

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

December 5, 2001

**HOLIDAY TREE LIGHTING CEREMONY**

*5:30 P.M. Front Foyer of City Hall*

**CITY COUNCIL INFORMATION SESSION**

**CALL TO ORDER**

6:00 P.M. City Manager's Conference Room, 2200 Civic Center Drive, North Las Vegas, Nevada

- a. Verification
- b. Discussion of City Council Agenda
- c. Review of Commercial Design Standards
- d. Justice Facility and Police Substation Projects Update and Funding
- e. Review of Open Meeting Law (Tabled to December 19, 2001)
- f. 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  
Councilman Robert Eliason

**STAFF PRESENT**

City Manager Kurt Fritsch	Public Works Director Jim Bell
Assistant City Manager Gregory Rose	Planning Manager Steve Baxter
Assistant City Manager Dan Tarwater	Fire Chief Bob Dodge
City Attorney Sean McGowan	Detention Services Captain Dan Lake
City Clerk Eileen M. Sevigny	Acting Development Services Director Jim Stubler
Finance Director Vytas Vaitkus	Police Lieutenant Tony Scott
Community Development Director Jacque Risner	Public Information Officer Brenda Johnson
Administrative Services Director Eric Dabney	Assistant City Clerk Karen L. Storms
Parks & Recreation Director Ken Albright	

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Eileen M. Sevigny, CMC  
City Clerk

**INVOCATION**

Pastor Rose Haag  
Wellspring Church & Christian Center

**PLEDGE OF ALLEGIANCE**

Councilman Shari Buck

**AGENDA**

**1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF DECEMBER 5, 2001.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 & 3 REFERRED BACK TO THE PLANNING COMMISSION; ITEM NO. 10 TABLED TO DECEMBER 19, 2001.

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**PUBLIC HEARINGS - 7:05 P.M.**

**2. APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY AMP-21-01 (CENTENNIAL AND COMMERCE), AN APPLICATION SUBMITTED BY IKE LAWRENCE EPSTEIN, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND COMMERCE**

**STREET. (ASSOCIATED ITEM NO. 3; ZN-28-01)**

Mayor Montandon opened the Public Hearing.

Mayor Montandon stated a request had been received by the applicant to continue the item for two weeks. A recommendation was made by staff to send the item back to the Planning Commission. The Planning Commission had previously reviewed the items but, at that time, they were in the beginning stages of the Centennial Corridor study. That study was in the process of being finalized and had data to better review the application.

Mayor Montandon closed the Public Hearing.

ACTION: REFERRED BACK TO THE PLANNING COMMISSION

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**3. APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY ZN-28-01 (CENTENNIAL AND COMMERCE), AN APPLICATION SUBMITTED BY IKE LAWRENCE EPSTEIN, PROPERTY OWNER, TO CHANGE THE ZONING FROM R-E RANCH ESTATES TO C-1 NEIGHBORHOOD COMMERCIAL FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND COMMERCE STREET. (ASSOCIATED ITEM NO. 2; AMP-21-01)**

Mayor Montandon opened and closed the Public Hearing.

ACTION: REFERRED BACK TO THE PLANNING COMMISSION

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**4. APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY AMP-25-01**

**(5<sup>TH</sup> AND FARM), AN APPLICATION SUBMITTED BY ROBERT J. GRONAUER ON BEHALF OF FIFTH AND FARM LLC, PROPERTY OWNERS, TO CHANGE THE COMPREHENSIVE PLAN LAND USE DESIGNATIONS OF LOW DENSITY RESIDENTIAL AND MEDIUM HIGH DENSITY RESIDENTIAL TO MEDIUM DENSITY RESIDENTIAL FOR PROPERTY LOCATED EAST OF NORTH 5<sup>TH</sup> STREET AND APPROXIMATELY 650 FEET NORTH OF TROPICAL PARKWAY AND FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND EL CAMPO GRANDE AVENUE. (ASSOCIATED ITEM NO. 5; ZN-34-01)**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Jim Stubler stated at the meeting of September 12, 2001, the Planning Commission denied AMP-25-01 by a vote of 6-1. The amendment involved two separate parcels and staff had recommended approval of one of the parcels because it involved a less intense use. Staff however, recommended denial of amendment to the larger 33 acre parcel as a it resulted in higher density than the Comprehensive Plan recommended.

**Brad Burns, Centex Homes, 3600 North Rancho Drive, Las Vegas**, explained there had been several discussions with staff regarding the unique property. Further discussions were conducted with Council. Mr. Burns requested a continuance on the item for an opportunity to further review the site.

ACTION: CONTINUED TO JANUARY 16, 2002.

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**5. APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY ZN-34-01 (5<sup>TH</sup> AND FARM), AN APPLICATION SUBMITTED BY ROBERT J. GRONAUER ON BEHALF OF FIFTH AND FARM LLC, PROPERTY OWNERS, TO CHANGE THE ZONING FROM R-E RANCH ESTATES AND R-2 TWO-FAMILY RESIDENTIAL DISTRICTS TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND EL CAMPO GRANDE AVENUE. (ASSOCIATED ITEM NO. 4; AMP-25-01)**

ACTION: CONTINUED TO JANUARY 16, 2002.

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

### **CONSENT AGENDA**

#### **6. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 7, 2001.**

ACTION: APPROVED

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

#### **7. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 21, 2001.**

ACTION: APPROVED

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

#### **8. RATIFICATION OF THE APPOINTMENT OF DAN TARWATER AS ASSISTANT CITY MANAGER EFFECTIVE DECEMBER 3, 2001.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

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

**9. APPROVAL OF AMENDMENT NO. 2 TO THE PROFESSIONAL ARCHITECTURAL SERVICES AGREEMENT WITH GANTHNER MELBY, LLC, IN THE AMOUNT OF \$150,470, TO PROVIDE FOR ADDITIONAL ENVIRONMENTAL TESTING, AND FINAL DESIGN, BID PHASE AND CONSTRUCTION MANAGEMENT SUPPORT SERVICES TO REMODEL AND ABATE FUNGAL CONTAMINATION IN DORMITORY "F" IN THE DETENTION CENTER AND ADDITIONAL ON-CALL ARCHITECTURAL SERVICES FOR VARIOUS BUILDING RENOVATION PROJECTS LOCATED THROUGHOUT THE CITY THROUGH DECEMBER 31, 2003. (CNLV Contract No. C-4341)**

ACTION: APPROVED

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

**10. APPROVAL OF A LEASE AGREEMENT WITH THE LAMAR COMPANIES TO LEASE BILLBOARDS ALONG THE FRONTAGE OF THE VANDENBERG BASIN ADJACENT TO I-15 FOR THE TERM OF TEN YEARS WITH AN ANNUAL INCOME OF \$24,000 PER SIGN.**

ACTION: TABLED TO DECEMBER 19, 2001.

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

**11. APPROVAL TO AMEND THE 2001 - 2002 STAFFING PATTERN AS FOLLOWS:**  
(All staffing pattern changes will be processed when administratively feasible)

Public Works - Building Maintenance

Upgrade one (1) Manager Building Maintenance TA23 to TA24

Reclassify one (1) Supervising HVAC Mechanic TS20 to Technical Services Supervisor TS21

Reclassify two (2) HVAC Mechanic TNS18 to HVAC Technician TNS19

Reclassify one (1) Supervising Maintenance Mechanic/Welder TS19 to Multi-Trades Supervisor TS21

Title Change only: Three (3) Supervising Maintenance Mechanic/Welder TS19 to Multi-Trades Crew Leader TS19

Reclassify twelve (12) Maintenance Mechanic/Welder TNS16 to Multi-Trades Technician TNS18

Reclassify two (2) Skilled Trades Helper TNS12 to Multi-Trades Assistant TNS16

Title Change only: Six (6) Inmate Worker Coordinator 1 TNS12 to Janitor

Reclassify one (1) Inmate Worker Coordinator 1 TNS12 to Chief of Janitorial Services TS18

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

12. **ACCEPTANCE OF UTILITY EASEMENT RN-109-01 FROM JOHN A. WHITE, SR. IRREVOCABLE TRUST AGREEMENT NO. 3; ROADWAY EASEMENT RN-110-01 FROM STAR LIVING TRUST; DRAINAGE EASEMENT RN-111-01 FROM LAS VEGAS COGENERATION LIMITED PARTNERSHIP; ROADWAY EASEMENT RN-112-01 FROM SANTA RE II LIMITED PARTNERSHIP; ROADWAY EASEMENTS RN-113-01 FROM RICHARD R. ZACHAU LLC; UTILITY EASEMENT RN-114-01 FROM G AND B INVESTMENT COMPANY; INGRESS AND EGRESS EASEMENTS RN-115-01 FROM DPC DEVELOPMENT, LLC; DRAINAGE EASEMENT RN-116-01 FROM FRED ALLEN III AND DIAN ALLEN REVOCABLE FAMILY TRUST; ROADWAY EASEMENT RN-117-01 FROM LAS VEGAS GAMING INVEST LLC; ROADWAY EASEMENT RN-118-01 FROM**

**WYKOFF NEWBERG CORP/INTERNATIONAL SMELTING CO.; INGRESS/EGRESS EASEMENT RN-119-01 FROM CHURCH OF CHRIST; ROADWAY EASEMENT RN-120-01 FROM CHURCH OF CHRIST; DRAINAGE EASEMENT RN-121-01 FROM CHURCH OF CHRIST; UTILITY EASEMENT RN-122-01 FROM LOSEE LLC; ROADWAY EASEMENTS RN-123-01 FROM MENDENHALL-MILLENIUM, LLC; GRANT DEED-DEED OF DEDICATION RN-124-01 FROM MENDENHALL-MILLENIUM, LLC; INGRESS/EGRESS EASEMENT RN-125-01 FROM ADERE, LLC.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

**13. APPROVAL TO PURCHASE FOUR (4) MOTORCYCLES FOR THE POLICE DEPARTMENT FROM SIERRA BMW MOTORCYCLES IN THE AMOUNT OF \$75,536 UTILIZING NEVADA STATE BID NO. 6400.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

**14. APPROVAL TO PURCHASE AUTOMATIC DOOR LOCKING DEVICES AND MONITORING SERVICES FROM ADT SECURITY SYSTEMS, INC., IN THE AMOUNT OF \$29,800 (USING A COMPETITIVE BIDDING EXCEPTION), FOR USE IN RESTROOMS IN CITY PARKS.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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



Buck and Eliason  
NAYS: None  
ABSTAIN: None

**15. APPROVAL OF AN AGREEMENT WITH PATTON BOGGS, LLP, IN THE AMOUNT OF \$10,000 PER MONTH PLUS PRE-AUTHORIZED EXPENSES, TO REPRESENT THE CITY IN WASHINGTON, D.C. FOR THE PERIOD JANUARY 1, 2002 THROUGH DECEMBER 31, 2002. (CNLV Contract No. C-5051)**

ACTION: APPROVED

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

**16. APPROVAL OF A MUTUAL AID IN FIRE PROTECTION AND HAZARDOUS MATERIAL INCIDENT RESPONSES WITH THE DEPARTMENT OF THE AIR FORCE, NELLIS AIR FORCE BASE FIRE DEPARTMENT, FOR THE DISPATCH OF EQUIPMENT AND PERSONNEL IN THE PROTECTION OF LIFE AND PROPERTY FROM FIRE, HAZARDOUS MATERIAL INCIDENTS AND FIRE FIGHTING. (CNLV Contract No. C-4446)**

ACTION: APPROVED

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

**17. APPROVAL OF A SETTLEMENT OF A LAWSUIT FILED BY JOHN MEYER IN THE AMOUNT OF \$50,000 FOR AN ACCIDENT THAT OCCURRED ON JUNE 14, 2000.**

ACTION: APPROVED

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

**18. APPROVAL OF THE SETTLEMENT OF A STATE COURT LAWSUIT BY AUTHORIZING PAYMENTS TO CLAIMANTS ROBERT AKER (\$75,000), ROBERT KRYSZCZUK (\$15,000), AND MICHAEL BLACKWELL (\$5,000).**

ACTION: APPROVED

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

**19. AMP-26-01 (ANN & WILLIS); AN APPLICATION SUBMITTED BY TIBERTI-BLOOD ON BEHALF OF SHEARING FAMILY TRUST, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL (2 - 4.5 DU/ACRE) TO MEDIUM DENSITY RESIDENTIAL (4.5 10 DU/ACRE), ON THE NORTHWEST CORNER OF ANN ROAD AND WILLIS STREET. (SET PUBLIC HEARING FOR JANUARY 2, 2002)**

ACTION: PUBLIC HEARING SET FOR JANUARY 2, 2002.

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

**20. AMP-27-01 (CENTENNIAL MARKETPLACE); AN APPLICATION SUBMITTED BY MARK LEFKOWITZ ON BEHALF OF LOSEE CENTER B LLC, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN FROM LOW DENSITY RESIDENTIAL (2 - 4.5 DU/ACRE) TO COMMUNITY COMMERCIAL, LOCATED ON THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND LOSEE ROAD. (SET PUBLIC HEARING FOR JANUARY 2, 2002)**

ACTION: PUBLIC HEARING SET FOR JANUARY 2, 2002.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

**21. VAC-14-01 (CANYON II); AN APPLICATION SUBMITTED BY CENTEX HOMES ON BEHALF OF AUBREY AND JOANNA A. GOLDBERG, PROPERTY OWNERS, TO VACATE A PORTION OF REISS LANE BETWEEN LAWRENCE STREET AND HAROLD LANE. (SET PUBLIC HEARING FOR JANUARY 2, 2002)**

ACTION: PUBLIC HEARING SET FOR JANUARY 2, 2002.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

**22. VAC-15-01 (MADERA), AN APPLICATION SUBMITTED BY RICHMOND AMERICAN HOMES, PROPERTY OWNER, TO VACATE A PORTION OF A UTILITY EASEMENT LOCATED IN THE VACATED HAMMER LANE RIGHT-OF-WAY COMMENCING APPROXIMATELY 1,320 FEET WEST OF CAMINO AL NORTE AND EXTENDING WEST APPROXIMATELY 307 FEET. (SET PUBLIC HEARING FOR JANUARY 2, 2002)**

ACTION: PUBLIC HEARING SET FOR JANUARY 2, 2002.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

**BUSINESS**

**23. ACCEPT THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR 2001.**

Finance Director Vytas Vaitkus stated the City's financial statement had been audited by the firm Piercy, Bowler, Taylor & Kern.

**Richard Bowler, Piercy, Bowler, Taylor & Kern, 6100 Elton Avenue, Suite 1000, Las Vegas**, stated the audit was completed and the City was given an unqualified opinion on the financial statement. He stated he was required by statute to read recommendations and comments into the official record of the City. Mr. Bowler stated with regard to federal grant awards, it was their recommendation the City of North Las Vegas Police Department's supervisory personnel properly instruct personnel as to the appropriate reporting requirements, and report review procedures be implemented. The second recommendation was the City of North Las Vegas Police Department create and implement formal written policies and procedures for authorization of grant expenditures, review of grant reports and compliance with grant requirements, sufficient to give reasonable assurance of the completeness and accuracy of all grant related transactions and reports.

Finance Director Vaitkus stated management agreed with the recommendations and they would be implemented. Mr. Vaitkus had met with staff from the Police Department and reviewed the recommendations and was confident that next year's audit would not contain the same recommendation.

ACTION: COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR 2001 ACCEPTED; AND RECOMMENDATIONS CONTAINED THEREIN TO BE IMPLEMENTED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**24. RESOLUTION NO. 2215; A RESOLUTION CONCERNING CITY OF NORTH LAS VEGAS; NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON THE ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL. (TABLED**

**NOVEMBER 21, 2001) (ASSOCIATED ITEM NO. 25; ORDINANCE NO. 1564)**

Resolution No. 2215 as introduced by the City Manager:

A RESOLUTION CONCERNING CITY OF NORTH LAS VEGAS; NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON THE ASSESSMENT ROLL; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL.

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: Councilman Eliason

ABSTAIN: None

25. **FINAL ACTION - ORDINANCE NO. 1564; AN ORDINANCE CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); ASSESSING THE COST OF STREET IMPROVEMENTS AGAINST THE ASSESSABLE TRACTS OF LAND BENEFITTED BY THE IMPROVEMENTS; DESCRIBING THE MANNER OF THE COLLECTION AND PAYMENT OF THE ASSESSMENTS; AND OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF. (ASSOCIATED ITEM NO. 24; RESOLUTION NO. 2215)**

Ordinance No. 1564 as introduced by the City Manager:

AN ORDINANCE CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD); ASSESSING THE COST OF STREET IMPROVEMENTS AGAINST THE ASSESSABLE TRACTS OF LAND BENEFITTED BY THE IMPROVEMENTS; DESCRIBING THE MANNER OF THE COLLECTION AND PAYMENT OF THE ASSESSMENTS; AND 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: Councilman Eliason

ABSTAIN: None

City Attorney Sean McGowan pointed out there were amendments to the ordinance.

ACTION: RECONSIDER MOTION

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

Public Works Director Jim Bell stated the total amount of the assessment district project had been amended to read \$14,959,689.39. The assessments upon benefitted lots totaled \$2,569,468.08.

ACTION: PASSED AND ADOPTED AS AMENDED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: Councilman Eliason

ABSTAIN: None

26. **RESOLUTION NO. 2216; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA AUTHORIZING FILING OF A GRANT APPLICATION TO THE NEVADA DIVISION OF FORESTRY URBAN AND COMMUNITY FORESTRY GRANT PROGRAM TO PLANT AND REPLACE TREES AROUND THE SPORTS FIELDS AT THE LEE ANTONELLO ELEMENTARY SCHOOL AND THE CHEYENNE SPORTS COMPLEX.**

Resolution No. 2216 as introduced by the City Manager:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA AUTHORIZING FILING OF A GRANT APPLICATION TO THE NEVADA DIVISION OF FORESTRY URBAN AND COMMUNITY FORESTRY GRANT PROGRAM TO PLANT AND REPLACE TREES AROUND THE SPORTS FIELDS AT THE LEE ANTONELLO ELEMENTARY SCHOOL AND THE CHEYENNE SPORTS COMPLEX.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

27. **RESOLUTION NO. 2217; A RESOLUTION CONCERNING THE FINANCING OF A BUILDING PROJECT; SETTING FORTH THE INTENT OF THE CITY TO REIMBURSE OUT OF BOND PROCEEDS THE COST OF CERTAIN BUILDING PROJECTS AUTHORIZING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO INCUR A GENERAL OBLIGATION; AND PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH.**

Resolution No. 2217 as introduced by the City Manager:

A RESOLUTION CONCERNING THE FINANCING OF A BUILDING PROJECT; SETTING FORTH THE INTENT OF THE CITY TO REIMBURSE OUT OF BOND PROCEEDS THE COST OF CERTAIN BUILDING PROJECTS AUTHORIZING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO INCUR A GENERAL OBLIGATION; AND PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH.

**Mike Winne, 3005 Emmons, North Las Vegas**, questioned if the land in question was the land donated by the Becker family for a library. Mayor Montandon stated it was the same site

but before it could be considered as a site for a police substation more discussion was necessary regarding trading the land with the Library District for another library site. Mr. Winne stated he did not wish to give up the library at that location. He felt a satellite library was not adequate for that area and he suggested a police substation would be more appropriate in a commercial area.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**28. RESOLUTION NO.2218; ARESOLUTION PERTAINING TO THE ISSUANCE OF BONDS FOR THE PURPOSE OF REFINANCING CERTAIN OUTSTANDING BONDS OF THE CITY; AUTHORIZING THE FINANCE DIRECTOR OF THE CITY TO ARRANGE FOR THE SALE OF BONDS; AND PROVIDING OTHER MATTERS PERTAINING THERETO.**

Resolution No. 2218 as introduced by the City Manager:

A RESOLUTION PERTAINING TO THE ISSUANCE OF BONDS FOR THE PURPOSE OF REFINANCING CERTAIN OUTSTANDING BONDS OF THE CITY; AUTHORIZING THE FINANCE DIRECTOR OF THE CITY TO ARRANGE FOR THE SALE OF BONDS; AND PROVIDING OTHER MATTERS PERTAINING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**ORDINANCES**

**INTRODUCTION ONLY**



29. **ORDINANCE NO. 1570; 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 SOUTHEAST CORNER OF LONE MOUNTAIN ROAD AND COMMERCE STREET (ZN-44-01, LONE MOUNTAIN/COMMERCE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 19, 2001)**

Ordinance No. 1570 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 A CERTAIN PROPERTY THEREIN FROM R-E TO R-1 FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LONE MOUNTAIN ROAD AND COMMERCE STREET (ZN-44-01, LONE MOUNTAIN/COMMERCE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 19, 2001.

30. **ORDINANCE NO. 1572; AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD) LOCAL IMPROVEMENT BONDS, SERIES 2002; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO. (SET FINAL ACTION FOR DECEMBER 19, 2001)**

Ordinance No. 1572 as introduced by the City Manager:

AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, SPECIAL ASSESSMENT DISTRICT NO. 58 (CRAIG ROAD) LOCAL IMPROVEMENT BONDS, SERIES 2002; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR DECEMBER 19, 2001.

**ORDINANCES**

**FINAL ACTION**

31. **ORDINANCE NO. 1562; 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 C-P FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LA MANEDA AVENUE AND SIMMONS STREET (ZN-31-00, SIMMONS PROFESSIONAL PLAZA) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1562 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 A CERTAIN PROPERTY THEREIN FROM R-E TO C-P FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LA MANEDA AVENUE AND SIMMONS STREET (ZN-31-00, SIMMONS PROFESSIONAL PLAZA) AND PROVIDING FOR 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, Buck, and Eliason

NAYS: None

ABSTAIN: None

32. **ORDINANCE NO. 1563; 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 PUD FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND REVERE STREET (ZN-24-01 CENTENNIAL AND REVERE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED FROM NOVEMBER 21, 2001)**

Ordinance No. 1563 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 A CERTAIN PROPERTY THEREIN FROM R-E TO PUD FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND REVERE STREET (ZN-24-01 CENTENNIAL AND REVERE) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Acting Development Services Director Jim Stubler stated the specifics of the conditions had been negotiated with Public Works. He stated Condition No. 25 was amended to read: "The 24-foot Utility and Drainage Easement should be labeled as a 24-foot Public Utility and Drainage Easement, or as otherwise requested by the Public Works Director or designee." Condition Numbers 27 and 28 were deleted and the remaining conditions renumbered in sequence.

**Brad Burns, Centex Homes, 3600 North Rancho Drive, Las Vegas**, stated the project had been designed to be similar to an existing subdivision in North Las Vegas called Nob Hill. That project contained one unit with footage that was 1,158 square feet. It was the intent to bring that product to the location in question. He requested that, in reference to Condition No. 5, a variance be granted for the 1,158 square foot unit as 1,200 was the minimum allowed. In addition, with regard to Condition No. 17, Mr. Burns stated it was their intent to comply with the Single Family Design Guidelines except that the minimum garage requirement was to be considered for a variance. He requested a size of 18' x 19' or 19' x 20' for the garages. Mr. Burns requested clarification on Condition No. 20. He stated he was in agreement to bring the item back to the Planning Commission for review of the Final Development Plan. He did not agree that both the Planning Commission and City Council should review and approve the Final Development Plan. He felt it would be a waste of time if the Planning Commission reviewed and denied the application. He requested the wording regarding Planning Commission approval be deleted. Mr. Burns requested Condition No. 26 be amended to read an easement as opposed to a right-of-way.

**Dean Rasmussen, 3068 Sunset Road, Las Vegas**, stated the applicant desired the flexibility to provide a right-of-way or public drainage easement as deemed appropriate by the City Engineer. He pointed out the developer was paying additional money to place the flood control facility underground. He felt it would be appropriate to landscape over the top and that could only be accomplished with an easement. Public Works Director Jim Bell stated he tentatively agreed but wanted to review the conditions of the easement to ensure it covered the facility adequately. Mayor Montandon questioned if the phrasing said, "an easement as suitable for Public Works" would be sufficient. Director Bell clarified it should read "as directed by the Director of Public Works." Mr. Burns concurred.

Mr. Burns requested approval of the ordinance with the proposed changes. He stated Council was aware of the product he intended to build. The home buyers, through the Conditions, Covenants and Restrictions, were required to park in garages or private courtyard areas. He added there were an additional sixty parking spaces over and above the amount that was required.

Mayor Montandon stated Council had made some changes at the last meeting before approving the project rather than refer the item back to the Planning Commission. He stated Council was setting a precedent by stating there would be no further negotiating at the podium. Mr. Burns stated the conditions he was given to review did not pertain to the conditions in question. He stated he received the amended conditions shortly before the meeting and did not have an opportunity to review them.

Councilman Buck questioned whether variances were required to go to the Planning Commission. Acting Development Services Director Jim Stubler said they would have to be reviewed by the Planning Commission. He added the PUD application process required applicants to list exceptions to ordinances. Mr. Burns did not mention the requested exceptions. Mr. Stubler stated had those exceptions been submitted, they would have been brought to the Planning Commission's attention for consideration. He further pointed out it was the applicant's obligation to bring changes to staff's attention. Councilman Buck clarified the variances could not be considered by Council but must be returned to the Planning Commission.

Mr. Burns stated there were time limitations and it would not be feasible to return the application to the Planning Commission.

Councilwoman Smith agreed the conditions should not be negotiated at the podium and the item should be returned to the Planning Commission. She stated, with regard to Condition No. 20, she had requested the specific language because she wanted the item to be reviewed by the Planning Commission and the City Council. She stated the condition correctly reflected her intent. Councilwoman Smith stated she would be opposed to deviating from the standard

garage and lot size.

City Attorney Sean McGowan stated Condition No. 20 was a matter of interpretation and clarified that if the item was denied at the Planning Commission, it could be appealed to the City Council.

Mr. Burns commented there was no time to apply for variances for the requested changes to the conditions. It would require a re-design of the project.

Mayor Pro Tempore Robinson questioned if the applications for variances could expedited. Acting Development Services Director Jim Stubler stated the PUD application would have to be amended requiring the three month time frame. Mayor Montandon added a PUD was a form of a development agreement, and as such, the process was long and arduous. He suggested the process of negotiating PUD developments be streamlined.

City Manager Kurt Fritsch did not recommend approval of Mr. Burns' request. Mayor Montandon stated there were specific legal processes for accomplishing Mr. Burns' goals if he chose to pursue them.

Councilwoman Smith questioned if there were differences between the PUD conditions and the ordinance requirements. Mr. Burns stated there were. Councilwoman Smith stated she was not aware of any discrepancies until the meeting. She felt it was Mr. Burns' responsibility to contact staff or Council to discuss his concerns.

City Attorney McGowan pointed out the requests for variances should have been submitted in writing to allow the Planning Commission to review the applications first.

Mr. Rasmussen stated it was his understanding the PUD was approved subject to only one condition. He interpreted the discussion to mean the conditions would apply to the Final Development Plan.

**ACTION: AMENDMENTS TO THE ORDINANCE APPROVED AS FOLLOWS:**

CONDITION NO. 25 WAS AMENDED TO READ: "THE 24-FOOT UTILITY AND DRAINAGE EASEMENT SHOULD BE LABELED AS A 24-FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, OR AS OTHERWISE REQUESTED BY THE PUBLIC WORKS DIRECTOR OR DESIGNEE."

CONDITION NUMBERS 27 AND 28 WERE DELETED AND THE REMAINING CONDITIONS RENUMBERED IN SEQUENCE.

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

ACTION: ORDINANCE PASSED AND ADOPTED AS AMENDED

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

**33. ORDINANCE NO. 1566; 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-1 TO C-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-37-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1566 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 A CERTAIN PROPERTY THEREIN FROM R-1 TO C-1 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-37-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

**Bob Gronauer, 3800 Howard Hughes Parkway**, represented the Bilbray Family Trust and Dayside, Inc. He stated there was an error in the legal description. He stated the last sentence of the legal description should read, "Said zoning parcel contains 418,603 square feet, or **9.34** acres more or less as determined by computer methods.

ACTION: AMENDMENT TO THE ORDINANCE APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

ACTION: ORDINANCE PASSED AND ADOPTED AS AMENDED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**34. ORDINANCE NO. 1567; 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-1 TO R-2 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-38-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1567 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 A CERTAIN PROPERTY THEREIN FROM R-1 TO R-2 FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LONE MOUNTAIN ROAD AND DECATUR BOULEVARD (ZN-38-00 LONE MOUNTAIN/DECATUR) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

**Bob Gronauer, 3800 Howard Hughes Parkway**, represented the Bilbray Family Trust and Dayside, Inc. He stated there was an error in the legal description. He stated the last sentence of the legal description should read, "Said zoning parcel contains 269,720 square feet, or **6.46** acres more or less as determined by computer methods.

ACTION: AMENDMENT TO THE ORDINANCE APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

ACTION: ORDINANCE PASSED AND ADOPTED AS AMENDED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**35. ORDINANCE NO. 1568; AN ORDINANCE RELATING TO SUBDIVISIONS; ADDING A NEW SECTION 16.08.85 OF TITLE 16 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO PROVIDE A DEFINITION OF A CURVILINEAR STREET, ADDING AND DELETING WORDING IN THE FIRST PARAGRAPH OF 16.20.050 TO ALLOW THE TRAFFIC ENGINEER TO REVIEW AND APPROVE ALL TRAFFIC CIRCLES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 1568 as introduced by the City Manager:

AN ORDINANCE RELATING TO SUBDIVISIONS; ADDING A NEW SECTION 16.08.85 OF TITLE 16 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO PROVIDE A DEFINITION OF A CURVILINEAR STREET, ADDING AND DELETING WORDING IN THE FIRST PARAGRAPH OF 16.20.050 TO ALLOW THE TRAFFIC ENGINEER TO REVIEW AND APPROVE ALL TRAFFIC CIRCLES AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: ORDINANCE PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason



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

### APPOINTMENT

**36. APPOINTMENT OF A MEMBER TO THE PARKS AND RECREATION ADVISORY BOARD TO EXPIRE DECEMBER 31, 2005. (TABLED NOVEMBER 21, 2001)**

36. Appointment of a member to the Parks and Recreation Advisory Board to expire December 31, 2005. **(Tabled November 21, 2001)**

ACTION: STEVEN A. BROWN APPOINTED BY COUNCILMAN BUCK.

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

### COUNCIL ITEMS

Councilwoman Smith requested a review of the Open Meeting Law and information regarding what conditions apply to Consent Agenda Items.

Councilman Buck requested more information be distributed to developers and builders regarding the Task Force review process. Development Services Director Stubler stated a procedure would be in place immediately to disseminate the information. Councilman Buck requested a document be signed indicating the applicant waived the review process. Assistant City Manager Rose stated letters would be sent to developers, the Southern Nevada Homebuilders Association and NAIOP advertising this service.

Councilman Buck requested a special meeting to review specific planning policies. City Manager Kurt Fritsch stated staff was directed to review a number of specific policies and a special meeting would be more appropriate after staff had presented its recommendations to Council.

Councilman Buck commended Director Ken Albright and the staff of the Parks and Recreation

Department for the grand opening of the Silver Mesa Recreation Center.

### **CITY COUNCIL BOARD UPDATES**

**C Las Vegas Convention & Visitors Authority**

Has not meet since last Council meeting.

**C Clark County District Board of Health**

Has not meet since last Council meeting.

**C Southern Nevada Regional Planning Coalition**

Councilman Buck reported the City of North Las Vegas would be the host City for the Coalition in 2002. City Manager Fritsch stated Councilman Buck was the Chairman of the RPC and he was the Chairman of the Technical Committee.

**C Clark County Regional Transportation Commission**

Has not meet since last Council meeting.

**C Clark County Regional Flood Control District**

Has not meet since last Council meeting.

**C North Las Vegas Housing Authority**

Has not meet since last Council meeting.

**C Southern Nevada Water Authority**

Has not meet since last Council meeting.

**C Colorado River Commission**

Has not meet since last Council meeting.

### **C Nevada Development Authority**

Mayor Pro Tempore Robinson reported the NDA discussed collecting outstanding dues. They also discussed community and economic development and it was agreed from the State level down, including the private sector, the process of attracting businesses to the area would be streamlined to avoid duplication of efforts. He stated soon all economic development efforts would be working in harmony with each other.

### **C Debt Management Commission**

Has not meet since last Council meeting.

## **CITY MANAGER'S REPORT**

City Manager Fritsch stated a tentative special meeting had been set for December 17<sup>th</sup> to discuss the library site and proposed police substation at Alexander Road and Martin Luther King Boulevard.

## **PUBLIC FORUM**

Senator Joe Neal stated he was billed for a garbage tote that he did not agree to rent. He suggested Council review this practice as it was not a part of the franchise agreement.

Mike Thomas spoke regarding alleged Open Meeting Law violations and the approval of the consent agenda with no public comment.

Mike Winne thanked Council for the new recreation center. He then spoke of alleged Open Meeting Law violations with regard to Consent Agenda items.

Bob Borgersen spoke regarding public forum speakers and time limits. He requested underground power lines on Craig Road.

Leroy Pasbrig requested an update on the water leak at Tonopah and Las Vegas Boulevard North. Public Works Director Jim Bell explained it was a ground water problem. Mr. Pasbrig then requested Code Enforcement investigate recurring yard sales.

John Armstrong stated he had desired to speak on Consent Agenda Items and questioned why Council approved a settlement before the conclusion of arbitration with regard to Item No. 18.

**ADJOURNMENT**

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

**MOTION:** Councilman Buck

**SECOND:** Mayor Pro Tempore Robinson

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

**NAYS:** None

**ABSTAIN:** None

**APPROVED: December 19, 2001**

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

Attest:

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