

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

June 20, 2001

CITY COUNCIL INFORMATION SESSION

CALL TO ORDER

6:30 P.M. City Manager's Conference Room, 2200 Civic Center Drive, North Las Vegas, Nevada

- a. Verification
- b. Discussion of City Council Agenda
- c. Municipal Court Update
- d. Public Comment

CITY COUNCIL MEETING

CALL TO ORDER

7:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

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

Excused:

Councilman John K. Rhodes

STAFF PRESENT

City Manager Kurt Fritsch
Assistant City Manager Gregory Rose
City Clerk Eileen M. Sevigny
City Attorney Sean McGowan
Finance Director Vytas Vaitkus
Human Resources Director Dan Tarwater
Development Services Director Tom Bell

Parks & Recreation Director Ken Albright
Administrative Services Director Eric Dabney
Community Development Director Jacque Risner
Chief of Detention Ken Ellingson
Deputy Fire Chief Jim Stubler
Public Information Officer Brenda Johnson
Deputy City Clerk Jo Ann Lawrence

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Eileen M. Sevigny, CMC
City Clerk

INVOCATION

The Reverend Darnell Allen
Word of Life Christian Center

PLEDGE OF ALLEGIANCE

Councilwoman Stephanie Smith

AGENDA

1. **REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF JUNE 20, 2001.**

ACTION: APPROVED AS AMENDED; ITEM NO. 9 CONTINUED TO AUGUST 15, 2001.

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS - 7:05 P.M.

2. APPEAL OF THE DECISION OF THE PLANNING COMMISSION TO DENY A SITE PLAN REVIEW REQUEST FOR ALTERNATIVE SCREENING (SPR-44-00, IMAGE CRAFTERS/SERPENTINE), AN APPLICATION SUBMITTED BY ROBERT GRONAUER ON BEHALF OF M.F. GOLDOJARB SURVIVOR TRUST, PROPERTY OWNERS, FOR PROPERTY IN AN M-2 DISTRICT LOCATED AT 3328 LOSEE ROAD. (CONTINUED FROM MAY 2, 2001, MAY 16, 2001)

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell explained on February 28, 2001, the Planning Commission unanimously denied SPR-44-00, which would allow alternate screening in lieu of an eight-foot high masonry wall. There was an existing six-foot high chain link fence around the facility. The applicant had requested alternate screening that would not create a substantial financial burden, such as vinyl sheeting. He stated Staff recommended denial.

Bob Gronauer, 3800 Howard Hughes Parkway, appeared on behalf of Mr. Goldojarb, property owner. He stated his client had some unique circumstances which would allow him to develop some other alternative screening other than a decorative block wall. Mr. Gronauer stated the property backed up to the railroad, the drainage ditch, and I-15. A portion of the property fronted Losee Road. When the property owner purchased the property in 1992, he requested a chain link fence with additional screening so he could have outside storage. The chain link fence was approved in 1992. At that time the Police Department had some concerns about safety issues; whether or not screening off the entire property would actually be safe. The chain link fence was approved subject to no screening around the property. Since 1992, the property owner had various other outside storage activities on the property. Recently, an agreement was signed with Serpentine, an air conditioning company. They had been there since 1998. When Serpentine applied for their business license, they were required to put up a block wall. The property owner obtained several quotes for a block wall, ranging from \$75,000 to \$85,000. Mr. Gronauer presented pictures of other businesses in the area showing the types of fencing being used. He stated there had been other businesses within the last five years with alternative screening. Mr. Gronauer proposed to build a decorative block wall on the northern portion of the property and put canvass screening on the back of the property.

Councilwoman Smith stressed the reason the standards were changed was to have some

consistency in the type of fencing used and stated she wanted to see the property be brought up to the current standard. She stated it could be done in phases, with the first phase being the front of the property and the other portions in different phases to give the property owner time to accumulate revenue.

Councilman Buck asked for clarification of the Code. She stated the Code said "100% opaque wall" but not necessarily a 100% opaque wall, fence, or landscaping screen, not less than 8 feet tall: She interpreted that to mean it had to be opaque but not necessarily block. She asked what other options the property owner had.

Development Director Tom Bell stated in addition to 17.24.080, code 17.24.090, which was screening, stated "unless otherwise determined by the Planning Commission, a masonry screen wall of no more than eight feet in height above grade shall be constructed and maintained between uses of differing intensity or character."

Mayor Montandon asked Mr. Bell if, by policy, a fence, wall and opaque screening was meant to mean masonry wall. Mr. Bell stated that was correct; most everything was required to have a masonry wall.

Mayor Pro Tempore Robinson asked Mr. Bell if the work could be done in phases. He agreed that the property should be brought up to the current standard but the property owner should have time to phase the work in. Mr. Bell stated that was an option.

Councilwoman Smith asked Mr. Bell if the block wall could be linked to the business license. Approximately every six or nine months the owner could be required to finish another portion of the wall. City Attorney Sean McGowan stated that was possible.

Mr. Gronauer also asked about the possibility of a landscape berm with some type of vegetation such as oleanders that would act as screening. He stated if the application were approved, they would like to explore with Staff either completing the back portion of the block wall in two years or putting in a landscape berm subject to the administrative approval by Staff.

Mayor Pro Tempore Robinson asked Mr. Gronauer how much footage was involved. Mr. Gronauer stated it was approximately 1,000 linear feet. Mayor Pro Tempore Robinson asked what the approximate cost would be. Mr. Gronauer stated the quotes received were from \$75,000 to \$95,000 for the total cost of the block wall.

Councilwoman Smith asked Mr. Gronauer if he would like to continue the item. Mr. Gronauer stated he might need to meet with Staff to determine what type of landscape berm may be required. He felt his client might be able to use that option. Councilwoman Smith asked Mr. Bell about the landscape berm. Mr. Bell stated the code already allowed the landscape berm, provided they had 100% opaque landscape berm, there was no need to continue the item. Mr. Gronauer stated he didn't have the full authority to make a decision. Councilwoman Smith,

once again, asked Mr. Gronauer if he wanted to continue the item.

Mayor Montandon questioned how the conditions would be enforced. City Attorney McGowan stated as a Site Plan Review, if a program was agreed upon, the approval of the Site Plan Review would be conditioned on compliance with the stipulated conditions. If the applicant did not comply, he would be noticed as being noncompliant and be scheduled to return to Council and, depending on the outcome of the hearing, would be subject to the provision of 17.28 which would include misdemeanor citations for failure to comply.

Mayor Montandon stated, given the requirement Attorney McGowan described, it would be Council's discretion to impose conditions on the Site Plan Review.

Councilwoman Smith asked City Attorney McGowan if, when the Public Hearing was closed, if a motion could be made to the effect that the decision of the Planning Commission would be overturned and require, before opening business, that the front of the property on Losee Road be screened with a block wall or landscaping berm and that the rest of the property be compliant within two years or a hearing would be held to revoke business license. Mr. Gronauer stated the business was already existing. Councilwoman Smith stated the first portion would need to begin within 60 days and the remainder to be completed within two years.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION'S DECISION REVERSED; SPR-44-00 APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. That the block wall on the front of the property facing Losee Road be completed within 60 days.
2. That opaque screening be installed on the other three sides of the property within 60 days. In addition, these three sides be brought into compliance with opaque block wall or landscape screening within two years as a condition of site plan review approval.

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

3. **APPEAL, SUBMITTED BY RYAN ARNOLD, OF THE PLANNING COMMISSION'S DECISION TO DENY AMP-10-01 (ANN & ALLEN PROMENADE); AN APPLICATION SUBMITTED BY SPECIALTY HOLDINGS, INC. TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL FOR PROPERTY LOCATED SOUTH OF ANN ROAD, BETWEEN ALLEN LANE AND FERRELL STREET. (CONTINUED FROM JUNE 6, 2001), (ASSOCIATED ITEM NO. 4; ZN-10-01)**

Mayor Montandon opened the Public Hearing.

Mr. Tom Skancke appeared on behalf of the applicant. He requested withdrawal of Items 3 & 4 without prejudice.

Mayor Montandon closed the Public Hearing.

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

4. **APPEAL, SUBMITTED BY RYAN ARNOLD, OF THE PLANNING COMMISSION'S DECISION TO DENY ZN-10-01 (ANN & ALLEN PROMENADE); AN APPLICATION SUBMITTED BY SPECIALTY HOLDINGS, INC. TO CHANGE THE ZONING FROM R-E RANCH ESTATES AND R-1 SINGLE FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD COMMERCIAL FOR PROPERTY LOCATED SOUTH OF ANN ROAD, BETWEEN ALLEN LANE AND FERRELL STREET. (CONTINUED FROM JUNE 6, 2001), (ASSOCIATED ITEM NO. 3; AMP-10-01)**

Mayor Montandon opened the Public Hearing.

Mr. Tom Skancke appeared on behalf of the applicant. He requested withdrawal of Items 3 & 4 without prejudice.

Mayor Montandon closed the Public Hearing.

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT

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

5. **APPEAL SUBMITTED BY RYAN ARNOLD, OF THE PLANNING COMMISSION'S DECISION TO DENY AMP-12-01 (ANN & COMMERCE PROMENADE); AN APPLICATION SUBMITTED BY RANCHO MIRAGE I, LLC; PERLMAN ARCHITECTS, INC. ON BEHALF OF SPECIALTY HOLDINGS, INC., JERRY GOEDEN, PRESIDENT, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND COMMERCE STREET. (CONTINUED FROM JUNE 6, 2001), (ASSOCIATED ITEM NO. 6; ZN-11-01)**

Mayor Montandon opened the Public Hearing.

Development Director Tom Bell explained the item was heard in connection with Item No. 6. On March 28, 2001, Planning Commission denied AMP-12-01. There was no compelling evidence submitted to change the Comprehensive Plan.

Mr. Tom Skankce appeared on behalf of the applicant. He requested withdrawal of Items 5 & 6 without prejudice.

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT

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

ABSTAIN: None

6. **APPEAL, SUBMITTED BY RYAN ARNOLD, OF THE PLANNING COMMISSION'S DECISION TO DENY ZN-11-01 (ANN & COMMERCE PROMENADE), AN APPLICATION SUBMITTED BY RANCHO MIRAGE I, LLC; PERLMAN ARCHITECTS, INC. ON BEHALF OF SPECIALTY HOLDINGS, INC., JERRY GOEDEN, PRESIDENT, TO CHANGE THE ZONING FROM R-E RANCH ESTATES TO C-1 NEIGHBORHOOD COMMERCIAL FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND COMMERCE STREET. (CONTINUED FROM JUNE 6, 2001), (ASSOCIATED ITEM NO. 5; AMP-12-01)**

Mayor Montandon opened the Public Hearing.

Mr. Tom Skankce appeared on behalf of the applicant. He requested withdrawal of Items 5 & 6 without prejudice.

Mayor Montandon closed the Public Hearing.

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

7. **AMP-03-00 (ELDORADO-HAMMER LANE); AN APPLICATION SUBMITTED BY PARDEE CONSTRUCTION COMPANY TO CHANGE THE MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE A PORTION OF HAMMER LANE (60-FOOT RIGHT-OF-WAY) COMMENCING AT CAMINO AL NORTE AND PROCEEDING WEST APPROXIMATELY 2,550 FEET AND ADD A 60-FOOT COLLECTOR (WASHBURN ROAD) COMMENCING AT HAMMER LANE AND PROCEEDING IN A CURVE TO THE SOUTH APPROXIMATELY 1,700 FEET, THEN CONTINUING EAST APPROXIMATELY 1,400 FEET TO CAMINO AL NORTE.**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated on April 11, 2001, the Planning Commission recommended approval of AMP-03-00. The proposed change would connect Hammer Lane to the south to Washburn and to Camino al Norte. Recently, there was a tentative map proposed and approved for the corner of Camino Al Norte and Washburn, which was associated with this item. In January there was a vacation of some existing streets in that area and as a condition of that vacation, AMP-03-00 would have to be approved. Staff recommended Council approve AMP-03-00.

Ira Wallace of G.C. Wallace Engineering 1555 S. Rainbow Boulevard appeared on behalf of Pardee Construction Company. Mr. Wallace stated he concurred with the Planning Commission. He stated there had not been any conflicts with Pardee moving forward with the application.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

8. AMP-08-01 (CNLV); AN APPLICATION SUBMITTED BY THE CITY OF NORTH LAS VEGAS TO CHANGE THE MASTER PLAN OF STREETS AND HIGHWAYS TO INCREASE THE RIGHT-OF-WAY WIDTH FROM 100 FEET TO 120 FEET FOR PORTIONS OF SIMMONS STREET, REVERE STREET, NORTH 5TH STREET, LOSEE ROAD, PECOS ROAD AND LAMB BOULEVARD LOCATED IN THE VICINITY OF THE NEW BELTWAY.

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated the item was submitted by City of North Las Vegas Public Works as a result of the beltway which was occurring to the north side of the valley. At the April 11, 2001 Planning Commission meeting AMP-08-01 was approved as outlined in the Staff Report. Staff recommended Council approve AMP-08-01.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

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

9. **AMP-11-01 (TROPICAL/CLAYTON BY PARDEE); AN APPLICATION SUBMITTED BY PARDEE CONSTRUCTION COMPANY, BOSSARD DEVELOPER SERVICES (DIANA BOSSARD), REPRESENTATIVE, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL (2 - 4.5 DU/ACRE) TO MEDIUM DENSITY RESIDENTIAL (4.5 - 10 DU/ACRE) FOR APPROXIMATELY 41.61 ACRES LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND CLAYTON STREET.**

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated AMP-11-01 was to be considered in connection with a future development agreement. Since the development agreement was not ready, Council was asked to open the public hearing and continue the item to August 15, 2001.

ACTION: CONTINUED TO AUGUST 15, 2001

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

10. **APPEAL SUBMITTED BY CARLOS R. TAYLOR, PROPERTY OWNER, TO REMOVE CONDITION NUMBER 4 WHICH STATES 'AN EIGHT FOOT MASONRY WALL SHALL BE PROVIDED IN PLACE OF THE EXISTING CHAIN-LINK FENCE, ACCESS TO THE INTERIOR OF SUCH WALL SHALL BE GATED WITH AN OPAQUE STEEL GATE,' FOR UN-25-01 (RIGLERS DIESEL SERVICE); AN APPLICATION FOR A USE PERMIT ON PROPERTY LOCATED AT 1114**

GEORGE AVENUE TO ALLOW A TRUCK REPAIR FACILITY IN AN M-2 ZONE.

Mayor Montandon opened the Public Hearing.

Development Services Director Tom Bell stated on April 11, 2001 Planning Commission approved UN-25-01 to allow a diesel service and repair facility subject to 11 conditions. One of those conditions was to put in a block wall instead of the existing chain link fence. The applicant appealed condition number four which stated Development Services Department recommended an 8 foot masonry wall be constructed in place of the existing 20 foot opaque chain link fence. Section 17.24.020.C3 of the North Las Vegas Municipal Code required that all vehicles awaiting repair be screened from view by a masonry wall or approved landscape screen. Therefore, Staff recommended upholding the Planning Commission's decision.

Clark Bingham, appeared on behalf of applicant. He stated the applicant could not afford to build a \$35,000 block wall, which was the minimum bid the applicant received. The property was purchased in 1986 and the applicant operated a diesel repair service. The property was recently leased out for another diesel repair service. When Rigler's Diesel Service applied for a license, they were informed they needed to apply for a use permit. Mr. Bingham explained there was an existing chain link fence with slats around the property. The owner had replaced the slats in the chain link. He presented some pictures of the property showing the existing fencing and where the fences were located. Mr. Bingham stated the applicant was asking for some consideration due to the expense that would be incurred if the applicant installed a block wall.

Councilwoman Smith explained the current standards must be adhered to. She stated Council could try to work with the applicant.

Mr. Bingham stated if the business owner could get their license to begin operating their business, the applicant would get some income coming in. He stated it would take at least three years to generate enough revenue in order to have the funds to build a block wall.

Mayor Montandon stated he was more concerned about the fence on the back of the property, along Gowan Road being replaced with a block wall. Mr. Bingham requested two years to complete the block wall.

Councilman Buck pointed out there were other less expensive options besides putting in the block wall. She stated maybe the landscape berm was a less expensive option. Mr. Bingham responded it may be less expensive but it would have maintenance costs.

Mayor Montandon stated he supported an option to bring the area along Gowan into compliance.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION'S DECISION REVERSED; CONDITION NO. 4 CHANGED TO READ AS FOLLOWS:

That a block wall or landscape berm be placed along Gowan Road within 120 days and the rest of the property to be brought into compliance within three years.

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

CONSENT AGENDA

11. APPROVAL TO AMEND THE 2000-2001 STAFFING PATTERN TO RECLASSIFY ONE (1) SUPERVISING ACCOUNTANT (SUPERVISOR IV) GRADE TS19 TO MANAGER OF ACCOUNTING GRADE TA23 IN THE FINANCE DEPARTMENT.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

12. CANVASS OF THE JUNE 5, 2001 MUNICIPAL GENERAL ELECTION RESULTS.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

Buck
NAYS: None
ABSTAIN: None

13. APPROVAL TO EXERCISE ONE YEAR CONTRACT RENEWAL OPTION WITH PRISON HEALTH SERVICES, INC. FOR INMATE MEDICAL SERVICES AT THE NORTH LAS VEGAS DETENTION CENTER IN THE AMOUNT OF \$1,004,340 PER YEAR FOR THE PERIOD JULY 1, 2001 THROUGH JUNE 30, 2002. (CNLV Contract No. C-4061)

ACTION: APPROVED

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

14. APPROVAL TO AWARD BID NO. 1103, LANDSCAPE AND GROUNDS MAINTENANCE SERVICE, FOR THE PUBLIC WORKS PARKS MAINTENANCE DIVISION TO NEW TEX LANDSCAPE, INC. FOR LOTS 2 AND 4 IN THE COMBINED AMOUNT OF \$36,300 (CNLV Contract No. C-4943); DESERT FOX LAWN CARE FOR LOTS 3, 5, 6, AND 7 IN THE COMBINED AMOUNT OF \$47,400 (CNLV Contract No. C-4944); AND REJECT E.L.M. & ASSOCIATES FOR BEING A NON-RESPONSIVE BIDDER.

ACTION: APPROVED

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

15. APPROVAL OF AN AMENDMENT TO THE INTERLOCAL AGREEMENT TO PROVIDE AN ADDITIONAL \$36,050.16 HOME INVESTMENT PARTNERSHIP

**ACT (HOME) AND/OR LOW INCOME HOUSING TRUST FUND (LIHTF)
PROGRAM FUNDS TO THE CITY OF NORTH LAS VEGAS FOR THE 2000/2001
FISCAL YEAR. (CNLV Contract No. C-4777)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**16. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT
WITH G.C. WALLACE, INC. FOR THE CENTENNIAL PARKWAY CHANNEL
EAST PROJECT IN AN AMOUNT NOT TO EXCEED \$335,000. (CNLV Contract
No. C-4945)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**17. APPROVAL TO AWARD BID NO. 1102, 13TH YEAR TRAFFIC CAPACITY
IMPROVEMENT PROJECT, TO LAS VEGAS ELECTRIC IN THE AMOUNT OF
\$881,080.95. (CNLV Contract No. C-4946)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

18. APPROVAL FOR FINAL ACCEPTANCE OF THE PARK MOWER SHOP RENOVATIONS PROJECT, PHASE II FOR MAINTENANCE AND AUTHORIZATION TO FILE THE NOTICE OF COMPLETION. (CNLV Contract No. C-4861)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

19. APPROVAL TO ACCEPT A CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH VILLAGE PROPERTIES FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT LAS VEGAS BOULEVARD & PECOS ROAD IN THE AMOUNT OF 2.4% OF THE TOTAL COST OR APPROXIMATELY \$12,750; LAS VEGAS BOULEVARD & CHEYENNE AVENUE IN THE AMOUNT OF 1.2% OF THE TOTAL COST OR APPROXIMATELY \$2,400; PECOS ROAD & CHEYENNE AVENUE IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR APPROXIMATELY \$4,919; AND CRAIG ROAD & REVERE STREET IN THE AMOUNT OF 1.5% OF THE TOTAL COST OR APPROXIMATELY \$7,378 FOR THE WALGREEN'S DRUGSTORE AT LAS VEGAS BOULEVARD & PECOS ROAD AND THE WALGREEN'S DRUGSTORE AT CRAIG ROAD & MARTIN LUTHER KING BOULEVARD.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

20. APPROVAL OF THE BLM/NORTH LAS VEGAS COOPERATIVE ASSISTANCE AGREEMENT WHICH ALLOWS BLM TO TRANSFER MONEY FROM THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT SPECIAL

ACCOUNT TO NORTH LAS VEGAS FOR THE FUNDING OF PARKS, TRAILS AND NATURAL AREAS IN THE AMOUNT OF \$1.7 MILLION DOLLARS FOR PHASE I OF DEVELOPMENT OF A MULTI-PURPOSE TRAIL ALONG THE WESTERN TRIBUTARY OF THE LAS VEGAS WASH. (CNLV Contract No. C-4947)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

21. AMP-15-01; (CITY OF NORTH LAS VEGAS), AN APPLICATION TO CHANGE THE MASTER PLAN OF STREETS AND HIGHWAYS BY ADDING RAMP CONNECTIONS TO DONOVAN WAY, NORTH AND SOUTH OF CRAIG ROAD (60 FOOT RIGHT-OF-WAY) AND A MINOR REALIGNMENT OF DONOVAN WAY SOUTH OF CRAIG ROAD. (SET PUBLIC HEARING FOR JULY 18, 2001)

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

BUSINESS

22. APPROVAL TO SUBMIT AN APPLICATION TO THE SOUTHERN NEVADA PUBLIC LANDS MANAGEMENT ACT SPECIAL ACCOUNT FOR THE SECOND PHASE OF DEVELOPING A TRAIL SYSTEM AND PARK ELEMENTS ALONG THE LAS VEGAS WASH.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

23. APPROVAL OF A REQUEST FOR A FINAL THREE MONTH EXTENSION OF NON-OPERATIONAL STATUS, TO EXPIRE AUGUST 24, 2001, FOR THE WINN DEE BAR LOCATED AT 2440 LAS VEGAS BOULEVARD NORTH, NORTH LAS VEGAS.

Development Services Director Tom Bell stated this would be the last extension allowed for the Winn Dee Bar which would expire August 23, 2001.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

24. SELECTION OF A NAME FOR THE NEW RECREATION CENTER LOCATED AT ALLEN LANE AND ALEXANDER ROAD.

Parks and Recreation Director Ken Albright stated there were numerous names presented to the Parks and Recreational Advisory Board and five names were recommended to Council.

ACTION: RECREATION CENTER NAMED SILVER MESA RECREATION CENTER

MOTION: Councilwoman Smith

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

25. RESOLUTION NO. 2211; A RESOLUTION DESIGNATED BY THE SHORT TITLE "2001 ELECTION CANVASS RESOLUTION"; DECLARING THE RESULTS OF AN ELECTION HELD WITHIN THE CITY OF NORTH LAS VEGAS, IN THE STATE OF NEVADA, ON THE SPECIAL ELECTIVE TAX CHANGE-IN-USE QUESTION SUBMITTED AT THE ELECTION HELD ON TUESDAY, JUNE 5, 2001, TO THE QUALIFIED ELECTORS OF THE CITY; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

Resolution No. 2211 as introduced by the City Clerk:

RESOLUTION NO. 2211; A RESOLUTION DESIGNATED BY THE SHORT TITLE "2001 ELECTION CANVASS RESOLUTION"; DECLARING THE RESULTS OF AN ELECTION HELD WITHIN THE CITY OF NORTH LAS VEGAS, IN THE STATE OF NEVADA, ON THE SPECIAL ELECTIVE TAX CHANGE-IN-USE QUESTION SUBMITTED AT THE ELECTION HELD ON TUESDAY, JUNE 5, 2001, TO THE QUALIFIED ELECTORS OF THE CITY; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

ACTION: PASSED AND ADOPTED

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

ORDINANCES

INTRODUCTION ONLY

26. **ORDINANCE NO. 1523; 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 A CERTAIN PROPERTY THEREIN FROM R-E TOR-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND COMMERCE STREET (ZN-16-01, DESERT PASSAGE NORTH) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JULY 5, 2001)**

Ordinance No. 1523 as introduced by the City Clerk:

ORDINANCE NO. 1523; 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 A CERTAIN PROPERTY THEREIN FROM R-E TO R-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND COMMERCE STREET (ZN-16-01, DESERT PASSAGE NORTH) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: SET FINAL ACTION FOR JULY 5, 2001

27. **ORDINANCE NO. 1525; AN ORDINANCE RELATING TO ZONING; AMENDING SECTION 17.20.210, PARAGRAPHS J, K AND L AND REPEALING PARAGRAPH M, OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS FOR AREAS LOCATED WITHIN THE REDEVELOPMENT AREA TO ALLOW THE SAME COMMERCIAL, INDUSTRIAL, SINGLE FAMILY AND MULTI-FAMILY DESIGN STANDARDS USED ELSEWHERE IN THE CITY,**

TO ALSO APPLY TO DEVELOPMENT WITHIN THE REDEVELOPMENT AREA AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR JULY 5, 2001)

Ordinance No. 1525 as introduced by the City Clerk:

ORDINANCE NO. 1525; AN ORDINANCE RELATING TO ZONING; AMENDING SECTION 17.20.210, PARAGRAPHS J, K AND L AND REPEALING PARAGRAPH M, OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS FOR AREAS LOCATED WITHIN THE REDEVELOPMENT AREA TO ALLOW THE SAME COMMERCIAL, INDUSTRIAL, SINGLE FAMILY AND MULTI-FAMILY DESIGN STANDARDS USED ELSEWHERE IN THE CITY, TO ALSO APPLY TO DEVELOPMENT WITHIN THE REDEVELOPMENT AREA AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: SET FINAL ACTION FOR JULY 5, 2001

28. **ORDINANCE NO. 1528; 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 BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-40-98, CAREFREE VILLAS), FOR PROPERTY LOCATED AT 3949 WEST ALEXANDER ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JULY 5, 2001)**

Ordinance No. 1528 as introduced by the City Clerk:

ORDINANCE NO. 1528; 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 BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-40-98, CAREFREE VILLAS), FOR PROPERTY LOCATED AT 3949 WEST ALEXANDER ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: SET FINAL ACTION FOR JULY 5, 2001

29. ACCEPTANCE OF PETITIONS FOR ANNEXATION (ANNEXATION NO. 107) SUBMITTED BY RAINS 1992 TRUST, MURRAY, SHARDLOW, & BUDZYN PROFIT SHARING PLAN, AND AFSHAR KARIM FAMILY REVOCABLE TRUST FOR APPROXIMATELY 20 NET ACRES OF LAND LOCATED AT THE NORTHEAST CORNER OF BRUCE STREET AND WASHBURN ROAD.

ACTION: PETITION ACCEPTED

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

30. ORDINANCE NO. 1529 (ANNEXATION NO. 107); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JULY 5, 2001)

Ordinance No. 1529 as introduced by the City Clerk:

ORDINANCE NO. 1529; AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN

SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: SET FINAL ACTION FOR JULY 5, 2001

ORDINANCES

FINAL ACTION

31. **ORDINANCE NO. 1497 (ANNEXATION NO. 105); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1497 as introduced by the City Clerk:

ORDINANCE NO. 1497 (ANNEXATION NO. 105); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP

OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

32. **ORDINANCE NO. 1527 (ANNEXATION NO. 106); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1527 as introduced by the City Clerk:

ORDINANCE NO. 1527 (ANNEXATION NO. 106); AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF NORTH LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO, AND MAKE A PART OF SAID CITY CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES, AND REGULATIONS IN FORCE IN SAID CITY; OFFERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE

RECORDED IN THE OFFICE OF THE COUNTY RECORDER
OF THE COUNTY OF CLARK, STATE OF NEVADA; AND
PROVIDING OTHER MATTERS PROPERLY RELATING
THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**33. ORDINANCE NO. 1510; AN ORDINANCE ESTABLISHING A PROCEDURE TO
ALLOW A PERSON WHOSE PROPERTY WILL BE INCLUDED WITHIN THE
BOUNDARIES OF AN IMPROVEMENT DISTRICT TO APPLY FOR A HARDSHIP
DETERMINATION; PROVIDING THE DETAILS OF SUCH PROCEDURE TO BE
FOLLOWED; RATIFYING ACTION HERETOFORE TAKEN NOT INCONSISTENT
HEREWITH; AND PROVIDING OTHER MATTERS PROPERLY RELATED
THERETO.**

Ordinance No. 1510 as introduced by the City Clerk:

ORDINANCE NO. 1510; AN ORDINANCE ESTABLISHING A
PROCEDURE TO ALLOW A PERSON WHOSE PROPERTY
WILL BE INCLUDED WITHIN THE BOUNDARIES OF AN
IMPROVEMENT DISTRICT TO APPLY FOR A HARDSHIP
DETERMINATION; PROVIDING THE DETAILS OF SUCH
PROCEDURE TO BE FOLLOWED; RATIFYING ACTION
HERETOFORE TAKEN NOT INCONSISTENT HEREWITH;
AND PROVIDING OTHER MATTERS PROPERLY RELATED
THERETO.

Mayor Montandon stated at the request of the City Attorney, the wording in the body of the ordinance was changed to match the heading. In the second line of Section 1 the term principal residence was changed to property.

ACTION: PASSED AND ADOPTED AS AMENDED

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

WORK CARD APPEAL

34. REQUEST TO APPEAR, SUBMITTED BY RALF BERREY, TO APPEAL THE DENIAL OF HIS GAMING WORK PERMIT. (CONTINUED FROM JUNE 6, 2001)

Detective Walsh stated he spoke with applicant. The applicant was aware of the hearing to be held June 20, 2001. Mayor Montandon stated since the applicant was aware of the hearing and did not attend, he felt the item should not be continued any further.

Councilman Buck asked if the appeal were denied, if the applicant would be prohibited from coming back before Council. City Attorney Sean McGowan stated he uncertain but he would be able to apply for a work card in other jurisdictions. Council's decision would not be binding in other jurisdictions. Councilman Buck asked if the item could be continued indefinitely. City Manager Fritsch stated the item should be continued to a specific date but Staff might have to withdraw it. City Attorney Sean McGowan stated since it was an appeal, it must be acted upon.

Detective Walsh stated he had spoken with the applicant that day and made sure he knew the date and time of the hearing. The applicant stated he would be at the meeting.

ACTION: DECISION OF POLICE DEPARTMENT UPHeld; WORK PERMIT DENIED

MOTION: Mayor Montandon
SECOND: Mayor Pro Tempore Robinson
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Council Member Buck
NAYS: Council Member Smith
ABSTAIN: None

APPOINTMENTS

35. APPOINTMENT OF ONE PLANNING COMMISSIONER.

ACTION: SCOTT ALBRIGHT APPOINTED

MOTION: Councilwoman Smith

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

COUNCIL ITEMS

There were no items.

CITY MANAGER'S REPORT

There was no report

PUBLIC FORUM

John Armstrong spoke with regard to Police Department issues.

Mike Thomas requested the Police Department provide security during the Council meetings to prevent vandalism to the vehicles during the meetings. He also spoke with regard to Police Department issues.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 8:33 P.M.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

APPROVED: July 5, 2001

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

Attest:

/s/ Eileen M. Sevigny
Eileen M. Sevigny, CMC, City Clerk