFICATION OF STATE GAMING COMMISSION APPROVAL, WORKERS' COMPENSATION COVERAGE, STATE BUSINESS LICENSE, STATE SALES TAX PERMIT, SOUTHERN NEVADA HEALTH DISTRICT APPROVAL AND 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

12. **APPROVAL OF AN APPLICATION FOR BEER-WINE-SPIRIT-BASED PRODUCTS OFF-SALE BUSINESS LICENSE FOR TA OPERATING LLC, DBA PETRO STOPPING CENTERS, 6595 NORTH HOLLYWOOD BOULEVARD, LAS VEGAS, NEVADA, 89115 PENDING VERIFICATION OF STATE BUSINESS LICENSE AND STATE SALES TAX PERMIT.**

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 AN APPLICATION FOR RACHEL J. CRUZ AS KEY EMPLOYEE FOR THE BEER-WINE-SPIRIT-BASED PRODUCTS OFF-SALE BUSINESS LICENSE FOR TA OPERATING LLC, DBA PETRO STOPPING CENTERS, 6595 NORTH HOLLYWOOD BOULEVARD, LAS VEGAS, NEVADA 89115.**

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 OF AN APPLICATION FOR A SLOT ROUTE OPERATOR BUSINESS LICENSE FOR NEVADA RESTAURANT SERVICES, INC., 1225 ICEHOUSE AVENUE, SPARKS, NEVADA, 89431.

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. APPROVAL OF AN APPLICATION FOR A RESTRICTED GAMING BUSINESS LICENSE FOR CANTOR GAMING, DBAT NORTH LAS VEGAS ELKS LODGE #2353, 2939 VAN DER MEER STREET, NORTH LAS VEGAS, NEVADA, 89030 PENDING VERIFICATION OF STATE GAMING COMMISSION 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

16. APPROVAL OF AN APPLICATION FOR A SLOT ROUTE OPERATOR BUSINESS LICENSE FOR CANTOR G&W (NEVADA), L. P., DBA CANTOR GAMING, 6280 SOUTH VALLEY VIEW BOULEVARD, SUITE 318, LAS VEGAS, NEVADA, 89118 PENDING VERIFICATION OF STATE GAMING COMMISSION 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

17. APPROVAL OF AN APPLICATION FOR A DAY NURSERY BUSINESS LICENSE FOR LYDIA A. CARSON, DBA RAINBOW BRIGHT CHILD CARE, 906 MANDOLIN WAY, 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

18. APPROVAL OF AN APPLICATION FOR A DAY NURSERY BUSINESS LICENSE FOR AMALIA KYRIAKIDES, 6116 STAR DECKER ROAD, NORTH LAS VEGAS, NEVADA, 89031 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

19. APPROVAL OF AN APPLICATION FOR AUTOMOBILE PAWNBROKER, PAWNBROKER AND SECONDHAND DEALER BUSINESS LICENSES FOR EZPAWN NEVADA, INC., DBA PAWN PLUS, 2820 EAST CRAIG ROAD, NORTH LAS VEGAS, NEVADA, 89030 PENDING VERIFICATION OF STATE BUSINESS LICENSE AND STATE SALES TAX PERMIT.

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

20. **ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$222,134 FROM THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, UNDER THE COPS TECHNOLOGY GRANT PROGRAM TO ASSIST IN REPLACING THE COMPUTER-AIDED DISPATCH SYSTEM, RECORDS MANAGEMENT SYSTEM AND MOBILE DATA COMPUTING SERVER, IDENTIFIED AS THE PUBLIC SAFETY INFORMATION SYSTEMS TECHNOLOGY REFRESH PROJECT IN THE CAPITAL IMPROVEMENT PLAN 2008-2012.**

ACTION: GRANT AWARD 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

21. **ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$397,503 FROM THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, UNDER THE COPS TECHNOLOGY GRANT PROGRAM TO ASSIST IN REPLACING THE COMPUTER-AIDED DISPATCH SYSTEM, RECORDS MANAGEMENT SYSTEM AND MOBILE DATA COMPUTING SERVER IDENTIFIED AS THE PUBLIC SAFETY INFORMATION SYSTEMS TECHNOLOGY REFRESH PROJECT IN THE CAPITAL IMPROVEMENT PLAN 2008-2012.**

ACTION: GRANT AWARD 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

22. **ACCEPTANCE OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL COST PARTICIPATION AGREEMENT FROM HICKEY DEVELOPMENT, LLC, FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CRAIG ROAD AND PECOS ROAD IN THE AMOUNT OF 1% OF THE TOTAL COST OR \$1,097 FOR THE HICKEY DEVELOPMENT LOCATED ON THE SOUTHEAST CORNER OF PIC DRIVE AND DEVELOPMENT COURT.**

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

23. **UN-96-08 (DECATUR DESERT PLAZA); AN APPLICATION SUBMITTED BY DECATUR DESERT PLAZA, LLC, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW AN ON-SALE ESTABLISHMENT WITH RESTRICTED GAMING ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD. (SET PUBLIC HEARING FOR DECEMBER 3, 2008)**

ACTION: PUBLIC HEARING SET FOR DECEMBER 3, 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

24. **DISCUSSION AND POSSIBLE ACTION REGARDING AN APPEAL OF WORK CARD REVOCATION.**

Shonna McKnight, 6063 Salsbury Circle, North Las Vegas, explained that when she applied for a day care license she had stated that she helped young ladies. One of the young lady's children that she cared for had a friend who accused Ms. McKnight of having other ladies help her care for the children. When a Business License

Enforcement Officer went to the day care, there were six children at the home and two other adults. Ms. McKnight was asked if anyone was working with her. She responded that no one worked with her. Ms. McKnight was asked to show her work card, which she produced. The following week, the same Business License Enforcement Officer returned with an investigator, checked Ms. McKnight's paperwork and told her that all the paperwork was in order with the exception of a sign-in/sign-out sheet. Ms. McKnight explained that she picked up and dropped off the children, but was then told she could not do that. The investigator confiscated the work card which was she was now appealing.

Mayor Montandon explained the information presented to the City Council, by the investigator, was that there were people working at the day care who were not licensed. Mayor Montandon questioned whether Ms. McKnight was licensed with the state. Ms. McKnight explained she was not licensed with the state and understood that she did not have to be licensed with the state if she had between four to six children. She was just made aware of the state licensing. Mayor Montandon said that Ms. McKnight had previously said that when she went to pick up her state license she would need to surrender her day care license. Ms. McKnight said she did not know she needed to be state licensed.

Police Chief Joe Forti explained there was an acknowledgement stating the requirement of a state license and that Ms. McKnight would need to obtain a state license to practice in the City. Mayor Montandon recalled having a conversation at a previous Council meeting advising Ms. McKnight of the need for a state license. Ms. McKnight explained she did not know she needed a state license until she received a call from the University of Nevada, Las Vegas. They told her they were audited and everyone needed to be state licensed. Mayor Montandon questioned whether a foster card license was issued by the state. Ms. McKnight stated that it was issued by Clark County.

Police Sergeant Tim Meamber explained that on September 18, 2008, April Woodard, Business License Enforcement Officer went to the home and noticed the two young ladies. The message forwarded to Sgt. Meamber was that Officer Woodard asked if the two ladies were working and requested their identification but neither one could produce it. At that time, Ms. McKnight stated that they were friends visiting and did not have a North Las Vegas Police Department issued identification. Sgt. Meamber explained if they were helping with the children they needed to be registered with the Police Department and have their identification. Ms. McKnight stated they were in the process of obtaining it. Sgt. Meamber performed a follow-up and found there was no application and no pending application on either individual. Sgt. Meamber checked again today, to see if there were any applications or pending applications on file for the two individuals and found none. According to Officer Woodard, the two individuals were in active participation with the children. The revocation served on September 25, 2008 was due to the fact they were in the process of obtaining identification and further investigation showed no application or record that they had attempted to get the proper identification. The business required that all employees or anyone helping have work cards.

Mayor Montandon explained to Ms. McKnight that by saying they were in the process of obtaining work cards, it indicated they were working. Ms. McKnight said that when Officer Woodard asked if they were working, she was told no. Officer Woodard then told Ms. McKnight that she could not have anyone working around the children. Ms. McKnight told her they were in the process of getting their "stuff". Mayor Montandon explained that statement also indicated they were working. Ms. McKnight explained they were not working but were in the process and were going to start working.

Mayor Pro Tempore Robinson questioned whether there were any other circumstances other than the fact that there was someone not qualified to work at the establishment. City Attorney Carrie Torrence explained that at this time the appeal was based on whether or not there were licensed people with work cards working at the day care at that time. Business License Manager Lana Hammond followed up after the investigator visited the site. Manager Hammond explained that on the checklist provided to all applicants, it indicated that a license from the state was required to provide child care services. Ms. Hammond explained a follow-up visit was made to the location to revoke the work card. Officer Woodward obtained information regarding whether or not there were children being cared for on that date. When trying to investigate toiletry and sanitary requirements of the code, she was told that there were no children being cared for that day. When the state was contacted in regards to the payment and reimbursement to Ms. McKnight, it was found that the report submitted to the state indicated that she had cared for eight children on that date but indicated to the Enforcement Officer that she did not care for any children. There was conflicting information provided as well as a number of other violations in regards to compliance with the general provisions of the child care chapter.

Mayor Montandon explained there were serious issues and he had a problem with one of them. He stated either she was taking care of children that day or was not. If she was not taking care of children, then the state was going to have an issue. If she was, the City had an issue. Mayor Montandon asked if on September 25, 2008 there were children being taken care of that day. He believed the claim was made because there were unlicensed people there. Ms. Hammond clarified that Ms. McKnight claimed there were no children which was the reason for denying access to investigate the compliance with the toiletry requirements. Ms. McKnight stated that on September 25, 2008, when the Enforcement Officer arrived, there were no children on site.

Ms. McKnight asked if people were allowed in the home when she was providing day care. Police Chief Forti explained that his information was that it was not based on a complaint that was called in. Sgt. Meamber received information in regards to the welfare of the children. An investigator was sent to the location and at that time the two adults were noticed. Mayor Montandon said it was a judgement call. If Ms. McKnight was on site with six to eight children and two other adults, it would have to be assumed they were helping her babysit. Ms. McKnight explained that one of the ladies had her child there. She said when the investigator arrived she stated a call was received that someone was working in the day care who did not have their work card. Mayor

Montandon told Ms. McKnight she denied access to the investigator by stating there were no children there. Ms. McKnight explained that Sgt. Meamber and Officer Woodard came inside the house and were shown the files. Officer Woodard looked at the files and told her that the only thing missing was the sign in sheet. Ms. Hammond clarified that Officer Woodard was allowed access to the home, but when asked specifically to review the toiletry articles, Ms. McKnight indicated she did not need to see the restroom area because there were no children present. She provided records for six children but Officer Woodard observed other records. When asked about the records, Officer Woodard was told they were for prior children who were cared for.

Councilwoman Smith questioned the number of children allowed when obtaining a day care license. Ms. Hammond explained Ms. McKnight's restriction was for six children. Councilwoman Smith felt there was a credibility issue and Ms. McKnight was given the benefit of the doubt when previously before the City Council. She felt the statements were contradictory. Ms. McKnight explained that when she asked about the number of children allowed she was told as long as she didn't have eight at the same time, it was allowed. Ms. Hammond explained one of the issues was Ms. McKnight failed to keep accurate records in regards to check-in/check-out times. The report provided to the state indicated the day care was full-time and was impossible to identify whether all the children were there at the same time. She believed that the information received from Officer Woodard indicated that on day in question, there were seven children present.

Mayor Pro Tempore Robinson asked if the work card was being revoked because the two people at the location did not have a work card, and secondly because there were eight children instead of six. City Attorney Torrence explained there were a few issues. When the investigators went to the location they were told that the two women on the premises with the children were working on getting their work cards. The information was later determined to be false because those two individuals had not applied for a work card with the City. The other issue was made clear that state law required a state license and no state license had been applied for. The day care was not operating in accordance with state law because no application had been made to the state and no license was granted.

ACTION: WORK CARD REVOCATION UPHELD

MOTION: Councilwoman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS - 6:15 P.M.

2. **AMP-05-08 (PARK HIGHLANDS); AN APPLICATION SUBMITTED BY BCO GAMING, LLC, ON BEHALF OF NOVEMBER 2005 LAND INVESTORS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO REALIGN COLLETTE STREET AND SEVERANCE LANE ON PROPERTY LOCATED NORTH OF THE 215 BELTWAY AND WEST OF LOSEE ROAD. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

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-02-08 (PARK HIGHLANDS); AN APPLICATION SUBMITTED BY BCO GAMING, LLC, ON BEHALF OF NOVEMBER 2005 LAND INVESTORS, LLC, PROPERTY OWNERS, FOR A PETITION TO ALLOW A GAMING ENTERPRISE DISTRICT IN A PROPOSED PUD/MPC, PLANNED UNIT DEVELOPMENT DISTRICT/MASTER PLANNED COMMUNITY ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF LOSEE ROAD AND THE 215 BELTWAY. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

4. **UN-87-08 (DOLLAR LOAN CENTER); AN APPLICATION SUBMITTED BY DOLLAR LOAN CENTER, LLC, ON BEHALF OF MESQUITE PLAZA II LLC, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW A DEFERRED DEPOSIT LOAN ESTABLISHMENT ON PROPERTY LOCATED AT 4669 WEST ANN ROAD. (CONTINUED OCTOBER 15, 2008)**

Planning and Zoning Director Frank Fiori explained the Planning Commission voted to deny the application.

Mayor Montandon opened the public hearing.

Stephanie Allen, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and explained that all distance separation requirements were met. She also explained that Staff's original recommendation was that the Planning Commission approve the application. There was no opposition to the project. Ms. Allen had a petition in support from the tenants within the existing shopping center. She felt that since the application met all of the code requirements and had support of the application, it was a compatible use in the area and requested approval.

Mayor Montandon closed the public hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. UNLESS EXPRESSLY AUTHORIZED THROUGH A VARIANCE, WAIVER OR ANOTHER METHOD, THIS DEVELOPMENT SHALL COMPLY WITH ALL APPLICABLE CODES AND ORDINANCES.
2. THIS USE PERMIT IS SITE-SPECIFIC AND NON-TRANSFERABLE.
3. SUITE 100 SHALL BE A MINIMUM 1,500 SQUARE FEET IN AREA.
4. THE APPLICANT SHALL SUBMIT A TRAFFIC STUDY UPDATE FOR REVIEW AND APPROVAL.
5. EVEN IF BUILDING IS EXISTING, A BUILDING PERMIT IS REQUIRED FOR CHANGE OF OCCUPANCY USE OR ALTERATION OF BUILDING.

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

AYES: Mayor Montandon, Councilmembers Buck and Eliason

NAYS: Mayor Pro Tempore Robinson and Councilmember Smith

ABSTAIN: None

5. **UN-96-05 (CRAIG ROAD HOSPITALITY CENTER); AN APPLICATION SUBMITTED BY CAROL WALTERS ON BEHALF OF CRAIG PAD PARTNERS, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO A PREVIOUSLY APPROVED USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO AMEND THE PERIMETER LANDSCAPE REQUIREMENTS ALONG CRAIG ROAD ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF CRAIG ROAD AND FREHNER ROAD.**

Planning and Zoning Director Frank Fiori explained the Planning Commission recommended approval of the amendment to the previous approved Use Permit to reduce the landscaping from twenty feet to five feet on the subject property.

Mayor Montandon opened the public hearing.

Carol Walters, 2575 Montessori, Las Vegas, appeared on behalf of Craig Pad Partners and explained the request was to reduce the 20 foot landscaping strip to five feet. The planners asked that the applicant landscape 15 feet of a right-of-way that Nevada Department of Transportation was using and they agreed.

Mayor Montandon closed the public hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. UNLESS EXPRESSLY AUTHORIZED THROUGH A VARIANCE, WAIVER OR ANOTHER APPROVED METHOD, DEVELOPMENT SHALL COMPLY WITH ALL APPLICABLE CODES AND ORDINANCES.
2. THE DEVELOPMENT SHALL BE IN COMPLIANCE WITH THE COMMERCIAL DEVELOPMENT STANDARDS AND DESIGN GUIDELINES, INCLUDING BUT NOT LIMITED TO FOLLOWING:
 - A. SIX (6) FOOT WIDE LANDSCAPED ISLANDS WITHIN EACH PARKING ROW FOR EVERY FIFTEEN (15) PARKING SPACES CONTAINED WITHIN THE ROW; AND
 - B. TWENTY-FIVE (25) FEET OF PERIMETER LANDSCAPING ALONG FREHNER ROAD; AND
 - C. ADDITIONAL ARCHITECTURAL EMBELLISHMENTS BE PROVIDED TO REDUCE THE PERCEIVED MASS AND ADD VISUAL INTEREST; AND

- D. ARCHITECTURAL SCREENING OVER EACH HEATING AND COOLING UNIT WOULD NEED TO BE PROVIDED, SUBJECT TO STAFF REVIEW AND APPROVAL.
- E. FIVE (5) FEET OF LANDSCAPING SHALL BE PROVIDED ADJACENT TO CRAIG ROAD. FURTHERMORE, AN ENCROACHMENT PERMIT SHALL BE OBTAINED FROM THE APPROPRIATE JURISDICTION TO LANDSCAPE THE AREA WITHIN THE RIGHT-OF-WAY BETWEEN THE PROPERTY LINE AND RETAINING WALL FOR THE CRAIG ROAD OVERPASS. LANDSCAPING SHALL BE SUBJECT TO STAFF REVIEW AND APPROVAL.
3. IF A WALL IS PROPOSED TO BE PROVIDED ALONG CRAIG ROAD, THE WALL SHALL BE LOCATED BETWEEN THE PERIMETER LANDSCAPING AND THE PARKING AREA.
 4. FIRE ACCESS LANES SHALL BE MARKED TO PROHIBIT PARKING IN ACCORDANCE WITH THE FIRE CODE.
 5. ALL KNOWN GEOLOGIC HAZARDS SHALL BE SHOWN ON THE PRELIMINARY DEVELOPMENT PLAN, TENTATIVE MAP AND THE CIVIL IMPROVEMENT PLANS. GEOLOGICAL HAZARDS SUCH AS FAULT LINES OR FISSURES AFFECTING RESIDENTIAL STRUCTURES MAY SUBSTANTIALLY ALTER THE TENTATIVE MAP LAYOUT AND REQUIRE THE SUBMISSION OF A REVISED TENTATIVE MAP WHICH MUST BE APPROVED BY THE CITY PRIOR TO FINAL APPROVAL OF THE CIVIL IMPROVEMENT PLANS. THE FOOTPRINT OF PROPOSED STRUCTURES SHALL BE PLOTTED ON ALL LOTS IMPACTED BY FAULTS AND/OR FISSURES AND A MINIMUM WIDTH OF FIVE (5) FEET SHALL BE PROVIDED FROM THE EDGE OF ANY PROPOSED STRUCTURE TO THE NEAREST FAULT AND/OR FISSURE.
 6. APPROVAL OF A DRAINAGE STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
 7. ALL LOCAL FACILITIES AND STREET CENTERLINE GRADES MUST BE CONSTRUCTED IN CONFORMANCE WITH THE CITY OF NORTH LAS VEGAS' *NORTH NEIGHBORHOOD FLOOD CONTROL MASTER PLAN*, OR AS OTHERWISE APPROVED BY THE DIRECTOR OF PUBLIC WORKS OR HIS DESIGNEE.

8. APPROVAL OF A TRAFFIC STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
9. THE PROPERTY OWNER IS REQUIRED TO GRANT A ROADWAY EASEMENT FOR COMMERCIAL DRIVEWAY(S).
10. THE PROPERTY OWNER IS REQUIRED TO SIGN A RESTRICTIVE COVENANT FOR UTILITIES.
11. IF THE PROPERTY IS SUBDIVIDED IN THE FUTURE, THE APPLICANT MUST SUBMIT A COMMERCIAL SUBDIVISION MAP.
12. ANY FUTURE DEVELOPMENT PLANS MUST SHOW THE TWENTY (20) FEET OF RIGHT-OF-WAY ALONG CRAIG ROAD, EAST OF THE EXISTING COMMERCIAL DRIVEWAY, THAT THE CITY IS ACQUIRING TO COMPLETE PHASE III OF THE CRAIG ROAD STREET IMPROVEMENT PROJECT.
13. THE FINAL DEVELOPMENT PLAN FOR THE SITE SHALL BE SUBJECT TO STAFF REVIEW AND APPROVAL.
14. AS THE ONSITE UTILITIES AND EASEMENTS ARE NOT SHOWN ON THE PLAN, THE APPLICANT/ PROPERTY OWNER MAY BE REQUIRED TO RELOCATE SAID UTILITIES AND EASEMENTS AT HIS OWN EXPENSE.

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

6. **UN-89-08 (PROJECT #1560); AN APPLICATION SUBMITTED BY THE CLARK COUNTY SCHOOL DISTRICT ON BEHALF OF THE BUREAU OF LAND MANAGEMENT, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A PSP PUBLIC/SEMI-PUBLIC DISTRICT TO ALLOW AN ELEMENTARY SCHOOL ON PROPERTY LOCATED ON THE NORTH SIDE OF ROME BOULEVARD APPROXIMATELY 200 FEET EAST OF COMMERCE STREET.**

Planning and Zoning Director Frank Fiori explained that the Planning Commission recommended approval. Director Fiori explained there was a request to amend Condition No. 7 and read the amendment into the record.

Mayor Montandon questioned the timing with Commerce Street since it was not presently opened. It was stated the school project would not begin for a few months.

No name given, no address given, explained that the trash enclosure and maintenance yard were relocated further to the west. The bus relocation turnout was also moved.

Councilwoman Buck requested that the representative show Council how the building was sited. She also requested the parking and traffic flow to show alleviation of traffic congestion around the two schools.

It was explained that since the school district had the entire site and Hayden was an existing school, the goal was for a campus feel. With Legacy High School to the north and Hayden as an existing school, the other section would be a future middle school. The internal streets would be made to pull the traffic off Rome Boulevard, Goldfield Street and Deer Springs Way so people could come in, have a central parking area and have the circulation internally. The bus circulation would be at a minimum and not conflicting all at once. The schools would have different bell times so the busses would not be at the same site at the same time.

Mark McGinty, SH Architects, explained that the circulation of the traffic was such that one school could let out clockwise and the other counter-clockwise. The streets were configured to have parallel parking for parents waiting for their children and circulate out.

Mayor Montandon closed the public hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING AMENDED CONDITIONS:

1. UNLESS EXPRESSLY AUTHORIZED THROUGH A VARIANCE, WAIVER OR ANOTHER APPROVED METHOD, THIS DEVELOPMENT SHALL COMPLY WITH ALL APPLICABLE CODES AND ORDINANCES.
2. THE DEVELOPMENT SHALL COMPLY WITH ALL OF THE COMMERCIAL DESIGN STANDARDS AND DESIGN GUIDELINES, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:
 - A. THAT A LANDSCAPE BUFFER OF 20 FEET (MINIMUM) SHALL BE PROVIDED ALONG THE WESTERN PROPERTY LINE.
 - B. THAT A LANDSCAPE BUFFER OF 25 FEET (WHICH MAY INCLUDE A SIDEWALK) SHALL BE PROVIDED ALONG THE

OUTSIDE OF THE FENCE ADJACENT TO THE SOUTHERN PROPERTY LINE.

- C. THAT A LANDSCAPE BUFFER CONSISTING OF 24" BOX TREES 20 FEET ON CENTER SHALL BE PROVIDED ALONG THE WESTERN AND SOUTHERN PROPERTY LINES.
 - D. THAT A MEANDERING SIDEWALK SHALL BE PROVIDED ALONG ROME BOULEVARD AND SHALL MAINTAIN A MINIMUM FIVE-FOOT SEPARATION FROM THE BACK-OF-CURB.
 - E. THAT A MINIMUM 100 PARKING SPACES SHALL BE PROVIDED.
 - F. THAT LANDSCAPED ISLANDS, SIX (6) FEET IN WIDTH, SHALL BE REQUIRED AT EACH END OF ALL ROWS OF PARKING AND WITHIN EACH ROW FOR EVERY 15 PARKING SPACES CONTAINED WITHIN THE ROW.
- 3. THAT THIS SPECIAL USE PERMIT IS SITE-SPECIFIC AND NON-TRANSFERABLE.
 - 4. IF THE BASEBALL FIELD IS CONSTRUCTED IN THE LOCATION AND CONFIGURATION SHOWN ON THE SITE PLAN, SOME FORM OF PHYSICAL BARRIER SHALL BE CONSTRUCTED ADJACENT TO THE WESTERN AND SOUTHERN PROPERTY LINES TO PREVENT BASEBALLS, SOFTBALLS AND/OR KICKBALLS FROM LEAVING THE SCHOOL YARD AND ENCROACHING INTO THE ADJACENT RESIDENTIAL DEVELOPMENT AND/OR PUBLIC RIGHT-OF-WAY.
 - 5. THAT THE BUS PARKING/LOADING AREA SHALL MAINTAIN A MINIMUM 60 FOOT SET-BACK FROM THE WESTERN PROPERTY LINE.
 - 6. THE TRASH ENCLOSURE AND MECHANICAL YARD SHALL BE LOCATED TO THE EAST OR NORTH OF THE PRIMARY SCHOOL BUILDING AND SHALL MAINTAIN A MINIMUM 100-FOOT SETBACK FROM THE RESIDENTIAL ZONE BOUNDARY. EACH STRUCTURE SHALL HAVE SOLID METAL GATES OR DOORS, AND ROOFS, AND EACH STRUCTURE SHALL MATCH THE PRIMARY STRUCTURE IN DESIGN, COLORS AND MATERIALS.

7. PORTABLE CLASSROOMS MAY BE ALLOWED AND SHALL COMPLY WITH ALL APPROPRIATE SETBACKS, LIFE SAFETY AND PARKING REQUIREMENTS. FURTHERMORE, PRIOR TO THE PLACEMENT OF SUCH CLASSROOMS A SITE PLAN SHALL BE SUBMITTED FOR STAFF REVIEW AND KEPT ON PERMANENT FILE WITH THE USE PERMIT.
8. APPROVAL OF A DRAINAGE STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
9. ALL LOCAL FACILITIES AND STREET CENTERLINE GRADES MUST BE CONSTRUCTED IN CONFORMANCE WITH THE CITY OF NORTH LAS VEGAS' *NORTH NEIGHBORHOOD FLOOD CONTROL MASTER PLAN*, OR AS OTHERWISE APPROVED BY THE DIRECTOR OF PUBLIC WORKS OR HIS DESIGNEE.
10. APPROVAL OF A TRAFFIC STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
11. THE CIVIL IMPROVEMENT PLANS FOR THE PROJECT SHALL INCLUDE SCHEDULE 40 PVC FIBER OPTIC CONDUIT ALONG DEER SPRINGS WAY.
12. THE SIZE AND NUMBER OF DRIVEWAYS AND THEIR LOCATIONS ARE SUBJECT TO REVIEW AND APPROVAL BY THE CITY OF NORTH LAS VEGAS TRAFFIC ENGINEER AND MUST MEET THE STANDARDS SET FORTH IN *NORTH LAS VEGAS MUNICIPAL CODE* SECTION 17.24.130. CONFORMANCE MAY REQUIRE MODIFICATIONS TO THE SITE.
13. COMMERCIAL DRIVEWAYS ARE TO BE CONSTRUCTED IN ACCORDANCE WITH *CLARK COUNTY AREA UNIFORM STANDARD DRAWING* NUMBERS 222A AND 225, WITH MINIMUM WIDTHS OF 32 FEET AS MEASURED FROM LIP OF GUTTER TO LIP OF GUTTER.
14. A SECONDARY MEANS OF ACCESS TO THE SITE WILL BE REQUIRED. TEMPORARY PAVEMENT SHALL BE PROVIDED ON DEER SPRINGS WAY OR ROME BOULEVARD TO THE EAST UP TO NORTH 5TH STREET PER *CLARK COUNTY AREA UNIFORM STANDARD DRAWING* NUMBER 209.
15. ALL KNOWN GEOLOGIC HAZARDS SHALL BE SHOWN ON THE SITE PLAN AND THE CIVIL IMPROVEMENT PLANS.

SUBSEQUENT IDENTIFICATION OF ADDITIONAL HAZARDS MAY SUBSTANTIALLY ALTER THE ORIGINAL SITE PLAN.

16. THE PUBLIC STREET GEOMETRICS, WIDTH OF OVER-PAVE AND THICKNESS OF THE PAVEMENT SECTIONS WILL BE DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS.
17. ALL NEVADA POWER COMPANY EASEMENTS, APPURTENANCES, LINES AND POLES MUST BE SHOWN AND SHALL BE LOCATED ENTIRELY WITHIN THE PERIMETER LANDSCAPE AREA OF THIS DEVELOPMENT. DISTRIBUTION LINES, EXISTING OR PROPOSED, SHALL BE PLACED UNDERGROUND IF THEY ARE RELOCATED OR ADJUSTED.
18. PRIOR TO THE INSTALLATION OF ANY SUBGRADE STREET IMPROVEMENTS, ALL REQUIRED UNDERGROUND UTILITIES (I.E. TELEPHONE, POWER, WATER, ETC.) LOCATED WITHIN PUBLIC RIGHTS-OF-WAY, SHALL BE EXTENDED A MINIMUM OF TEN (10) FEET BEYOND THE PROJECT BOUNDARY.
19. ALL OFF-SITE IMPROVEMENTS MUST BE COMPLETED PRIOR TO FINAL INSPECTION OF THE FIRST BUILDING.
20. FIRE ACCESS LANES SHALL BE DESIGNED AND LOCATED PER THE FIRE CODE.
21. SIGNS RESTRICTING PARKING SHALL BE PROVIDED PER THE FIRE CODE.

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

BUSINESS (CONT'D)

25. **AUTHORIZATION TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$70,476 FOR THE PURCHASE OF FOUR COMPACT PICK-UP TRUCKS FROM FORD COUNTRY, UTILIZING THE STATE OF NEVADA BID NO. 7378 PURSUANT TO NRS 332.195 LOCAL GOVERNMENT PURCHASING ACT.**

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

26. AWARD OF BID NO. 1316 IN THE AMOUNT OF \$340,623 TO ST. GEORGE CONTRACTING, INC., FOR THE REMODEL OF DETENTION CENTER ADMINISTRATION.

ACTION: BID AWARDED

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

27. APPROVAL OF FUNDS IN THE AMOUNT OF \$110,000 FOR TEMPORARY IMPROVEMENTS ALONG ANN ROAD EAST OF JESSE SCOTT ELEMENTARY SCHOOL AND AUTHORIZATION FOR PUBLIC WORKS TO PROCEED WITH THE IMPROVEMENTS.

ACTION: APPROVED

MOTION: Councilman Eliason
SECOND: Councilwoman Smith
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 PBS & J IN AN AMOUNT NOT TO EXCEED \$787,900 FUNDED BY THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT WHICH REPRESENTS 12.07% OF THE CONSTRUCTION COST FOR THE LAS VEGAS WASH TRAILS BRIDGE AT I-15 DESIGN PROJECT, LOCATED ALONG A 0.3 MILE SEGMENT OF THE LAS VEGAS WASH, FROM CIVIC CENTER DRIVE TO LOSEE ROAD.

ACTION: APPROVED

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

29. APPROVAL OF AN AGREEMENT WITH THE SOUTHERN NEVADA WATER AUTHORITY (SNWA) IN AN AMOUNT NOT TO EXCEED \$600,000 FUNDED BY SNWA, TO UPGRADE FACILITIES AS PART OF THE SIMMONS STREET IMPROVEMENT PROJECT; CAREY AVENUE TO LONE MOUNTAIN ROAD.

Mayor Montandon questioned when the project would start. Public Works Director Dr. Qiong Liu stated the project was not ready to start yet and was at 90% design stage. There was no set date at this point.

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

30. APPROVAL OF A CONTRIBUTION IN AID OF CONSTRUCTION AGREEMENT WITH NEVADA POWER COMPANY IN THE AMOUNT OF \$153,633 FOR ELECTRICAL UTILITY RELOCATIONS ASSOCIATED WITH THE NORTH 5TH STREET PHASE I 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

31. APPROVAL OF A UTILITY RELOCATION AGREEMENT WITH EMBARQ IN THE AMOUNT OF \$182,282, USING THE COMPETITIVE BIDDING EXCEPTION PER NRS 332.115 LOCAL GOVERNMENT PURCHASING ACT TO RELOCATE FACILITIES ASSOCIATED WITH THE NORTH 5TH STREET 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

32. APPROVAL OF A PROPOSED PLAN TO ALLOCATE FEDERAL AND STATE FUNDS IN AN AMOUNT BETWEEN \$8,660,723 AND \$11,660,723 TO BE PROVIDED UNDER THE NEIGHBORHOOD STABILIZATION PROGRAM, AUTHORIZED UNDER THE HOUSING AND ECONOMIC RECOVERY ACT OF 2008.

Senior Assistant to the City Manager Kenny Young explained that under the Neighborhood Stabilization Program the City was authorized to provide emergency assistance to acquire and redevelop abandoned, vacant or foreclosed properties. He explained the foreclosure status in 2007 was 1,514 single-family homes foreclosed and in 2008 there were 2,619 in the first six months. Senior Assistant Young explained the main requirements were to give priority emphasis and consideration to areas with the greatest need which included the greatest percentage of foreclosures, highest percentage of sub-prime loans, those areas likely to face a significant rise in foreclosures and a high percentage of low, moderate and medium income families. Eligible activities included funding mechanisms to purchase and redevelop foreclosed homes or assist people in purchasing their home with down-payment assistance or home-buyer programs, purchase and rehabilitate foreclosed properties, demolish blighted structures, redevelop property, land bank or reserve 10% for administration.

Senior Assistant Young explained the City's goal was to determine the most effective and strategic approach to using the Neighborhood Stabilization Program money which included yielding the greatest benefit to the City's destabilized neighborhoods and implementing programs that would ensure spending the Neighborhood Stabilization Program money within the time constraints, which was 18 months. He explained using the funds strategically by targeting the neighborhoods with the greatest needs, maximizing neighborhood impact and considering realistic resource and capacity constraints.

Senior Assistant Young described two plans; Plan A which included a homebuyer assistance program in the amount of \$20,000 that would assist 150 homebuyers to purchase foreclosed homes in targeted zip codes and census tracts/block groups, redevelop Buena Vista Springs, Desert Mesa or other eligible vacant properties, single-family rental housing and purchase of vacant properties in North Valley. Plan B included homeowner assistance in the amount of \$20,000 without acquisition of properties and would assist 290 homebuyers to purchase foreclosed homes in targeted zip codes, single-family rental housing and purchase vacant lots in North Valley.

Under Plan A the City could remove severe blight from neighborhoods with the greatest needs, maintain lower crime rates in North Valley and adjacent neighborhoods, attract new investment opportunities into the neighborhood and provide homebuyers assistance in an amount consistent with capacity. He explained that the housing market in mature neighborhoods may not recover for many years without assistance and foreclosed homes in new neighborhoods would be absorbed more easily by the private market. Under Plan B the City would meet the Neighborhood Stabilization Program guidelines. He also explained that assisted foreclosed homes could create downward trend in home prices inadvertently impacting property owners making their monthly house payments.

Mayor Montandon commented that there was a vast divide between Plan A and Plan B. He felt that Plan A was very good but had concerns about Plan B. One concern was the fact that creating the capacity to move that many homes through the system would be an administrative difficulty. Secondly, the unintended consequence was less manageable with the larger number of homes.

Councilwoman Smith commented that the government did a poor job of asking what would be most beneficial for local communities and its citizens because the best thing that could be done would be to prevent people from getting out of their houses versus helping other people who were already out try to buy a foreclosed property. She felt Plan B would be the one that would go into the neighborhoods and deal with them and also dealt with more individual homes. She commented that Plan B was a more direct remediation. The other plan seemed to be using money to try to help with a problem that already existed.

Mayor Pro Tempore Robinson questioned whether Plan A would bail out Buena Vista Apartments. Senior Assistant Young explained it was part of Plan A. City Manager Rose explained no one would be bailed out. He believed that foreclosure proceedings already occurred. What was being attempted was to facilitate the stabilization of the neighborhood through use of the funds. Mayor Pro Tempore Robinson asked if that meant imploding them. City Manager Rose explained they would be demolished. The hope would be the ability to partner with a not-for-profit agency in establishing a school in that area as well as other resource centers.

City Manager Rose explained the recommendation would give Staff the flexibility of doing one plan or the other. Plan A was recommended and the City would have to negotiate an agreement to purchase the properties. He was trying to prevent having to come back to the City Council because of the tight timeframes and the risk of losing the funding. If the City was not able to negotiate the properties, it would go to Plan B.

Mayor Pro Tempore Robinson questioned the number of homes in Plan B. It seemed there was not enough money to make a difference in Plan B. He commented about the 290 homes versus 4,000 for foreclosure. Senior Assistant Young explained there was not enough money in either plan for that.

ACTION: APPROVED

MOTION: Mayor Montandon

SECOND: Councilwoman Buck

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

NAYS: None

ABSTAIN: None

City Manager Gregory Rose read Item Nos. 33, 34 and 35 into the record together.

33. APPROVAL OF AN AGREEMENT WITH CNLV CONSTRUCTORS IN THE AMOUNT OF \$257,762,279 PLUS OWNER'S CONTINGENCY OF \$7,728,908 TO PROVIDE CONSTRUCTION SERVICES FOR THE WATER RECLAMATION FACILITY UNDER NEW STATE LAW PERMITTING CONSTRUCTION MANAGER AT RISK PROCUREMENT METHOD AND AUTHORIZATION FOR THE CITY MANAGER OR HIS DESIGNEE TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 2% OF THE GUARANTEED MAXIMUM PRICE.

Utilities Director David Bereskin explained that with the construction of the water reclamation facility, the City Council would be able to manage growth without any other jurisdictional involvement. The cost had increased since the beginning of the project and the essential premise of owning versus renting remained firm. Over the past five years the City paid \$60 million to the City of Las Vegas. If continued, in 2030 the payment to the City of Las Vegas would be \$68 million. The construction method chosen was the Construction Manager at Risk which meant a guaranteed maximum price for the work to be performed. The contract also enabled the City to take advantage of and benefit from better pricing due to the economic slow down. It would also prevent cost escalation. He explained hundreds of jobs would be created over the next 30 months. The Construction Manager at Risk was a joint venture of an international engineering and construction company with local offices in the Valley,

teamed with a North Las Vegas construction company. The City would become a regional player with cutting edge treatment technology. The plant would have state of the art treatment technology available to cities and municipalities in providing wastewater services. The City would meet the needs for the northeast Las Vegas Valley and continue the plan for future growth for the northeast portion of the city and county.

Mayor Pro Tempore Robinson questioned if there was enough money to pay for the site if it was started as planned. Director Bereskin explained financial analysis was done and all capital expenditures were provided for in the rate model brought forward to the City Council. Mayor Pro Tempore Robinson questioned where the funds were coming from. Director Bereskin explained the funds were from cash on hand and bond sales that were completed as well as future sales. Mayor Pro Tempore Robinson questioned whether the Nellis site was finalized. Director Bereskin explained the City successfully concluded negotiations with other regional agencies as well as the federal government and Nellis Air Force Base and the site would be at Nellis Air Force Base. Mayor Pro Tempore Robinson questioned whether the funds available would pay the site off without any additional funding. Director Bereskin stated it would. City Manager Rose clarified that the facility was modeled to the year 2012 regarding the capital expenditure that was being proposed. Mayor Pro Tempore Robinson questioned whether in 2012 the water bill rates would be revisited. City Manager Rose explained the City tried to do a rate study every 3-5 years to ensure that the utility fund remained whole or solvent and it did not matter that the City was proposing or recommending construction of a reclamation facility. The review would occur anyway. Director Bereskin explained that Staff went through the rate model and adjusted some of the capital improvement programs to ensure that the entire forecasted cost was included. With the information in the rate model, the City had no projected rate increases other than what was adopted by the City Council. In 2012, the City would revisit with the consultant, redo a full in-depth rate model and make sure the City was on track and fiscal responsibilities were met. City Manager Rose explained another water reclamation facility would need to be constructed. What was being presented to the City Council was whether Council wanted to continue to rent infrastructure from the City of Las Vegas and have them pay for the reclamation facility using the City funds or did Council want to own the assets and pay with the funds. Mayor Pro Tempore Robinson questioned the status of the Frehner site. City Manager Rose explained it was proposed that a portion of the Frehner site be used for the Fire Department administration. The other portion of 17 acres was recommended to be put up for sale. Mayor Pro Tempore Robinson questioned whether the City would then recoup the \$1 million of the appraised value that the City paid for. Mayor Montandon recommended that if the property was put up for sale that the best market be targeted.

Councilwoman Buck questioned whether all three items regarding the water reclamation facility were being discussed. Director Bereskin stated they were. Councilwoman Buck questioned whether the City was required by state law to provide the materials testing referred to in Item No. 35. Director Bereskin explained that the 2006 International

Building Code required the owner to contract with a third party special inspection outfit for certain structural testing. Councilwoman Buck questioned the technology used on the plant. Director Bereskin explained the plant used a membrane bioreactor which would give the cleanest water available at the end of the day to be reused and recycled throughout the community and discharged into the Clean Water Coalition pipeline for eventual conveyance to Lake Mead. Councilwoman Buck questioned whether the facility was odor free and would not impact the surrounding neighbors. Director Bereskin explained that the highest technology was being installed for odor control and would have 99.8% odor-free emissions from the facility.

Councilwoman Buck confirmed the technology to be used was researched and was confident it was the best for the City needs.

Julian Hoyle, CH2M Hill, Project Manager, explained the technology was a leading edge technology and something that would exist for many years. It provided the best effluent quality and was most cost efficient.

Councilwoman Buck questioned if the technology used was the same as northern California or test program in Mesquite. Director Bereskin explained it was a different technology.

Mayor Montandon explained that the effluent that went in to the scope project for delivery back in to Lake Mead was so clean that if there was an open ditch, rain water and flood would pollute it.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilwoman Buck

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

NAYS: None

ABSTAIN: None

34. APPROVAL OF AN AGREEMENT WITH WATER RESOURCE CONSULTANTS LLC IN AN AMOUNT NOT TO EXCEED \$1,700,000 FOR ENGINEERING SERVICES DURING CONSTRUCTION OF THE WATER RECLAMATION FACILITY.

ACTION: APPROVED

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

35. APPROVAL OF AN AGREEMENT WITH LAS VEGAS MATERIALS TESTING IN THE AMOUNT OF \$1,250,000 TO PERFORM SPECIAL INSPECTIONS DURING THE CONSTRUCTION OF THE WATER RECLAMATION FACILITY.

ACTION: APPROVED

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

36. RESOLUTION NO. 2408; 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: Councilwoman Buck
SECOND: Councilwoman Smith
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmembers Smith, Buck and Eliason
NAYS: None
ABSTAIN: None

37. RESOLUTION NO. 2409; A RESOLUTION FOR THE SPONSORSHIP OF THE LAS VEGAS AIR SHOW WITH A DONATION TO AVIATION NATION FOUNDATION FOR FIFTEEN THOUSAND DOLLARS (\$15,000).

Mayor Pro Tempore Robinson questioned whether the Aviation Nation Foundation would be notified that this was possibly the last year the City would be able to make the donation. City Manager Rose stated that if that was the direction of the City Council he would advise Aviation Nation Foundation of the decision. He explained that the City tried to sponsor several opportunities, especially during difficult economic times for the

citizens to take advantage of free events. Mayor Pro Tempore Robinson questioned if it was determined how many North Las Vegas residents participated in the venue. Mayor Montandon estimated the number to be in the thousands.

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

ORDINANCE
INTRODUCTION ONLY

38. **ORDINANCE NO. 2476; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NO. 1976, KNOWN AS TITLE 13, CHAPTER 13.28.120, IN PART, ENTITLED "DISCHARGE OF CERTAIN MATERIALS EXPRESSLY PROHIBITED" OF THE NORTH LAS VEGAS MUNICIPAL CODE TO CLARIFY THE CHAPTER; AND PROVIDING FOR OTHER MATTERS THEREOF. (SET FINAL ACTION FOR NOVEMBER 19, 2008)**

Ordinance No. 2476 as introduced by the City Clerk:

ORDINANCE NO. 2476; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NO. 1976, KNOWN AS TITLE 13, CHAPTER 13.28.120, IN PART, ENTITLED "DISCHARGE OF CERTAIN MATERIALS EXPRESSLY PROHIBITED" OF THE NORTH LAS VEGAS MUNICIPAL CODE TO CLARIFY THE CHAPTER; AND PROVIDING FOR OTHER MATTERS THEREOF. (SET FINAL ACTION FOR NOVEMBER 19, 2008)

ACTION: FINAL ACTION SET FOR NOVEMBER 19, 2008

ORDINANCES
FINAL ACTION

39. **ORDINANCE NO. 2457; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2356 BY RECLASSIFYING APPROXIMATELY 68.4 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM RZ 13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY AND C-2/MPC GENERAL COMMERCIAL DISTRICT/MASTER PLANNED COMMUNITY TO PUD/MPC PLANNED UNIT DEVELOPMENT DISTRICT/MASTER PLANNED COMMUNITY 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. 2356 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE 215 BELTWAY AND LOSEE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

40. **ORDINANCE NO. 2458; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2356 BY RECLASSIFYING APPROXIMATELY 51.8 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM RZ 13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY, PSP/MPC PUBLIC/SEMI-PUBLIC DISTRICT/MASTER PLANNED COMMUNITY AND MUZ/MPC MIXED USE ZONE DISTRICT/MASTER PLANNED COMMUNITY TO C-2/MPC GENERAL COMMERCIAL DISTRICT/MASTER PLANNED COMMUNITY 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. 2356 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED WEST OF LOSEE ROAD AND APPROXIMATELY 1,850 FEET NORTH OF THE 215 BELTWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)

ACTION: CONTINUED TO FEBRUARY 18, 2009

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

41. **ORDINANCE NO. 2459; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2356 BY RECLASSIFYING APPROXIMATELY 3.7 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM RZ 13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY AND MUZ/MPC MIXED USE ZONE DISTRICT/MASTER PLANNED COMMUNITY TO PSP/MPC PUBLIC/SEMI-PUBLIC DISTRICT/MASTER PLANNED COMMUNITY 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. 2356 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED NORTH OF THE 215 BELTWAY AND WEST OF LOSEE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 42, ORDINANCE NO. 2460, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

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

42. **ORDINANCE NO. 2460; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2356 BY RECLASSIFYING APPROXIMATELY 4.3 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM MUZ/MPC MIXED USE ZONE DISTRICT/MASTER PLANNED COMMUNITY TO PSP/MPC PUBLIC/SEMI-PUBLIC DISTRICT/MASTER PLANNED COMMUNITY 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. 2356 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED NORTH OF THE 215 BELTWAY BETWEEN NORTH FIFTH STREET AND LOSEE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 43, ORDINANCE NO. 2461 AND NO. 44, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

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

43. **ORDINANCE NO. 2461; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2403 BY RECLASSIFYING APPROXIMATELY 19.5 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM RZ 6/MPC RESIDENTIAL ZONE UP TO 6 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY TO RZ 10/MPC RESIDENTIAL ZONE UP TO 10 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY**

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. 2403 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED NORTH OF THE 215 BELTWAY BETWEEN NORTH FIFTH STREET AND LOSEE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460 AND NO. 44, ORDINANCE NO. 2462)

ACTION: CONTINUED TO FEBRUARY 18, 2009

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

44. **ORDINANCE NO. 2462; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE AND ORDINANCE NO. 2356 BY RECLASSIFYING APPROXIMATELY 2.3 ACRES OF THE 2,074 ACRE EAST PARCEL OF THE PARK HIGHLANDS MASTER PLANNED COMMUNITY FROM RZ 13/MPC RESIDENTIAL ZONE UP TO 13 DWELLING UNITS PER ACRE/MASTER PLANNED COMMUNITY TO C-2/MPC GENERAL COMMERCIAL DISTRICT/MASTER PLANNED COMMUNITY 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. 2356 AND ORDINANCE NO. 2446 FOR PROPERTY GENERALLY LOCATED NORTH OF THE 215 BELTWAY AND APPROXIMATELY 950 FEET WEST OF LOSEE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JULY 2 AND AUGUST 6, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 39, ORDINANCE NO. 2457, NO. 40, ORDINANCE NO. 2458, NO. 41, ORDINANCE NO. 2459, NO. 42, ORDINANCE NO. 2460 AND NO. 43, ORDINANCE NO. 2461)**

ACTION: CONTINUED TO FEBRUARY 18, 2009

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

45. **ORDINANCE NO. 2484; 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 12 +/- ACRES THEREIN FROM AN R-A/CHE REDEVELOPMENT AREA CASINO/HOTEL/ENTERTAINMENT SUBDISTRICT TO AN R-A/PSP REDEVELOPMENT AREA PUBLIC/SEMI-PUBLIC SUBDISTRICT (ZN-24-08, CITY OF NORTH LAS VEGAS), FOR PROPERTY LOCATED SOUTH OF LAS VEGAS BOULEVARD AND APPROXIMATELY 190 FEET WEST OF CIVIC CENTER DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2484 as introduced by the City Manager:

ORDINANCE NO. 2484; 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 12 +/- ACRES THEREIN FROM AN R-A/CHE REDEVELOPMENT AREA CASINO/HOTEL/ENTERTAINMENT SUBDISTRICT TO AN R-A/PSP REDEVELOPMENT AREA PUBLIC/SEMI-PUBLIC SUBDISTRICT (ZN-24-08, CITY OF NORTH LAS VEGAS), FOR PROPERTY LOCATED SOUTH OF LAS VEGAS BOULEVARD AND APPROXIMATELY 190 FEET WEST OF CIVIC CENTER DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Frank Fiori explained the proposed zone change would provide the zoning necessary to develop the proposed new City Hall and Civic Plaza. The Planning Commission recommended approval.

ACTION: PASSED AND ADOPTED

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

APPOINTMENTS

46. **APPOINTMENT BY COUNCILWOMAN BUCK OF A MEMBER TO THE PARKS AND RECREATION ADVISORY BOARD TO FILL AN UNEXPIRED TERM ENDING JUNE 30, 2011.**

ACTION: TABLED TO NOVEMBER 19, 2008

MOTION: Councilwoman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

COUNCIL ITEMS

There were no additional items.

CITY MANAGER'S REPORT

There was no report.

PUBLIC FORUM

There was no public participation.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:26 P.M.

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

APPROVED: December 3, 2008

Mayor Michael L. Montandon

ATTEST:

Karen L. Storms, CMC
City Clerk