

CITY OF NORTH LAS VEGAS REGULAR CITY COUNCIL MEETING MINUTES

February 18, 2009

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

CALL TO ORDER

6:04 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

Mayor Michael L. Montandon
Councilwoman Stephanie S. Smith
Councilwoman Shari Buck
Councilman Robert L. Eliason

EXCUSED

Mayor Pro Tempore William E. Robinson

STAFF PRESENT

City Manager Gregory E. Rose	Human Resources Director Joyce Lira
Assistant City Manager Sam Chambers	Information Technology Director Steve Chapin
Assistant City Manager Maryann Ustick	Library Director Kathy Pennell
City Attorney Carie Torrence	Parks and Recreation Director Mike Henley
Acting City Clerk Anita Sheldon	Planning and Zoning Director Frank Fiori
Economic Development Director Mike Majewski	Police Chief Joe Forti
Finance Director Phil Stoeckinger	Public Works Director Dr. Qiong Liu
Deputy Fire Chief Kevin Brame	Assistant to the City Manager Michelle Bailey-Hedgepeth
General Services and	Senior Assistant to the City Manager Kenny Young
Communications Director Brenda Fischer	Parks and Recreation Manager Jon Jainga
General Services and	Deputy City Clerk Marie Purcell
Communications Assistant Director Skip Grey	Deputy City Clerk Adelmira Tapia-Rojas

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Anita Sheldon
Acting City Clerk

INVOCATION

Pastor Brandon Peak
Canyon Ridge Christian Church

PLEDGE OF ALLEGIANCE

Councilman Robert L. Eliason

PUBLIC FORUM

Bob Borgersen, 7617 Island Rail Drive, North Las Vegas, stated that the bank paid his utility bills automatically and he returned the unused envelopes included with his bill. He questioned whether the City would continued to pay Las Vegas for treatment of wastewater after the City's treatment plant was built. Mayor Montandon explained that the contract would be terminated once the plant was on line.

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 18, 2009.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 AND 3 CONTINUED TO JUNE 3, 2009; ITEM NO. 16 SET FOR PUBLIC HEARING ON JUNE 17, 2009; ITEM NO. 17 TABLED TO MARCH 4, 2009; ITEM NO. 25 WITHDRAWN; ITEMS NOS. 28 THROUGH 33 CONTINUED TO JUNE 3, 2009; ITEM NO. 34 CONTINUED TO JUNE 17, 2009

MOTION: Councilman Eliason
SECOND: Councilwoman Smith
AYES: Mayor Montandon, Councilmembers Smith, Buck and Eliason
NAYS: None
ABSENT: Mayor Pro Tempore Robinson
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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO JUNE 3, 2009

MOTION: Councilman Eliason
SECOND: Councilwoman Smith
AYES: Mayor Montandon, Councilmembers Smith, Buck and Eliason
NAYS: None
ABSENT: Mayor Pro Tempore Robinson
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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO JUNE 3, 2009

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

CONSENT AGENDA

4. APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 7, 2009.

ACTION: APPROVED

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

5. APPROVAL OF THE SPECIAL CITY COUNCIL MEETING MINUTES OF JANUARY 12, 2009.

ACTION: APPROVED

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

6. APPROVAL OF THE REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 21, 2009.

ACTION: APPROVED

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

7. **APPROVAL OF AN APPLICATION FOR BEER-WINE-SPIRIT-BASED PRODUCTS OFF-SALE BUSINESS LICENSE FOR FIRAS SULYMAN, DBA DAVIDS MINI MART II, 3820 EAST CRAIG ROAD, NORTH LAS VEGAS, NEVADA, 89030.**

ACTION: APPROVED

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

8. **APPROVAL OF AN APPLICATION FOR FAMILY DAY CARE HOME BUSINESS LICENSE FOR FERN'S DAY CARE, LLC, 3540 DUSTY CHAP COURT, NORTH LAS VEGAS, NEVADA, 89032 PENDING VERIFICATION OF SOUTHERN NEVADA HEALTH DISTRICT APPROVAL AND REQUIRED DEPARTMENTAL APPROVALS.**

ACTION: APPROVED

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

9. **APPROVAL OF AN APPLICATION FOR BEER-WINE-SPIRIT-BASED PRODUCTS ON-SALE BUSINESS LICENSE FOR LITTLE DUMPLING, LLC, DBA LITTLE DUMPLING, 6572 NORTH DECATUR BOULEVARD, SUITE 120, NORTH LAS VEGAS, NEVADA.**

ACTION: APPROVED

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

10. APPROVAL OF THE SECOND SUPPLEMENTAL INTERLOCAL CONTRACT (NO. NLV01E07) WITH THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT WHICH WILL INCREASE FUNDING FOR DESIGN ENGINEERING AND RAISES THE TOTAL AMOUNT OF THE CONTRACT NOT TO EXCEED \$1,275,000 FOR THE TROPICAL PARKWAY CHANNEL EAST PROJECT.

ACTION: APPROVED

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

11. APPROVAL OF THE EIGHTH SUPPLEMENTAL INTERLOCAL CONTRACT (NO. NLV17A00) WITH THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT FOR THE CENTENNIAL PARKWAY CHANNEL EAST PROJECT WHICH EXTENDS THE COMPLETION DATE TO DECEMBER 31, 2009.

ACTION: APPROVED

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

12. APPROVAL OF THE FIRST SUPPLEMENTAL INTERLOCAL CONTRACT (NO. 494A) WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA FOR THE NORTH LAS VEGAS BUS TURNOUTS PROJECT WHICH EXTENDS THE COMPLETION DATE TO DECEMBER 31, 2009.

ACTION: APPROVED

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

13. APPROVAL OF THE SECOND SUPPLEMENTAL INTERLOCAL CONTRACT (NO. 527B) WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA FOR THE LOSEE ROAD, ALEXANDER ROAD TO NORTHERN BELTWAY PROJECT WHICH EXTENDS THE COMPLETION DATE TO DECEMBER 31, 2010.

ACTION: APPROVED

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

14. RATIFICATION OF A PURCHASE ORDER TO TYMCO STREET SWEEPERS IN THE AMOUNT OF \$292,800 FROM THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA FUNDS, USING THE COMPETITIVE BIDDING EXCEPTION PER NRS 332 LOCAL GOVERNMENT PURCHASING ACT FOR THE PURCHASE OF TWO REPLACEMENT STREET SWEEPERS TO BE UTILIZED IN THE PUBLIC WORKS DEPARTMENT, STREET MAINTENANCE DIVISION.

ACTION: RATIFIED

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

15. APPROVAL OF A FRANCHISE SECOND EXTENSION AGREEMENT WITH CENTRAL TELEPHONE COMPANY, DBA EMBARQ, TO EXTEND THE FRANCHISE AGREEMENT UNTIL MARCH 31, 2010 UNDER THE SAME TERMS AND CONDITIONS AS THE EXISTING AGREEMENT.

ACTION: APPROVED

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

16. **UN-12-09 (DOTTY'S @ CHEYENNE); AN APPLICATION SUBMITTED BY DOTTY'S ON BEHALF OF CHEYENNE MARKETPLACE, LLC, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW AN "ON-SALE" ESTABLISHMENT (RESTRICTED GAMING LIQUOR) ON PROPERTY LOCATED AT 1366 W. CHEYENNE AVENUE, SUITES 112 AND 113. (SET PUBLIC HEARING FOR MARCH 18, 2009)**

ACTION: PUBLIC HEARING SET FOR JUNE 17, 2009

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

BUSINESS

17. **WAV-02-09 (JAKE'S AT NORTH 5TH & AZURE); AN APPLICATION SUBMITTED BY GALAXY 7 PROPERTIES, INC., ON BEHALF OF EAGLE 7 PROPERTIES, LLC, PROPERTY OWNER, FOR A WAIVER OF DEVELOPMENT STANDARDS FROM TITLE 16 TO ALLOW A DRIVEWAY LOCATION ON PROPERTY LOCATED AT 6215 NORTH 5TH STREET.**

ACTION: TABLED TO MARCH 4, 2009

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

18. **AWARD OF BID NUMBER 1322 AND APPROVAL OF A CONSTRUCTION CONTRACT WITH BREEZE BROTHERS CONSTRUCTION, LLC, IN THE AMOUNT OF \$86,833 FOR THE JUSTICE FACILITY REMODEL OF THE CRIMINAL DIVISION OF THE CITY ATTORNEY'S OFFICE.**

Bob Borgersen, 7617 Island Rail Drive, North Las Vegas, asked the age of the Justice Facility and the remodeling project. Mayor Montandon said the Justice Facility was a few years old but there was an unfinished area that needed completion.

ACTION: BID AWARDED; CONTRACT APPROVED

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

19. APPROVAL OF CONSTRUCTION CHANGE ORDER NO. 1 FOR THE ADA ACCESSIBILITY FY08/09 AND DOJ ADA COMPLIANCE FY08/09 PROJECT, BID NUMBER 1318, WITH SOUTHWEST IRON WORKS, LLC, IN THE AMOUNT OF \$154,624 FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

ACTION: APPROVED

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

20. APPROVAL OF THE CONDEMNATION OF REAL PROPERTY, AND THE ASSOCIATED TEMPORARY CONSTRUCTION EASEMENT NEEDED FOR THE NORTH 5TH STREET PROJECT, OWENS AVENUE TO CHEYENNE AVENUE AND AUTHORIZATION TO THE CITY ATTORNEY TO INITIATE A FORMAL COMPLAINT IN CLARK COUNTY DISTRICT COURT FOR REAL PROPERTY OWNED BY THE NORTH LAS VEGAS HOUSING AUTHORITY, APN 139-22-810-041 AND 042 LOCATED ON THE WEST SIDE OF NORTH 5TH STREET, SOUTH OF TONOPAH AVENUE.

ACTION: APPROVED

Mayor Montandon commented that the City negotiated all of the North 5th Street acquisitions at market value without the use of condemnation. Housing and Urban Development, property owner, mandated the use of condemnation.

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

21. APPROVAL FOR THE SPECIAL EVENTS SECTION OF THE PARKS AND RECREATION DEPARTMENT TO SELL BEER AND WINE AT THE CITY-SPONSORED 2009 TASTES AND TUNES EVENT TO BE HELD MAY 15-16, 2009 AT THE CITY HALL CAMPUS.

ACTION: APPROVED

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

22. AUTHORIZATION TO THE CITY MANAGER TO NEGOTIATE AND EXECUTE, IN A FORM APPROVED BY THE CITY ATTORNEY, AN ASSIGNMENT AND ASSUMPTION AGREEMENT TO ASSUME THE CURRENT MANAGEMENT AGREEMENT BETWEEN NORTH VALLEY ENTERPRISES, LLC, AND OB SPORTS GOLF MANAGEMENT, LLC, FOR THE DAY-TO-DAY OPERATIONS AND MAINTENANCE OF THE ALIANTE GOLF CLUB.

Parks and Recreation Director Mike Henley said the assignment and assumption agreement transferred responsibility from North Valley Enterprises to the City for work with OB Sports, consulting management group, for the operation of the golf course. He said that the City retained flexibility at any time to terminate or modify the agreement with notice. He also worked with OB Sports on the 2009 budget for operation and maintenance of the golf course and structured it so that there was no current financial obligation to the City for the contract. OB Sports would carry the liability within their operating budget.

Councilwoman Smith requested that the motion include that obligations were met regarding meeting and conferring.

ACTION: AUTHORIZED

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

23. APPROVAL AND ACCEPTANCE OF THE FFY09 EMERGENCY MANAGEMENT PERFORMANCE GRANT AWARD PROVIDED THROUGH THE STATE DIVISION OF EMERGENCY MANAGEMENT, IN THE AMOUNT OF \$140,135, REQUIRING A CASH MATCH IN THE AMOUNT OF \$140,135 FOR FUNDING THE CITY'S EMERGENCY MANAGEMENT PROGRAM EXPENSES.

ACTION: GRANT AWARD ACCEPTED

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

24. APPROVAL TO RECEIVE AND FILE THE CERTIFICATES OF SALE REPORT DUE TO THE NON-PAYMENT OF A SPECIAL ASSESSMENT FOR PROPERTIES LOCATED WITHIN A SPECIAL IMPROVEMENT DISTRICT, IN ACCORDANCE WITH NEVADA REVISED STATUTE 271.565.

ACTION: APPROVED

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

25. APPROVAL TO AUGMENT THE FIRE DEPARTMENT BUDGET IN AN AMOUNT NOT TO EXCEED \$1,200,000, FROM THE PUBLIC SAFETY PROJECTS BOND FUND FOR THE PURPOSE OF REPAIRING, UPGRADING AND RENOVATING THE FIRE ADMINISTRATION BUILDING (FORMERLY FREHNER BUILDING) AND RELOCATION OF FIRE DEPARTMENT STAFF.

ACTION: WITHDRAWN

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

26. RESOLUTION NO. 2415; A RESOLUTION OF THE CITY OF NORTH LAS VEGAS AUTHORIZING THE PERMANENT DIVESTITURE OF AND TRANSFER OF THE SECTION 8 HOUSING CHOICE VOUCHER ASSISTANCE IN CONSOLIDATED ANNUAL CONTRIBUTION CONTRACTS FROM THE NORTH LAS VEGAS HOUSING AUTHORITY TO THE HOUSING AUTHORITY OF THE CITY OF LAS VEGAS.

ACTION: PASSED AND ADOPTED AS AMENDED; AMENDED TO ADD "WHEREAS" AT BEGINNING OF PARAGRAPH 4; ADD NEW PARAGRAPH 5 TO READ: NOW, THEREFORE, BE IT RESOLVED, THE CITY COUNCIL AUTHORIZES THE LAS VEGAS HOUSING AUTHORITY TO OPERATE THE SECTION 8 HOUSING CHOICE VOUCHER PROGRAM IN NORTH LAS VEGAS.

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

ORDINANCE INTRODUCTION ONLY

27. ORDINANCE NO. 2497; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS REPEALING CHAPTER 30 OF TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE REGULATING MOBILE FOOD VENDORS AND ENACTING NEW REGULATIONS GOVERNING MOBILE FOOD VENDORS, INCLUDING NEW REGULATIONS CONCERNING APPLICANT BACKGROUND INVESTIGATIONS, THE ELIMINATION OF PARKING TIME LIMITATIONS, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 4, 2009)

Ordinance No. 2497 as introduced by the Acting City Clerk:

ORDINANCE NO. 2497; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS REPEALING CHAPTER 30 OF TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE REGULATING MOBILE FOOD VENDORS AND ENACTING NEW REGULATIONS GOVERNING MOBILE FOOD VENDORS, INCLUDING NEW REGULATIONS CONCERNING APPLICANT BACKGROUND INVESTIGATIONS, THE ELIMINATION OF PARKING TIME LIMITATIONS, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 4, 2009)

ACTION: FINAL ACTION SET FOR MARCH 4, 2009

ORDINANCES
FINAL ACTION

28. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO JUNE 3, 2009

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

29. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)

ACTION: CONTINUED TO JUNE 3, 2009

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

30. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 31, ORDINANCE NO. 2460, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO JUNE 3, 2009

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

31. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 32, ORDINANCE NO. 2461 AND NO. 33, ORDINANCE NO. 2462)**

ACTION: CONTINUED TO JUNE 3, 2009

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

32. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460 AND NO. 33, ORDINANCE NO. 2462)

ACTION: CONTINUED TO JUNE 3, 2009

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

33. **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, AUGUST 6 AND NOVEMBER 5, 2008) (ASSOCIATED ITEMS NO. 2, AMP-05-08, NO. 3, GED-02-08, NO. 28, ORDINANCE NO. 2457, NO. 29, ORDINANCE NO. 2458, NO. 30, ORDINANCE NO. 2459, NO. 31, ORDINANCE NO. 2460 AND NO. 32, ORDINANCE NO. 2461)**

ACTION: CONTINUED TO JUNE 3, 2009

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

34. **ORDINANCE NO. 2490; 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 26.0 +/- ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT AND AN R-E, RANCH ESTATES DISTRICT TO AN MUD/MX-1, MIXED USE DEVELOPMENT DISTRICT/NEIGHBORHOOD CENTER MIXED USE SUBDISTRICT (ZN-26-08, NORTH 5TH AND WASHBURN) CONSISTING OF 344 RESIDENTIAL UNITS AND 81,600 SQUARE FEET OF COMMERCIAL SPACE FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF WASHBURN ROAD AND NORTH 5TH STREET, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED DECEMBER 17, 2008 AND JANUARY 21, 2009)**

ACTION: CONTINUED TO JUNE 17, 2009

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

COUNCIL ITEMS

Councilwoman Buck directed staff to draft a policy to grant extensions of time on previously approved projects, without charge, due to the economic downturn. City Manager Rose said a policy would be drafted for Council review and placed on a future work session meeting.

Councilwoman Smith directed staff to look at parking issues at Simmons Elementary School. Parents could not park near the school for pick-up and drop-off. She also directed staff to look at policies regarding the issuance of bonds after projects are approved. City Manager Rose explained that the current policy was established in the overall financial policies that guided City staff. He said the financial policies would be brought forward for reconsideration at a work session meeting.

CITY MANAGER'S REPORT

No report was given.

PUBLIC FORUM

Bob Borgersen, 7617 Island Rail Drive, North Las Vegas questioned remodeling the Frehner Building at this time. Mr. Borgersen also asked that more information be included in ordinance headings.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:25 P.M.

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

APPROVED: March 18, 2009

Mayor Michael L. Montandon

ATTEST:

Anita Sheldon
Acting City Clerk