

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

February 20, 2008

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

CALL TO ORDER

6:05 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
Councilman Robert L. Eliason
Councilwoman Stephanie S. Smith
Councilwoman Shari Buck

STAFF PRESENT

City Manager Gregory E. Rose	Information Technology Director Steve Chapin
Assistant City Manager Sam Chambers	Library Director Kathy Pennell
Assistant City Manager Maryann Ustick	Parks and Recreation Director Mike Henley
City Attorney Carie Torrence	Acting Planning and Zoning Director Frank Fiori
City Clerk Karen L. Storms	Acting Police Chief Joseph Forti
Communications Director Brenda Fischer	Acting Public Works Director Dr. Qiong Liu
Economic Development Director Mike Majewski	Utilities Manager Rob McLaughlin
Finance Director Phil Stoeckinger	Senior Assistant to the City Manager Kenny Young
Assistant Fire Chief Michael Parry	Assistant to the City Manager Michelle Bailey-Hedgepeth
General Services Director Eric Dabney	Planning and Zoning Manager Marc Jordan
Human Resources Director Joyce Lira	Assistant City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Rev. Namal Fernando
St. John Neumann Catholic Church

PLEDGE OF ALLEGIANCE

Mayor Michael L. Montandon

PUBLIC FORUM

Inez Phillips, 1205 Bluff Avenue, North Las Vegas and Katherine Joseph, 1309 Helen Avenue, North Las Vegas, spoke about a police investigation. Mayor Montandon referred them to Acting Police Chief Forti.

PRESENTATION

- ★ **PRESENTATION RECOGNIZING MIKE HENLEY, PARKS AND RECREATION DIRECTOR FOR HIS DEDICATION TO EXCELLENCE AND ACCOMPLISHMENTS DURING HIS TENURE.**

City Manager Gregory Rose explained the Eagle Award was given to individuals for outstanding achievement and presented Parks and Recreation Director Mike Henley with this award. City Manager Rose gave a description of Director Henley's achievements during his tenure in the Parks and Recreation Department and commended his department for their hard work and dedication.

Parks and Recreation Director Henley thanked Council and said he was honored to receive the Eagle Award and he introduced staff members from the Parks and Recreation Department and thanked them for all their hard work.

ACTION: PRESENTATION MADE

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 20, 2008.**

City Manager Gregory Rose stated the applicant had requested to continue Item Number 2 until March 19, 2008.

Mayor Montandon stated Item Numbers 2 and 27 had been requested to be continued until March 19, 2008. He stated that at the last meeting the items had been continued to allow residents time to hold community town meetings with the developer's attorneys so they would become aware of their plan. These meetings had not been conducted so Council felt they should continue this item. However, he stated some residents had voiced their opinions and felt the item should not be continued. Mayor Montandon stated that he sought Council's direction in this matter.

Councilwoman Buck expressed some concern with setting the date of March 19th since this date would fall during school Spring Break and some residents would not be available to attend the meeting to express their concerns. She requested permission from Mayor Montandon for Jennifer Lazovich to speak on this item.

Jennifer Lazovich of Kummer, Kaempfer, Bonner, Renshaw & Ferrario, 3800 Howard Hughes Parkway, Las Vegas, Nevada, appeared on behalf of the applicant and spoke on Item No. 2. She stated when she originally submitted her thirty day notice of continuance she was unaware that the meeting would be held during Spring Break, but that she would hold the neighborhood meeting prior to the March 5th meeting and asked for the continuance in order to prepare for the second neighborhood meeting.

Tony Celeste of Kummer, Kaempfer, Bonner, Renshaw & Ferrario, 3800 Howard Hughes Parkway, Las Vegas, Nevada, appeared on behalf of the applicant and spoke on Item No. 27. He stated he concurred with Ms. Lazovich comments and requested that this item be continued for forty five days in order to hold a second neighborhood meeting with the residents.

Mayor Montandon stated he received several cards that wished to speak on Item No.2 and asked if two weeks would be okay to continue this item. Several residents raised concern on how they would be notified of the meeting.

Ms. Lazovich responded that two weeks should be enough time to conduct the neighborhood meeting as they would immediately send notices to everyone as well as those who had submitted a blue card at tonight's meeting.

Bonnie Stanley, 6127 Sage Hills Place, North Las Vegas, spoke against Item No.27. She stated she planned to travel and would not be available to attend the next Council meeting and wanted to express her feelings on this matter. She stated that continuing this item caused people inconvenience and she was angry about how this situation was being handled. She felt the City should better inform all residents affected of any zoning changes prior to having a public hearing because some residents were not aware that there was a meeting scheduled to discuss the item.

Bob Noyes, 3313 Blueberry Climber Avenue, North Las Vegas, spoke against Item No.27 and appeared on behalf of the neighborhood as President of the Homeowners'

Association. He stated he didn't recall seeing the developer at any of their homeowners' meetings and never received any notification about their plans until two weeks ago.

Councilwoman Smith expressed that she felt sympathetic toward the residents' concerns about continuing this item, but was disappointed that the developer did not hold the neighborhood community meeting as previously requested by the residents.

Rod Thompson, 6133 Starpoint, North Las Vegas, spoke against Item No.2. He stated he received a phone call from the attorney's office informing him that the public hearing would be continued and he tried notifying as many people as he could. However, he felt that March 5th was unacceptable as two weeks was not sufficient time to inform all Homeowners' Associations of the surrounding communities and asked for Council to consider changing the date.

Marline Dobbins, 3917 Ricebird Way, North Las Vegas, spoke against Item No.27. She stated the developer and his attorneys knew a second meeting should have been held before tonight's final action and it was not. She personally felt that they were trying to discourage the people so they would stop coming to the meetings. She also complimented the Mayor and Council Members for the great job they were doing in the community.

Sarah Humphreys, 608 Pacific Time Court, North Las Vegas, appeared on behalf of the Homeowners' Association of the Pearl Point neighborhood and she stated she found out about this meeting two weeks ago. She passed out a petition to interested individuals of the community for signatures and asked for Council to consider changing the date to March 19th on Item No.2.

Mayor Pro Tempore Robinson stated that a decision needed to be made in order to move forward with this meeting.

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 AND 27 CONTINUED TO APRIL 2, 2008

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS - 6:15 P.M.

- 2. AN APPEAL SUBMITTED BY THE CITY OF NORTH LAS VEGAS OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE SPR-54-07 (ELDORADO APARTMENTS); AN APPLICATION SUBMITTED BY WP SOUTH**

ACQUISITIONS, LLC, ON BEHALF OF PARDEE HOMES OF NEVADA, PROPERTY OWNER, FOR A SITE PLAN REVIEW IN AN O-L/DA OPEN LAND DEVELOPMENT AGREEMENT DISTRICT FOR A 364-UNIT MULTI-FAMILY DEVELOPMENT ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF REVERE STREET AND CENTENNIAL PARKWAY. (CONTINUED JANUARY 16, 2008)

ACTION: CONTINUED TO APRIL 2, 2008

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

3. **AMP-14-07 (CASA MESA/DESERT MESA); AN APPLICATION SUBMITTED BY DESERT MESA I, LLC AND SAMMIE ARMSTRONG, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF SINGLE-FAMILY LOW (UP TO 6 DWELLING UNITS/ACRE) AND EMPLOYMENT TO SINGLE-FAMILY MEDIUM (UP TO 13 DWELLING UNITS/ACRE) ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF REVERE STREET AND CAREY AVENUE. (ASSOCIATED ITEM NO. 29, ORDINANCE NO. 2424)**

Mayor Montandon opened the Public Hearing.

Acting Planning and Zoning Director Frank Fiori explained this was an amendment to the Master Plan to change the current designation of Single-Family Low and Employment to Single-Family Medium (up to 13 dwelling units per acre) on property located at the northwest corner of Revere Street and Carey Avenue. At the meeting of January 9, 2008, the Planning Commission unanimously recommended approval of this application, associated with Item Number 29, Ordinance Number 2424, which requested re-zoning of property from R-1, Single-Family Residential District to a Planned Unit Development that consisted of 93 Single-Family dwellings and 308 senior apartments at the corner of Revere Street and Carey Avenue. He also stated that the Planning Commission unanimously recommended approval of appropriate conditions which they had amended for Council's consideration.

Michael MacDonald, Alpha Omega Strategies, 4908 Carmen Boulevard, Las Vegas, Nevada, property owner, along with Byron Goynes of BG&G Consulting and Arnold Stalk of Metro Development, explained the project currently on site was started by the Las Vegas Housing Authority but due to economic difficulties the property had been sitting unfinished

since then. He stated his company was awarded the bid for this project and that in 2007 a proposal was made to go back to rehabilitate and build what originally had been proposed by the North Las Vegas Housing Authority which was a component of a senior use for seniors 55 and older. Findings from the Study were that there was need for senior housing throughout the entire Clark County as well as North Las Vegas. Housing and Urban Development (HUD) had reported in 2005 that 10,000 seniors needed housing to live in. In addition, the HUD call center conducted phone surveys on how many residents needed housing and the response was overwhelming as not only senior citizens, but other residents are in need of housing. The survey showed that within a 24-hour period there were 49,000 phone calls received that indicated they needed housing assistance; however a greater portion of these callers were senior citizens which number had since tripled. He explained they had met with members of the church and held four neighborhood meetings. Additionally, Mr. Goynes walked the neighborhood to hear neighbors' concerns. In conclusion, Mr. MacDonald said they had invested 10 million dollars at this property to rehabilitate houses, infrastructure and upgrade all conditions.

Byron Goynes of BG&G Consulting, 8728 Talo Street, Las Vegas, Nevada, appeared on behalf of the applicant and stated he walked the neighborhood and met with neighbors to discuss the proposed development to hear and gather their opinions by either verbal approval or signed petition. He read a statement that was previously read at the January 9, 2008 Planning Commission meeting. He indicated they canvassed neighborhoods to the north, south, west and the east of commercial property. They canvassed a total of 189 homes, made 567 trips and gathered 143 signatures that supported the development. In addition, five homes supported the project but did not want to sign the petition, although 148 residents supported the development. They held two neighborhood meetings on November 27, 2007 and December 18, 2007 at which a total of 63 residents attended. He had also gathered additional signatures of people that do not live in the area but attended church in the area. Mr. Goynes submitted petitions for the record. He explained through the neighborhood meetings, they realized many of the residents that lived in the area for 40 years did not want new development.

Arnold Stalk of Metro Development, 8100 W. Sahara Avenue, Suite 200, Las Vegas, explained he was heavily involved in the community. He explained that they believed that Desert Mesa development and the neighborhood deserved an opportunity for new development in the community. He spoke about other lenders not wanting to invest in the area but they saw hope in this community. He presented City Council with before and after pictures from damage to renovated houses. He explained they would open model homes in March or April of 2008. He thanked Reverend Ralph E. Williamson of First African Methodist Episcopal Church and his congregation for their support in this development. He also expressed appreciation toward all neighbors in the community for supporting the development. He explained the currently proposed Desert Mesa Master Plan would include a 93 unit single-family development, single story homes with spacious lots, first-time home buyer programs and units ranging from 1731 square feet to 1907 square feet. This development would create 300 senior housing apartments. The amenities available for the

seniors would include on-site senior services and programs, bus transportation to retail centers in North Las Vegas as well as easily accessible CAT bus transportation. Open space amenities include tot lots, children's play area, sports courts and landscaping in the Desert Mesa housing section. The Casa Mesa amenities included two recreational rooms, two pools and spas, three garden courtyards, two gazebos, outdoor exercise path, and beautiful landscaping. He illustrated the open space map to Council. In conclusion, Mr. Stalk stated he believed this was the right development for the neighborhood as they would manage the apartments and have a homeowners' association. He requested Council's consideration of approval.

Mayor Pro Tempore Robinson asked whether there would be elevators in these apartments and if it would be a gated community. He said that currently this location had a roundabout which was difficult to get through and adding 308 apartments would create more traffic. He stated his opposition to this project and said he knew how much senior housing was needed but there were long time residents that have lived in that neighborhood for 40 years.

Michael MacDonald responded they planned to provide elevators in the apartments and a full-service security. He intended to get together with the North Las Vegas Police Chief to worked on the design plan.

In response to the question from Mayor Pro Tempore Robinson, Mr. MacDonald stated there would be a shuttle service provided within the development and another option was to utilize the churches which also had a shuttle service. This would be a community effort project rather than a stand alone senior center.

Reverend Ralph E. Williamson, 5205 Clouds Rest Avenue, Las Vegas, Senior Pastor of the First African Methodist Episcopal Church, stated he felt this project was a viable asset to the community and expressed his confidence in the Desert Mesa development and spoke in favor of the project. Reverend Williamson was accompanied by Rod Davis, 3152 Azura Bay Street, Las Vegas.

Bervin Oats, 713 W. Nelson, North Las Vegas, appeared and spoke on behalf of his father. He read a letter that strongly opposed the project and signed by the following; Pastor Ronnie Smith of Tried Stone, Pastor E.B. Johnson of Mount A, Pastor Willie Whitten of Grace Emmanuel, Pastor Silvester Rodgers and Pastor George Turner of Holly Cross, Pastor Willie Jacobs of True Love, Pastor Wilton Smith of Evergreen, Pastor Naman Johnson of Second Baptist, Pastor Bervin Oats of Truevine Baptist Church. He read a commentary letter stating the developer had falsified records and a letter from Pastor Bervin Oats in opposition to the project. He also requested a verbatim and copy of audio tape of the meeting.

Willie Jacobs, Jr., 401 Beth Circle, North Las Vegas, spoke against Item 3. He objected to the project from the beginning but his name appeared on the list that he was in favor of

the project. He felt this project would bring more crime to the community. Mayor Montandon stated there was no such list submitted to City Council.

Carrie Brown Thomas, 305 Rossmoyne Avenue, North Las Vegas, spoke against the project. She submitted signatures of Regal Estates residents for the record. She stated she doesn't want senior housing but she would rather see R-1 single family homes built and asked City Council to consider denying this project.

Willie Hicks, 720 W. Nasa Avenue , North Las Vegas, was opposed to 13 units per acre and too many houses too close together and asked City Council to consider denying this project.

Alphonso Qualco, Allied Nevada Properties, southeast corner of Carey Street/Revere Street, spoke in favor of this project. He owned land near the proposed project and his property had been trashed, vandalized and re-fenced several times and he even installed a security camera which was destroyed. He felt new development would improve the aspect of the neighborhood.

Mary Harris, 2625 Royal Street, North Las Vegas, stated that not all new development would bring bad things to the community but it would rather benefit those seniors that are in need of housing. She stated she strongly supports this project.

Councilwoman Smith stated they received a copy of the report from Mr. Goynes and questioned whether the "untitled" list he provided was an attendance sheet from the previous town hall meeting. Mr. Goynes responded they wanted to show in its entirety who came to both of the meetings.

Councilwoman Smith stated she needed clarification on how many meetings were held as there seem to be a dispute on the number of meetings. Mr. MacDonald responded several neighborhood meetings were held to discuss the development. Two meetings were held with the members of the church who expressed concern with the location of the meeting. He also explained that on the letter that went out to the residents a phone number was offered for them to call if anyone could not attend the meeting and they would go to their home.

Mr. MacDonald commented he felt the project would be an improvement to the area which had been undeveloped for many years. He stated his company had invested \$50 million in the project for this particular development where other developers would not even considered building or investing in the community because of drive-bys or high crime in the neighborhood. They talked to 30 bankers that did not want to invest in this community. He indicated most of the people who were in opposition to the project did not live in the neighborhood, but attended the nearby church. In response to questions from the audience, he replied the grandchildren would be allowed to visit their grandparents but could not live with them.

Mr. Goynes commented the signatures provided were of the neighbors he met with during his home visitations. He went on to state that he was not here at tonight's meeting to disrespect anyone, and talked about his values.

Mr. Stalk commented he was extremely offended by the allegations made by Mr. Oats. He welcomed and invited the seven pastors that signed the letter to meet with him at the C Store located on Carey Street where there was 24 hour security. He stated for the record, the C Store had been a fester in the community and it would be cleaned up.

Councilwoman Smith spoke about her roots in North Las Vegas and said she was happy to live in this community but it deeply concerned her that people would oppose this type of development, as it would benefit and improve the community. She spoke in support of this project.

Mayor Montandon said he appreciated Mr. Goynes comments and was happy to see him involved in the community and stated he was in support of this project.

Councilman Eliason left the chambers at 7:25 p.m.

Councilman Eliason returned at 7:27 p.m.

Mayor Montandon closed the Public Hearing.

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

29. **ORDINANCE NO. 2424; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS FOR RECLASSIFICATION OF PROPERTY FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-115-07, CASA MESA/DESERT MESA) CONSISTING OF 93 SINGLE FAMILY DWELLINGS AND 308 SENIOR APARTMENTS, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF REVERE STREET AND CAREY AVENUE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 3, AMP-14-07)**

Ordinance No. 2424 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS FOR RECLASSIFICATION OF PROPERTY FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT TO A PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-115-07, CASA MESA/DESERT MESA) CONSISTING OF 93 SINGLE FAMILY DWELLINGS AND 308 SENIOR APARTMENTS, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF REVERE STREET AND CAREY AVENUE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 3, AMP-14-07)

Mayor Pro Tempore Robinson asked if there would be 308 or 300 apartments. It was responded there would be 300 apartments.

Acting Planning and Zoning Director Fiori stated Staff recommended consideration of amended conditions.

Councilwoman Smith stated she was concerned with the condition of landscaping and set back being reduced and asked for an explanation. The developer responded they would provide a minimum of 25 feet of perimeter landscaping along Carey Street and Revere Street, instead of 15 feet.

ACTION: PASSED AND ADOPTED AS AMENDED; AMENDMENTS TO READ AS FOLLOWS:

- 2B. TWENTY-FOUR (24) SINGLE FAMILY HOMES SHALL BE CONSTRUCTED AND COMPLETED BEFORE THE ISSUANCE OF A BUILDING CERTIFICATE OF OCCUPANCY FOR THE SENIOR APARTMENTS.
- 3C. DELETE
- 3H. ALL HEATING AND AIR CONDITIONING UNITS SHALL BE ROOF MOUNTED AND SCREENED WITH A MANSARD DESIGNED ROOF.
- 4. A MINIMUM OF 73,490 SQUARE FEET OF OPEN SPACE SHALL BE PROVIDED AS SHOWN ON THE PRELIMINARY DEVELOPMENT PLAN.

11. TWO SPORT COURTS (I.E. BASKETBALL, SAND VOLLEYBALL, TENNIS, ETC.) AND/OR OTHER AMENITIES SUCH AS A PET PARK OR PUTTING GREEN COURSE AS APPROVED BY STAFF.
16. DETAILS OF AMENITIES TO BE PROVIDED AND SHOWN ON THE FINAL DEVELOPMENT PLAN.

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

Mayor Montandon called a recess at 8:11 P.M.

Mayor Montandon reconvened the meeting at 8:20 P.M.

4. **UN-92-06 (PROJECT No.1552); AN APPLICATION SUBMITTED BY CLARK COUNTY SCHOOL DISTRICT, PROPERTY OWNER, FOR AN AMENDMENT TO A PREVIOUSLY APPROVED SPECIAL USE PERMIT IN AN R-E RANCH ESTATES DISTRICT TO DELETE CONDITION No.25, REGARDING STREET IMPROVEMENTS ON BRUCE STREET ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF EL CAMPO GRANDE AVENUE AND BRUCE STREET.**

Mayor Montandon opened the Public Hearing.

Acting Planning and Zoning Director Fiori explained that UN-92-06 was an application submitted by Clark County School District for an amendment to a previously approved Special Use Permit in an R-E Ranch Estates District to delete condition No.25, regarding street improvements on Bruce Street. The property was located at the southeast corner of El Campo Grande Avenue and Bruce Street. At the meeting of January 23, 2008, the Planning Commission unanimously recommended denial to delete condition No.25 regarding street improvements on Bruce Street.

Acting Public Works Director Dr. Qiong Liu explained the previously approved condition No.25 required the school district to provide full street improvements along Bruce Street because of the complicated situation associated with its right-of-way on the west side of Bruce Street. Staff requested that condition No.25 be replaced with the Public Work's condition and she read the condition into the record. Staff recommended approval of this request with the new condition.

Councilwoman Buck questioned if there would be street lighting provided for the safety of the students. Acting Public Works Director Liu responded that along Ann Road there would be street lights and 150 feet apart per standards and Bruce Street would also be provided with lighting. She stated it would be suggested that the school district provide conduits along the sidewalk on the east side as well as both sides of the parking lot.

Councilwoman Smith questioned whether the drive-thru driveway in front of the school would be a right exit only. Acting Public Works Director Liu replied the drive-thru issue would be addressed at the offsite sewer plan. Councilwoman Smith stated she wanted to make sure that this was a right turn exit only.

Director of Real Property Management for the Clark County School District Linda K. Perry stated they understood the reasoning for the condition being placed on the Use Permit when it was approved in 2007 and had worked with staff to find solutions to alleviate the traffic along the roads that are adjacent to the school which the parking lot would help tremendously. The egress and ingress points for the buses would be along Ann Road and would not be along Bruce Street.

The parking lot would be used as the Kindergarten/parent drop off site at Bruce Street and all the buses would use Ann Road. She asked for approval on this request.

Scott Sauer, 770 W. Lone Mountain No.2026, North Las Vegas, Nevada, stated the new options presented were much better than before and commended Staff for their efforts but still felt that there was a lot of traffic on the road and he wanted full road in. He stated the best option was to build Bruce Street.

Gary S. Shoaff, 5622 Midnight Breeze, North Las Vegas, Nevada, stated they had buses going through the neighborhood to Johnston Middle School on a daily basis as a short cut to avoid going down El Campo Grande Avenue and Tropical Parkway which was currently under construction. He expressed concern with the proposed bus stop and felt the students would destroy their subdivision's common property. He questioned if the school district would fence the lot to stop kids from destroying the property.

Bob Combs, 505 E. El Campo Grande, North Las Vegas, asked to uphold Planning Commission decision to build Bruce Street.

Councilwoman Smith asked Mr. Combs if he would allow an Easement and give up his land. Mr. Combs replied he would be willing to negotiate the disposition of the property. Councilwoman Buck stated she wanted an answer to Mr. Shoaff's question about the bus stop. Director of Real Property Management Linda K. Perry responded the parking lot would be fenced and there would be gates for the children to go through and a school principal available to supervise them to ensure they used the walking path to get to the school. Councilwoman Buck stated she wanted to make sure that the children followed the

same procedures after school and the school district would need to implement guidelines for the school principal to follow to ensure that unattended children do not disturb the neighborhood. Ms. Perry stated they would send notices to the parents about the parking lot usage.

Councilwoman Smith stated she felt the issue of the buses taking short cuts through residential areas needed to be addressed with Ms. Johnston and the Transportation Department and a directive could be given to resolve this issue. She asked Ms. Perry to report back on this issue. She also asked that they look into alternatives for bus routes before the school opened. Ms. Perry replied that school principals had been assigned to the school and they would inform the instruction unit of these issues. Councilwoman Smith responded bus transportation was to be directed not to go through residential areas and to work with Johnston Middle School about this issue.

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, 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 SHALL BE PROVIDED ALONG THE NORTH PROPERTY LINE.
 - B. THAT A LANDSCAPE BUFFER OF 20 FEET SHALL BE PROVIDED ALONG THE EAST PROPERTY LINE.
 - C. THAT A LANDSCAPE BUFFER CONSISTING OF 24" BOX TREES 20 FEET ON CENTER SHALL BE PROVIDED ALONG THE ENTIRE SOUTHERN PROPERTY LINE.
 - D. THAT A MEANDERING SIDEWALK SHALL BE PROVIDED ALONG BRUCE STREET.
 - E. THAT A MINIMUM OF 72 PARKING SPACES SHALL BE PROVIDED.
 - F. THAT LANDSCAPED ISLANDS, SIX (6) FEET IN WIDTH, SHALL BE REQUIRED WITHIN EACH PARKING ROW FOR

EVERY 15 PARKING SPACES CONTAINED WITHIN THE ROW.

- G. THAT A DECORATIVE WALL OR LANDSCAPED BERM WITH A MINIMUM HEIGHT OF THREE (3) FEET ABOVE THE FINISHED GRADE AT THE REAR OF THE SETBACK AREA SHALL BE PROVIDED ALONG BRUCE STREET TO SCREEN THE PARKING.
 - H. THAT SINGLE-SCORE CONCRETE BLOCK BE USED ONLY AS AN ACCENT.
3. THAT THIS USE PERMIT IS SITE SPECIFIC.
 4. APPROVAL OF A DRAINAGE STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
 5. CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT (CCRFCD) CONCURRENCE WITH THE RESULTS OF THE DRAINAGE STUDY IS REQUIRED PRIOR TO APPROVAL OF THE CIVIL IMPROVEMENT PLANS.
 6. 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.
 7. THE PROPERTY OWNER IS REQUIRED TO GRANT A ROADWAY EASEMENT FOR COMMERCIAL DRIVEWAY(S).
 8. THE PROPERTY OWNER IS REQUIRED TO GRANT A PEDESTRIAN ACCESS EASEMENT FOR SIDEWALK LOCATED WITHIN A COMMON ELEMENT, OR ON PRIVATE PROPERTY, WHEN THAT SIDEWALK IS PROVIDING PUBLIC ACCESS ADJACENT TO THE RIGHT-OF-WAY.
 9. A REVOCABLE ENCROACHMENT PERMIT FOR LANDSCAPING WITHIN THE PUBLIC RIGHT OF WAY IS REQUIRED.
 10. A MINIMUM 5' LANDSCAPE AREA WITHIN A COMMON LOT MUST BE PROVIDED BEHIND ANY PROPOSED BUS TURN-OUT.

11. RIGHT-OF-WAY DEDICATION FOR A FLARED INTERSECTION, INCLUDING A RIGHT TURN LANE, IS REQUIRED AT BRUCE STREET AND ANN ROAD PER THE *UNIFORM STANDARD DRAWINGS FOR PUBLIC WORKS' CONSTRUCTION OFF-SITE IMPROVEMENTS* DRAWING NUMBER 201.1 AND 245.1.
12. THE APPROPRIATE SUBDIVISION AND/OR PARCEL MAPPING IS REQUIRED TO CREATE THE PARCEL(S) AS PROPOSED. ALL MAPPING SHALL BE IN COMPLIANCE WITH NRS CHAPTER 278 AND THE *CITY OF NORTH LAS VEGAS MUNICIPAL CODE*, AND ASSOCIATED MASTER PLANS IN EFFECT AT THE TIME OF SUBDIVISION AND/OR PARCEL MAP APPROVAL. CONFORMANCE MAY REQUIRE MODIFICATIONS TO THE SITE.
13. APPROVAL OF A TRAFFIC STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
14. THE CIVIL IMPROVEMENT PLANS FOR THE PROJECT SHALL INCLUDE SCHEDULE 40 PVC FIBER OPTIC CONDUIT ALONG BRUCE STREET.
15. NO PARKING SIGNS SHALL BE INSTALLED ALONG PROPERTY FRONTAGE ON EL CAMPO GRANDE AND BRUCE STREET.
16. 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.
17. DEDICATION AND CONSTRUCTION OF THE FOLLOWING STREETS AND/OR HALF STREETS IS REQUIRED PER THE *MASTER PLAN OF STREETS AND HIGHWAYS* AND *CITY OF NORTH LAS VEGAS MUNICIPAL CODE* SECTION 16.24.100.B:
 - A. EL CAMPO GRANDE AVENUE
 - B. ASSOCIATED SPANDRELS
 - C. THE APPLICANT SHALL SUBMIT A RESTRICTIVE COVENANT TO THE CITY FOR THE CONSTRUCTION OF THE OFF-SITE IMPROVEMENTS ON BRUCE, FROM THE

SOUTHERN PROJECT BOUNDARY TO ANN ROAD, AND FOR ANN ROAD ADJACENT TO THE ASSOCIATED PARCEL.

18. 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.
19. 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.
20. THE PUBLIC STREET GEOMETRICS, WIDTH OF OVER-PAVE AND THICKNESS OF THE PAVEMENT SECTIONS WILL BE DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS.
21. 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.
22. 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 ON BRUCE STREET, AND 28 FEET ON EL CAMPO GRANDE AVENUE.
23. FIRE ACCESS LANES SHALL BE MARKED TO PROHIBIT PARKING IN ACCORDANCE WITH THE FIRE CODE.
24. GATES RESTRICTING TRAFFIC ACROSS REQUIRED ACCESS LANES SHALL BE IN ACCORDANCE WITH FIRE CODE REQUIREMENTS.
25. INSTALLATION OF AN EIGHT-FOOT HIGH CHAIN LINK FENCE ON THE EAST SIDE OF THE PROPERTY ADJACENT TO THE

NEIGHBORS AND NO SPEAKERS ON THE EAST SIDE OF THE SCHOOL.

26. THE DEVELOPER SHALL CONSTRUCT A PULL THROUGH LANE FOR DROP OFF/PICK-UP ON BOTH ANN ROAD AND BRUCE STREET.
27. THE DEVELOPER SHALL BE REQUIRED TO INSTALL NO PARKING SIGNS (R8-3A) ALONG THE PROJECT FRONTAGES ALONG ANN ROAD, BRUCE STREET, AND EL CAMPO GRANDE AVENUE.
28. THE DEVELOPER SHALL ADD THE APPROPRIATE SIGNAGE TO PROHIBIT BUSES FROM USING THE PULL THROUGH ON BRUCE STREET.
29. THE DEVELOPER SHALL CONSTRUCT A PAVED, TEMPORARY PARKING LOT AT THE NORTH-EAST CORNER OF ANN ROAD AND BRUCE STREET. THE TEMPORARY PARKING LOT SHALL REMAIN IN USE UNTIL FULL STREET IMPROVEMENTS ARE IN PLACE ALONG BRUCE STREET.
30. THE DEVELOPER SHALL CONSTRUCT A PAVED SIDEWALK ALONG THE EAST AND NORTH BOUNDARIES OF THE TEMPORARY PARKING LOT TO PROVIDE SAFE PASSAGE FOR THE STUDENTS.

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. **UN-02-08 (MONEYTREE); AN APPLICATION SUBMITTED BY MONEYTREE, INC., ON BEHALF OF AV NEVADA 2, LLC, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW A DEFERRED DEPOSIT LOAN BUSINESS ON PROPERTY LOCATED AT 6315 NORTH LOSEE ROAD, SUITE 2.**

Acting Planning and Zoning Director Fiori explained this was an application for a Special Use Permit in a C-1 Neighborhood Commercial District to allow a deferred deposit loan business on property located at 6315 North Losee Road, Suite 2. The Planning Commission, at their meeting of January 9, 2008, voted 3-3 on a motion to approve and the

motion failed. A second motion was made and passed 6-0 to forward the agenda item to the City Council with no Planning Commission recommendation.

Jennifer Roberts of Lionel, Sawyer & Collins, 300 S. 4th Street, along with Trevor Hayes of Lionel, Sawyer & Collins and Deborah Pike representing the landlord were in support of the application. Ms. Roberts explained her client normally does not rent to these type of businesses but based on MoneyTree's reputation in the community, they proceeded with renting to this applicant. The applicant proposed to conduct a deferred deposit business in a C-1 Neighborhood Commercial District, with space use shared by Starbucks. The proposed Moneytree location satisfied all distance requirements set forth in the Code in effect at the time the application was made. She requested that City Council approve Staff's recommendations.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Councilmembers Smith, Buck and Eliason

NAYS: Mayor Pro Tempore Robinson

ABSTAIN: None

6. **UN-04-08 (BEST SELLER BOOKS); AN APPLICATION SUBMITTED BY MARK AND REBECCA JOHNSTON, DBA BEST SELLER BOOKS, ON BEHALF OF DIABLO PROPERTY MANAGEMENT, LLC, PROPERTY OWNER, FOR A SPECIAL USE PERMIT IN A PUD, PLANNED UNIT DEVELOPMENT DISTRICT TO ALLOW A USED BOOK STORE ON PROPERTY LOCATED AT 4260 WEST CRAIG ROAD.**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Fiori explained this was an application for a Special Use Permit in a PUD, Planned Unit Development District to allow a used book store on property located at 4260 West Craig Road. The Planning Commission recommended approval of this application with amendments to two conditions that the hours of operation be limited and retail sales only include the sale of books, audio tapes, CDs and digital media. Staff recommended that City Council approve this request.

Jennifer Lazovich of Kummer, Kaempfer, Bonner, Renshaw & Ferrario, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and stated she appreciated staff's recommendations for approval and agreed with amended conditions

which would limit the hours from 8:00 a.m. to 9:00 p.m., 7-days a week and the other conditions which had been read into the record and would be pleased to answer any questions.

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

CONSENT AGENDA

7. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 2, 2008.

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

8. APPROVAL OF AN APPLICATION FOR A DAY NURSERY BUSINESS LICENSE FOR MAGNOLIA TURNER, DBA MAGGIES CHILDCARE, 528 ROUND REIGN AVENUE, NORTH LAS VEGAS, NEVADA, 89081 PENDING REQUIRED DEPARTMENT APPROVALS.

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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 DEER SPRINGS TOWN CENTER, LLC FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT DEER SPRINGS WAY & NORTH 5TH STREET IN THE AMOUNT OF 22.5% OF THE TOTAL COST OR \$156,042; CENTENNIAL PARKWAY & NORTH 5TH STREET IN THE AMOUNT OF 22.2% OF THE TOTAL COST OR \$177,055; TROPICAL PARKWAY & NORTH 5TH STREET IN THE AMOUNT OF 6% OF THE TOTAL COST OR \$8,086; CENTENNIAL PARKWAY & COMMERCE STREET IN THE AMOUNT OF 6.5% OF THE TOTAL COST OR \$21,315; CENTENNIAL PARKWAY & NORTH 5TH STREET - NORTH LEG/DUAL LEFT IN THE AMOUNT OF 32.3% OF THE TOTAL COST OR \$38,760; CENTENNIAL PARKWAY & NORTH 5TH STREET - WEST LEG/DUAL LEFT IN THE AMOUNT OF 45% OF THE TOTAL COST OR \$54,000; TROPICAL PARKWAY & NORTH 5TH STREET - NORTH LEG/DUAL LEFT IN THE AMOUNT OF 16.3% OF THE TOTAL COST OR \$19,560; AND CENTENNIAL PARKWAY & COMMERCE STREET - EAST LEG/DUAL LEFT IN THE AMOUNT OF 16% OF THE TOTAL COST OR \$19,200 FOR THE DEER SPRINGS TOWN CENTER PROJECT LOCATED ON THE NORTHEAST CORNER OF DEER SPRINGS WAY & NORTH 5TH STREET.**

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

10. **FINAL ACCEPTANCE OF THE CLAYTON STREET IMPROVEMENTS PROJECT, BID NUMBER 1187 FOR MAINTENANCE AND AUTHORIZE FILING OF THE NOTICE OF COMPLETION.**

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

11. FINAL ACCEPTANCE OF THE PAVEMENT REHABILITATION PROGRAM - FY04-05 AND 05-06, BID NUMBER 1237 FOR MAINTENANCE AND AUTHORIZE FILING OF THE NOTICE OF COMPLETION.

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

12. APPROVAL OF A GRANT OF EASEMENT TO NEVADA POWER COMPANY TO ENABLE THEM TO OPERATE AND MAINTAIN THEIR FACILITIES FOR FIRE STATION 57 LOCATED AT 3120 EAST AZURE LANE.

ACTION: APPROVED

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

BUSINESS

13. APPROVAL OF A ONE YEAR AGREEMENT WITH LIONEL, SAWYER AND COLLINS IN THE AMOUNT OF \$12,500 PER MONTH PLUS UP TO \$5,000 IN PRE-AUTHORIZED EXPENSES TO REPRESENT THE CITY IN WASHINGTON, D.C.

City Manager Gregory Rose commented that Lionel, Sawyer and Collins had done a wonderful job in representing the City as a Lobbyist with the federal government and requested approval of this item. He stated there would be no increase in compensation for the company.

Senator Richard Bryan of Lionel, Sawyer and Collins stated it was a pleasure working with Staff and members of the City Council and they looked forward to another successful year in Washington, D.C., if the City continued to give them the opportunity to work on their

behalf.

Councilwoman Buck said that she commended Brent of Lionel, Sawyer and Collins for doing a wonderful job in keeping them up-to-date on the congressional reports and records which explained the process and she appreciated that information.

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

14. APPROVAL TO RECEIVE AND FILE THE CERTIFICATES OF SALES 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, Mayor Pro Tempore Robinson, Councilmembers Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

15. APPROVAL OF A PROFESSIONAL ARCHITECTURAL SERVICES AGREEMENT WITH GARY GUY WILSON PROFESSIONAL CORPORATION IN THE AMOUNT OF \$158,500, TO PROVIDE REQUIRED TENANT IMPROVEMENTS TO THE EXISTING FIRE STATION 54 LOCATED AT 5438 CAMINO AL NORTE.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilwoman Buck

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

NAYS: None

ABSTAIN: None

16. **APPROVAL TO PURCHASE PROPERTY IN ASSESSOR'S PARCEL NOS. 139-23-601-001, 139-23-601-002 AND 139-23-504-002 IN THE AMOUNT OF \$15,840,000 IN GENERAL OBLIGATION BONDS FROM SILVER NUGGET GAMING LLC FOR APPROXIMATELY 12 ACRES OF LAND LOCATED ALONG LAS VEGAS BOULEVARD.**

Mayor Pro Tempore Robinson inquired about the appraised value the City was paying for the property. City Manager Gregory Rose responded it would be within 10% as identified by Council as a policy.

City Attorney Carie Torrence stated she needed to read one change into the record, Page 6, Section 8.02.3, second to last line, delete words "at least" and insert 600 because they had agreed to share 600 parking spaces with Silver Nugget and gave them credit for 600 parking spaces toward their parking requirements.

City Manager Rose explained it was recommended to make the purchase although the price was slightly over what the appraised value was. It was necessary to have the ability to retain the building and the value related to clearing certain conditions that existed on Las Vegas Boulevard; however they were other factors that influenced in the price.

Councilman Eliason questioned how the caveat would impact the purchase as the Redevelopment Agency and asked Mayor Montandon if he could answer that. Mayor Montandon explained that any time a property was purchased there were pros and cons but for this instance, it would be cons, to the public process that the City goes through.

City Manager Rose asked that Council not take action on this item until they consulted with Mr. Cagle, the City's Real Property Manager, about the policy. Mayor Montandon granted the request and pulled the item for further discussion while the Public Works Director contacted Mr. Cagle.

17. **APPROVAL TO MOVE FORWARD WITH THE CONSTRUCTION MANAGER AT RISK OPTION FOR CONSTRUCTION OF THE NEW CITY HALL; AND APPROVAL TO APPOINT THE ASSISTANT CITY MANAGERS OVER DEVELOPMENT AND OPERATIONS, DIRECTOR OF PUBLIC WORKS, DIRECTOR OF FINANCE, DIRECTOR OF UTILITIES, ENGINEERING PLANNING MANAGER AND CITY OF HENDERSON CONSTRUCTION MANAGER TO THE EVALUATION COMMITTEE.**

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

18. AUTHORIZATION TO AUGMENT THE CITY ATTORNEY FY07-08 GENERAL FUND OPERATING BUDGET IN THE AMOUNT OF \$1,843.05 FROM THE GENERAL FUND CONTINGENCY ACCOUNT; AND APPROVAL TO LEASE A COLOR COPIER FOR THE CITY ATTORNEY CRIMINAL DIVISION.

Councilwoman Buck directed the City Manager to work on a policy that would allow him to make an administrative decision to authorize this type of request, within parameters, so the agenda item would not have to come before Council for approval.

City Manager Rose stated he would work with the City Attorney's Office to bring back to City Council a policy that would allow limited expenditures out of the contingency fund for the City Manager's approval.

ACTION: AUTHORIZED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

19. AUTHORIZATION TO AUGMENT THE FIRE DEPARTMENT CAPITAL IMPROVEMENT BUDGET IN THE AMOUNT OF \$525,000 FROM THE 2006A \$55 MILLION BOND PROGRAM; AND AUTHORIZE ISSUANCE OF A PURCHASE ORDER TO PIERCE MANUFACTURING INC. FOR A NEW APPARATUS FOR FIRE SUPPRESSION ACTIVITIES AND HAZARDOUS CONDITION RESPONSES.

ACTION: AUTHORIZED

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. APPROVAL FOR THE SPECIAL EVENTS SECTION OF THE PARKS AND RECREATION DEPARTMENT TO SELL BEER AND WINE AT THE 2008 CITY-SPONSORED TASTES & TUNES SPECIAL EVENT TO BE HELD MAY 16-17, 2008 AT THE CITY HALL CAMPUS.

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 OF A LANDSCAPE WARRANTY AGREEMENT WITH SUNRISE ADVISORS, LLC FOR MAINTENANCE OF THE MEDIAN ISLANDS WITHIN THE RIGHT-OF-WAY ON PECOS ROAD AND CENTENNIAL PARKWAY FUNDED BY THE DEVELOPER FOR ONE YEAR.

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

22. APPROVAL OF THE 2008/2009 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING ALLOCATIONS IN THE AMOUNT OF \$1,631,780 AS RECOMMENDED BY THE CITIZENS ADVISORY COMMITTEE.

ACTION: APPROVED

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

23. APPROVAL OF AN INTERLOCAL AGREEMENT WITH CLARK COUNTY, THE CITIES OF LAS VEGAS, HENDERSON AND BOULDER CITY FOR SHARED FUNDING OF REGIONAL HOMELESS COORDINATION, INCLEMENT WEATHER WINTER AND SUMMER SHELTER, HOMELESS MANAGEMENT INFORMATION SYSTEM AND HOMELESS STREET AND SHELTER COUNT IN THE AMOUNT OF \$76,585.50 TO BE ALLOCATED FROM THE GENERAL FUND.

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

24. RESOLUTION NO. 2395; A RESOLUTION OF THE CITY COUNCIL ADOPTING THE CITY'S CORE VALUES.

City Manager Gregory Rose explained this item was presented to City Council in a study session that indicated the process of establishing the core values for the City.

Mayor Pro Tempore Robinson commented that he would like to see everyone adhere to the City's core values including the City Manager.

Councilwoman Buck commented that setting the good example carried from top down and City Council should set the example of the core values if they expected employees to fulfill their goals.

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

Mayor Montandon stated they would continue with item No.16.

Acting Public Works Director Liu reported they consulted with Mr. Cagle and according to him the appraisal value was \$1.1 million per acre as of April of last year and noted that this appraised value was based on the land use that was prior to the granting of the GED for gaming for this parcel.

ACTION: APPROVED AS AMENDED; PAGE 6, SECTION 8.02.3, SECOND TO LAST LINE, DELETE WORDS "AT LEAST" AND INSERT 600.

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

ORDINANCES **INTRODUCTION ONLY**

25. **ORDINANCE NO. 2426; 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 135± ACRES THEREIN FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT AND A C-2, GENERAL COMMERCIAL DISTRICT TO A PSP, PUBLIC/SEMI-PUBLIC DISTRICT (ZN-05-08, CITY OF NORTH LAS VEGAS), FOR PROPERTY LOCATED NORTH OF CRAIG ROAD AND APPROXIMATELY 1,434 FEET WEST OF COMMERCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 5, 2008)**

Ordinance No. 2426 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 135± ACRES THEREIN FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT AND A C-2, GENERAL COMMERCIAL DISTRICT TO A PSP, PUBLIC/SEMI-PUBLIC DISTRICT (ZN-05-08, CITY OF NORTH LAS VEGAS), FOR PROPERTY LOCATED NORTH OF CRAIG ROAD AND APPROXIMATELY 1,434 FEET WEST OF COMMERCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 5, 2008)

ACTION: FINAL ACTION SET FOR MARCH 5, 2008

26. **ORDINANCE NO. 2427; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 2064, WHICH AMENDED SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 89.13± ACRES FROM M-2, GENERAL INDUSTRIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-76-04, THE ALHAMBRA), FOR PROPERTY GENERALLY LOCATED AT THE INTERSECTION OF LAMB BOULEVARD AND ANN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 5, 2008)**

Ordinance No. 2427 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 2064, WHICH AMENDED SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING APPROXIMATELY 89.13± ACRES FROM M-2, GENERAL INDUSTRIAL TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-76-04, THE ALHAMBRA), FOR PROPERTY GENERALLY LOCATED AT THE INTERSECTION OF LAMB BOULEVARD AND ANN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 5, 2008)

ACTION: FINAL ACTION SET FOR MARCH 5, 2008

**ORDINANCES
FINAL ACTION**

27. **ORDINANCE NO. 2422; 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 23.94+ ACRES THEREIN FROM A PUD, PLANNED UNIT DEVELOPMENT DISTRICT TO AN R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-03-08, OPUS CONDOMINIUMS), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF CENTENNIAL PARKWAY AND VALLEY DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

ACTION: CONTINUED TO APRIL 2, 2008

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. **ORDINANCE NO. 2423; 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 1.14+ ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-02-08, PARKWILL PROPERTIES), FOR PROPERTY LOCATED AT 590 E. REGENA AVENUE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2423 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 1.14+ ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-02-08, PARKWILL PROPERTIES), FOR PROPERTY LOCATED AT 590 E. REGENA AVENUE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Acting Planning and Zoning Director Fiori stated Staff recommended approval of this item as it met with the comprehensive plan.

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

APPOINTMENTS

30. APPOINTMENT BY COUNCILWOMAN SMITH OF A MEMBER TO THE CITIZENS' ADVISORY COMMITTEE TO FILL AN UNEXPIRED TERM ENDING JUNE 30, 2009. (TABLED FEBRUARY 6, 2008)

ACTION: COUNCILWOMAN SMITH APPOINTED SCOTT SAUER FOR A TERM TO EXPIRE JUNE 30, 2009

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

31. RATIFICATION OF THE APPOINTMENT OF DR. QIONG LIU AS PUBLIC WORKS DIRECTOR EFFECTIVE FEBRUARY 4, 2008.

Mayor Montandon congratulated Dr. Qiong Liu for her appointment.

ACTION: RATIFIED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

COUNCIL ITEMS

Councilwoman Smith had concerns about a tavern, previously Quarters, on the southeast corner of Centennial Parkway and Simmons Street and requested that it be investigated.

CITY MANAGER'S REPORT

There was no report.

PUBLIC FORUM

There was no public participation.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 9:02 P.M.

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

APPROVED: May 21, 2008

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

ATTEST:

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