

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

September 18, 2002

CITY COUNCIL MEETING

CALL TO ORDER

6:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

ROLL CALL

COUNCIL PRESENT

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

Excused:

Mayor Pro Tempore William E. Robinson

STAFF PRESENT

City Manager Kurt Fritsch	Deputy Fire Chief Jim Stubler
Assistant City Manager Gregory Rose	Parks & Recreation Director Ken Albright
Assistant City Manager Dan Tarwater	Human Resources Director Vince Zamora
City Attorney Sean McGowan	Police Chief Mark Paresi
City Clerk Eileen Sevigny	Detention Services Director Ken Ellingson
Acting Development Services Director Steve Baxter	Public Works Director Jim Bell
Finance Director Phil Stoeckinger	Assistant to the City Manager Brenda Johnson
Community Development Director Jacque Risner	Deputy City Attorney Jim Lewis
Administrative Services Director Eric Dabney	Assistant City Clerk Karen L. Storms

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Eileen M. Sevigny, CMC
City Clerk

INVOCATION

Aleda Nelson
Baha'i Faith

PLEDGE OF ALLEGIANCE

Kevin Thile
Boy Scout Troop 197

PRESENTATIONS

- ***Presentation by Nevada Youth Alliance to various staff and employees recognizing their work and assistance with the City of North Las Vegas Annual Back to School Fair held August 24, 2002 at Community College of Southern Nevada.***

ACTION: PRESENTATIONS MADE

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF SEPTEMBER 18, 2002.

ACTION: APPROVED AS AMENDED; ITEM NOS. 3 & 4 CONTINUED TO FEBRUARY 19, 2003; ITEM NO. 5 CONTINUED TO OCTOBER 2, 2002; ITEM NOS. 6 & 7 CONTINUED TO OCTOBER 16, 2002; ITEM NO. 20 TABLED TO OCTOBER 2, 2002

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

CONSENT AGENDA

14. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF AUGUST 7, 2002.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

15. APPROVAL OF SPECIAL JOINT CITY COUNCIL AND PLANNING COMMISSION MEETING MINUTES OF AUGUST 20, 2002.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

16. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF AUGUST 21, 2002.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

17. APPROVAL OF PRIVILEGED LICENSE (Exhibit A):

BUSINESS NAME

LICENSE TYPE

ACTIVITY

LIQUOR - CHANGE TYPE

- | | |
|--|--|
| 1. G. SHUMIE & F. TEDLA, PTNRS. LIQUOR | PACKAGED LIQUOR |
| DBA: QUICK CHECK MART | <u>FORMERLY: BEER & WINE OFF SALE ONLY</u> |
| 404 W CAREY AVE | |
| NORTH LAS VEGAS, NEVADA | <u>POLICE INVESTIGATION UP-DATE COMPLETED</u> |

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

18. APPROVAL OF INTERGOVERNMENTAL AGREEMENT (IGA) 48-00-0154 MODIFICATION ACTION WITH THE U.S. DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE TO INCREASE THE FIXED PER DIEM FROM \$62 TO \$72 PER INMATE EFFECTIVE OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003. (CNLV Contract No. C-3786)

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

19. APPROVAL OF ANNUAL INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS, THE CITY OF LAS VEGAS AND CLARK COUNTY PROVIDING HOME INVESTMENT PARTNERSHIP ACT (HOME) AND/OR LOW INCOME HOUSING TRUST FUND (LIHTF) PROGRAM FUNDS FOR PARTICIPATION IN THE HOME CONSORTIUM FOR THE PROGRAM YEAR 2002. (CNLV Contract No. C-5189)

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

20. APPROVAL OF CONDEMNATION OF REAL PROPERTY NEEDED FOR THE CLAYTON STREET WIDENING PROJECT, LONE MOUNTAIN ROAD TO CRAIG ROAD, AND AUTHORIZATION TO THE CITY ATTORNEY TO INITIATE A FORMAL COMPLAINT IN CLARK COUNTY DISTRICT COURT TO CONDEMN A PORTION (58,787 SQUARE FEET) OF THE PROPERTY OWNED BY MARILYN ROBINSON AND MARY KAY ROBINSON LIVING TRUST, APN 139-04-101-001.

ACTION: TABLED TO OCTOBER 2, 2002

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

21. **AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH POGGEMEYER DESIGN GROUP, INC. FOR THE CRAIG ROAD IMPROVEMENT PROJECT, PHASE II FOR A FEE INCREASE IN AN AMOUNT NOT TO EXCEED \$48,499 FOR ADDITIONAL ENGINEERING AND DESIGN SERVICES WITH A FIVE WEEK EXTENSION ADDED TO THE FINAL DESIGN PHASE. (CNLV Contract No. C-5047)**

ACTION: APPROVED

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

22. **APPROVAL OF SECOND SUPPLEMENTAL INTERLOCAL CONTRACT WITH CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT FOR THE GOWAN OUTFALL PROJECT, CRAIG ROAD TO CHANNEL TO EXTEND THE TIME FOR COMPLETION OF PUNCH LIST ITEMS AND FINAL PAYMENTS TO DECEMBER 31, 2002. (CNLV Contract No. C-4874)**

ACTION: APPROVED

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

23. **APPROVAL OF FIRST SUPPLEMENTAL INTERLOCAL CONTRACT WITH CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT FOR THE "A" CHANNEL - CRAIG CONFLUENCE PROJECT (TRIBUTARY TO THE WESTERN TRIBUTARY AT CRAIG ROAD) TO EXTEND THE TIME OF THE BID AWARD DATE TO NO LATER THAN DECEMBER 31, 2002. (CNLV Contract No. C-5092)**

ACTION: APPROVED

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

24. APPROVAL TO ACCEPT DEED OF DEDICATION RN-28-02, HEATHER DARLENE DIAZ; UTILITY EASEMENT RN-29-02, CHEYENNE MARKETPLACE LLC; DEED OF DEDICATION RN-30-02, VEGAS INDUSTRIAL DEVELOPMENT LLC; ROADWAY EASEMENT RN-31-02, GERALD AND NANCY ERWIN/HEIDI BOILINI; ROADWAY EASEMENTS RN-32-02, LOSEE LLC; UTILITY AND SIDEWALK EASEMENTS RN-33-02, CRAIG RANCH GOLF COURSE LLC; AND ROADWAY EASEMENTS RN-34-02, SCHOOL BOARD OF TRUSTEES.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

25. APPEAL, SUBMITTED BY JIM THOMPSON, ON BEHALF OF LAACO LTD., PROPERTY OWNER, OF THE DECISION OF THE PLANNING COMMISSION TO DENY UN-72-00 (STORAGE WEST), AN APPLICATION SUBMITTED BY THOMPSON NEON SIGN CO., ON BEHALF OF LAACO LTD., PROPERTY OWNER, FOR A REVIEW OF A PREVIOUSLY APPROVED CONDITION OF A USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW FOR INCREASED SIGN HEIGHT AND SQUARE FOOTAGE ON PROPERTY LOCATED AT 2480 WEST CRAIG ROAD. (SET PUBLIC HEARING FOR OCTOBER 2, 2002)

ACTION: PUBLIC HEARING SET FOR OCTOBER 2, 2002

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

26. APPEAL, SUBMITTED BY TANEY ENGINEERING, ON BEHALF OF WILLIAM LYON HOMES, PROPERTY OWNER, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-99-02 (CENTENNIAL/BRUCE WEST 40) AN APPLICATION SUBMITTED BY TANEY ENGINEERING ON BEHALF OF WILLIAM LYON HOMES, PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-2 TWO-FAMILY RESIDENTIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF 364 SINGLE

FAMILY HOMES ON PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND BRUCE STREET. (SET PUBLIC HEARING FOR OCTOBER 2, 2002)

ACTION: PUBLIC HEARING SET FOR OCTOBER 2, 2002

MOTION: Councilman Eliason

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

BUSINESS

27. APPROVAL OF SETTLEMENT OF THE CITY'S LAWSUIT AGAINST PARDEE CONSTRUCTION COMPANY OF NEVADA IN THE AMOUNT OF \$3,186,021 FOR REIMBURSEMENT OF SOUTHERN NEVADA WATER AUTHORITY WATER SERVICE CONNECTION CHARGES FOR PARDEE'S ELDORADO MASTER PLANNED COMMUNITY.

ACTION: APPROVED

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

28. APPROVAL OF SETTLEMENT OF LITIGATION BETWEEN THE CITY AND WORLD PREMIER INVESTMENTS REGARDING A STREET DEDICATION FOR WIDENING CRAIG ROAD BY AUTHORIZING THE PAYMENT OF \$37,500 TO WORLD PREMIER INVESTMENTS.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

29. APPROVAL OF REVOCABLE RIGHTS-OF-WAY LICENSE AGREEMENT WITH

LEVEL 3 COMMUNICATIONS, LLC IN THE AMOUNT OF \$18,180 ANNUALLY, FOR THE NON-EXCLUSIVE RIGHT AND PRIVILEGE TO CONSTRUCT, MAINTAIN AND/OR OPERATE FACILITIES WITHIN THE BOUNDARIES OF THE CITY FOR THE PURPOSE OF PROVIDING NON-SUBSCRIPTION PUBLIC UTILITY SERVICES THROUGH APRIL 20, 2009. (CNLV Contract No. C-5188)

ACTION: APPROVED

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

30. DECLARATION OF BREACH OF CONTRACT BY ANN ALLEN LLC OF THAT CERTAIN DEVELOPMENT AGREEMENT BETWEEN ANN ALLEN LLC AND THE CITY OF NORTH LAS VEGAS DATED AUGUST 2, 2000. (CNLV Contract No. C-4746)

City Manager Kurt Fritsch asked for the item to be tabled because some progress had been made by Ann Allen LLC but all work had not been completed.

ACTION: TABLED TO OCTOBER 2, 2002

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

ORDINANCES

INTRODUCTION ONLY

31. ORDINANCE NO. 1713; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS REPEALING ORDINANCE NUMBER 1429 WHICH APPROVED A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ANN ALLEN, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; CANCELLATION OF THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ANN ALLEN LLC PURSUANT TO THE TERMS OF SUCH AGREEMENT AND NRS § 278.0205. (SET FINAL ACTION FOR OCTOBER 2, 2002)

Ordinance No. 1713 as introduced by the City Manager:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS

REPEALING ORDINANCE NUMBER 1429 WHICH APPROVED A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ANN ALLEN, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; CANCELLATION OF THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND ANN ALLEN LLC PURSUANT TO THE TERMS OF SUCH AGREEMENT AND NRS § 278.0205.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

32. **ORDINANCE NO. 1702; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE 751 AND SECTIONS 15.68.050, 15.68.060, 15.68.070 AND 15.68.090 OF CHAPTER 15.68, ENTITLED "RECREATIONAL VEHICLE PARKS AND SUBDIVISIONS," OF TITLE 15 OF THE NORTH LAS VEGAS MUNICIPAL CODE, TO CORRECT AND CLARIFY THE CHAPTER; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002)**

Ordinance No. 1702 as introduced by the City Manager:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE 751 AND SECTIONS 15.68.050, 15.68.060, 15.68.070 AND 15.68.090 OF CHAPTER 15.68, ENTITLED "RECREATIONAL VEHICLE PARKS AND SUBDIVISIONS," OF TITLE 15 OF THE NORTH LAS VEGAS MUNICIPAL CODE, TO CORRECT AND CLARIFY THE CHAPTER; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

33. **ORDINANCE NO. 1706; 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 5.0± ACRES THEREIN FROM R-E TO PUD (ZN-44-02, NORTH 5TH MARKETPLACE), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND NORTH 5TH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002)**

Ordinance No. 1706 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 5.0± ACRES THEREIN FROM R-E TO PUD (ZN-44-02, NORTH 5TH MARKETPLACE), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND NORTH 5TH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

34. **ORDINANCE NO. 1707; AN ORDINANCE TO AMEND THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO INSERT CHAPTER 8.36 DECLARING ABANDONED SHOPPING CARTS A NUISANCE, AND REGULATING THE USE, POSSESSION, REMOVAL AND RETRIEVAL OF SHOPPING CARTS, AND DECLARING THE PENALTIES FOR VIOLATION OF SAID REGULATIONS, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002)**

Ordinance No. 1707 as introduced by the City Manager:

AN ORDINANCE TO AMEND THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO INSERT CHAPTER 8.36 DECLARING ABANDONED SHOPPING CARTS A NUISANCE, AND REGULATING THE USE, POSSESSION, REMOVAL AND RETRIEVAL OF SHOPPING CARTS, AND DECLARING THE PENALTIES FOR VIOLATION OF SAID REGULATIONS, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

35. **ORDINANCE NO. 1708; AN ORDINANCE RELATING TO ZONING, (ZOA-09-02); AMENDING SECTION 17.20.140, PARAGRAPH C AND SECTION 17.12.020, OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ADD INDOOR RECREATIONAL USES OR INDOOR ATHLETIC TRAINING FACILITIES TO THE LIST OF SPECIAL USES IN THE M-2 GENERAL**

INDUSTRIAL DISTRICT AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002)

Ordinance No. 1708 as introduced by the City Manager:

AN ORDINANCE RELATING TO ZONING, (ZOA-09-02); AMENDING SECTION 17.20.140, PARAGRAPH C AND SECTION 17.12.020, OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ADD INDOOR RECREATIONAL USES OR INDOOR ATHLETIC TRAINING FACILITIES TO THE LIST OF SPECIAL USES IN THE M-2 GENERAL INDUSTRIAL DISTRICT AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

36. **ORDINANCE NO. 1709; 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 20± ACRES THEREIN FROM MPC TO PSP-MPC, GENERALLY LOCATED AT THE NORTHEAST CORNER OF SIMMONS STREET AND DEER SPRINGS WAY (ZN-102-02, NORTH VALLEY P 67 PUBLIC PARK) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002)**

Ordinance No. 1709 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 20± ACRES THEREIN FROM MPC TO PSP-MPC, GENERALLY LOCATED AT THE NORTHEAST CORNER OF SIMMONS STREET AND DEER SPRINGS WAY (ZN-102-02, NORTH VALLEY P 67 PUBLIC PARK) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

37. **ORDINANCE NO. 1710; 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 APPROXIMATELY 10 ACRES GENERALLY LOCATED AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND MCCARRAN STREET (ZN-92-02, CENTENNIAL/MCCARRAN) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 2, 2002) (ASSOCIATED ITEM NO. 9, AMP-48-02)

Ordinance No. 1710 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 APPROXIMATELY 10 ACRES GENERALLY LOCATED AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND MCCARRAN STREET (ZN-92-02, CENTENNIAL/MCCARRAN) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 2, 2002

ORDINANCES

FINAL ACTION

38. **ORDINANCE NO. 1609; AN ORDINANCE RELATING TO ZONING; AMENDING SECTION 17.12.020 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ADD DEFINITIONS OF SIGNS, AMEND 17.24.110(C)(2) PROHIBITING POLE SIGNS AND AMEND 17.24.110(E) FREESTANDING SIGNS AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (CONTINUED MARCH 20, MAY 15, AND JULY 17, 2002)**

Ordinance No. 1609 as introduced by the City Manager:

AN ORDINANCE RELATING TO ZONING; AMENDING SECTION 17.12.020 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ADD DEFINITIONS OF SIGNS, AMEND 17.24.110(C)(2) PROHIBITING POLE SIGNS AND AMEND 17.24.110(E) FREESTANDING SIGNS AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

City Manager Kurt Fritsch asked that the item be denied. Staff would bring back a revised ordinance at a later date.

ACTION: DENIED

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

39. **ORDINANCE NO. 1704 (ANNEXATION NO. 118); 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. (CENTENNIAL AND SHATZ)**

Ordinance No. 1704 as introduced by the City Manager:

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. (CENTENNIAL AND SHATZ)

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

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

40. ORDINANCE NO. 1705; 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 APPROXIMATELY 20.30± ACRES GENERALLY LOCATED APPROXIMATELY 500 FEET NORTH OF ANN ROAD AND EAST OF REVERE STREET (ZN-98-02, SANTA ROSA) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1705 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 APPROXIMATELY 20.30± ACRES GENERALLY LOCATED APPROXIMATELY 500 FEET NORTH OF ANN ROAD AND EAST OF REVERE STREET (ZN-98-02, SANTA ROSA) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

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

CITY MANAGER'S REPORT

Assistant to the City Manager Brenda Johnson gave a brief overview of the City wide special event to be named 'Tastes and Tunes.' The event was planned for May 17, 2003 from 10:00a.m. to 8 p.m. and would include arts, crafts, entertainment and a car show.

COUNCIL ITEMS

Councilman Eliason questioned if Council should review home sizes to raise the minimum to 1,500 square feet. Mayor Montandon requested Staff provide for discussion on government levels of affordable housing as well as cost and size.

Councilman Buck requested a discussion of other options besides homeowner's associations and those who were having problems with existing associations.

Mayor Montandon requested a feasibility study of landscape maintenance associations.

The Mayor recessed the meeting at 6:25 p.m.

The meeting reconvened at 6:31 p.m.

PUBLIC HEARINGS - 6:30 P.M.

2. **AMP-28-02 (THE GALLERIA AT EL CAMPO GRANDE); AN APPLICATION SUBMITTED BY GLK HOLDINGS III DECATUR LLC, UNLIMITED HOLDINGS, INC., ST. JOHN RICHARD M. & SHARON, DS DECATUR & HUALAPAI LLC, AND TROPICAL MATEO LLC, PROPERTY OWNERS, TO AMEND THE MASTER PLAN OF STREETS AND HIGHWAYS TO INCREASE THE RIGHT-OF-WAY FOR PORTIONS OF DECATUR BOULEVARD, TROPICAL PARKWAY (CENTENNIAL PARKWAY) AND EL CAMPO GRANDE AVENUE. (CONTINUED FROM JUNE 19 AND JULY 17, 2002)**

ACTION: WITHDRAWN AT THE REQUEST OF THE APPLICANT

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

3. **APPEAL, SUBMITTED BY SPECIALTY HOLDINGS ON BEHALF OF GEORGE**

AND LORENE YOUNGHANS, PROPERTY OWNERS, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-35-02 (ANN ROAD AND COMMERCE STREET), AN APPLICATION TO CHANGE THE COMPREHENSIVE PLAN LAND USE DESIGNATION OF LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF COMMERCE STREET AND ANN ROAD. (CONTINUED FROM AUGUST 7, AUGUST 21, AND SEPTEMBER 4, 2002) (ASSOCIATED ITEM NO. 4, ZN-62-02)

ACTION: CONTINUED TO FEBRUARY 19, 2003

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

4. **APPEAL, SUBMITTED BY SPECIALTY HOLDINGS ON BEHALF OF GEORGE AND LORENE YOUNGHANS, PROPERTY OWNERS, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-62-02 (ANN ROAD AND COMMERCE STREET), AN APPLICATION TO CHANGE THE ZONING FROM A RANCH ESTATES DISTRICT (RE) TO A PLANNED UNIT DEVELOPMENT (PUD) FOR C-2 DEVELOPMENT FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF COMMERCE STREET AND ANN ROAD. (CONTINUED FROM AUGUST 7, AUGUST 21, AND SEPTEMBER 4, 2002) (ASSOCIATED ITEM NO. 3, AMP-35-02)**

ACTION: CONTINUED TO FEBRUARY 19, 2003

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

5. **APPEAL, SUBMITTED BY DONALD DENMAN, PROPERTY OWNER, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE UN-26-02 (DONALD DENMAN, TRACKED VEHICLE STORAGE) AND REQUESTING A**

WAIVER FROM THE REQUIREMENTS TO PROVIDE 20 FEET OF LANDSCAPING NEXT TO I-15 AND PROVIDING ADDITIONAL DRIVE AISLES. (CONTINUED FROM AUGUST 7, AUGUST 21, AND SEPTEMBER 4, 2002)

Councilwoman Smith felt the item should not be allowed any subsequent continuances.

ACTION: CONTINUED TO OCTOBER 2, 2002

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

6. **AMP-45-02 (CENTENNIAL/COMMERCE SHOPPING CENTER); AN APPLICATION SUBMITTED BY JSA INC. ON BEHALF OF CENTURY II LLC, PROPERTY OWNERS, TO AMEND THE COMPREHENSIVE PLAN FROM MEDIUM DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL, FOR 20.0± ACRES GENERALLY LOCATED ON THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND COMMERCE STREET. (CONTINUED AUGUST 21, 2002) (ASSOCIATED ITEM NO. 7, ORDINANCE NO. 1689, ZN-86-02)**

ACTION: CONTINUED TO OCTOBER 16, 2002

MOTION: Mayor Montandon

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

7. **FINAL ACTION ORDINANCE NO. 1689; 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 20.0± ACRES THEREIN FROM R-E TO C-1 FOR PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND COMMERCE STREET (ZN-86-02, CENTENNIAL/COMMERCE SHOPPING CENTER) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED AUGUST 21, 2002) (ASSOCIATED ITEM NO. 6, AMP-45-02)**

ACTION: CONTINUED TO OCTOBER 16, 2002

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

8. VAC-19-02; AN APPLICATION SUBMITTED BY THE CITY OF NORTH LAS VEGAS TO VACATE THE SOUTHERLY 20 FEET OF SMILEY ROAD COMMENCING AT LAMB BOULEVARD AND PROCEEDING IN AN EASTERLY DIRECTION APPROXIMATELY 1,300 FEET TO NOVAK STREET.

Public Works Director Jim Bell explained the additional right-of-way was not necessary for City use.

Mr. R. Dippner, 4510 E. Smiley Road, stated this action would create a 60 foot street feeding into a 70 foot street. He felt having a smaller street feed into a larger street defeated the purpose the streets were intended for. Director Bell stated typically, 60 foot streets were used as collector roads in industrial areas. Mr. Dippner stated the road was dangerous as built. Mayor Montandon stated currently, only the north half of Smiley Road was constructed at 30 feet wide and added the area was in the proposed annexation area. He asked Director Bell if the continuation of Smiley Road east of Novak Street had been considered and at what width. Director Bell responded with the disjointed nature of the street, there was no need for a larger arterial. He added a 60 foot roadway could accommodate four travel lanes with sidewalks, curbs and gutters, or two travel lanes with emergency lanes. Both cases were fairly typical. In this case, there were higher capacity roadways in the vicinity including Lamb Boulevard and Lone Mountain Road. To the east of the area was Air Force land. Mr. Dippner stated he had no objection to Smiley Road becoming a 60 foot street.

Mr. Dippner stated he also had problems accessing water lines in the area. Director Bell stated it was a City line. He added a proper connection could be made through the City.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

9. AMP-48-02 (CENTENNIAL/MCCARRAN); AN APPLICATION SUBMITTED BY

TANEY ENGINEERING ON BEHALF OF PETERSEN 1994 TRUST, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR LOW DENSITY RESIDENTIAL TO MDR MEDIUM DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF CENTENNIAL PARKWAY AND MCCARRAN STREET. (ASSOCIATED ITEM NO. 37, ORDINANCE NO. 1710, ZN-92-02, FOR INTRODUCTION ONLY)

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Steve Baxter explained the site was north of high density residential and west of medium density residential. Staff and Planning Commission recommended approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

- 10. AMP-50-02; AN APPLICATION SUBMITTED BY CITY OF NORTH LAS VEGAS, PROPERTY OWNER, TO AMEND THE MASTER PLAN OF STREETS AND HIGHWAYS TO REALIGN ANN ROAD BETWEEN LAWRENCE STREET AND STATZ STREET BY ADDING APPROXIMATELY 290 FEET TO THE TROPICAL PARKWAY ALIGNMENT BETWEEN THE NEW ANN ROAD ALIGNMENT AND TROPICAL PARKWAY, THE REMOVAL OF APPROXIMATELY 998 FEET OF TROPICAL PARKWAY BETWEEN MCCARRAN STREET AND STATZ STREET AND THE ADDITION OF APPROXIMATELY 2,600 FEET TO THE ANN ROAD ALIGNMENT BETWEEN STATZ STREET AND PECOS ROAD.**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Steve Baxter explained the item would increase traffic flow in the area.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Montandon

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

11. APPEAL, SUBMITTED BY GEORGE GARCIA, OF THE DECISION OF THE PLANNING COMMISSION OF AN APPLICATION SUBMITTED BY INSIGHT HOLDINGS, PROPERTY OWNER, REQUESTING A WAIVER OF THE INDUSTRIAL DESIGN STANDARDS' REQUIREMENT THAT TWENTY (20) FEET OF LANDSCAPING BE PROVIDED ALONG ALL RIGHTS-OF-WAY (SPR-18-02, ALEXANDER & PECOS INDUSTRIAL CENTER) IN AN M-2 GENERAL INDUSTRIAL DISTRICT ON PROPERTY GENERALLY LOCATED SOUTH OF ALEXANDER ROAD APPROXIMATELY 316 FEET WEST OF PECOS ROAD.

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Steve Baxter explained this appeal was for an industrial park of 160 acres in size. Currently, approximately 6% to 7% was developed. That portion was developed under the previous development standards for industrial. Since that time, industrial design guidelines were in place that required twenty feet of landscaping between streets and parking lots in industrial areas. Since approximately 93% of the industrial park was undeveloped, Staff felt adhering to the new design standards would provide a very consistent appearance throughout most of the industrial park. Staff and the Planning Commission recommended denial of the request.

George Garcia, 2501 Green Valley Parkway, Suite 108, Henderson, represented the applicant and stated Insight Holdings was proposing to acquire 20 acres of the Collins Industrial Park. That twenty acres was unlike the rest of the industrial park where the infrastructure was there, the streets were in place and the land had been platted. There were also two buildings that were constructed adhering to the previous design guidelines. Mr. Garcia stated the waivers were requested on four acres of the 20 acres to be developed by Insight Holdings. He quoted the design standards in the North Las Vegas Municipal Code: "Any area of a parking lot or loading or storage area which abuts a public street shall be set back from the property line a minimum of twenty (20) feet." Mr. Garcia pointed out all streets were private. He added that although the standard was new and not in place at the time the property was developed, it would not apply because the streets were not public. He believed the use, although non-conforming, was grand fathered under the provisions of the code which allowed for non-conforming structures to be continued under the new design guidelines. Mr. Garcia stated the applicant was attempting to rescue

a piece of land that had been vacant, unutilized and deteriorating. He felt the applicant would be able to put the property to good use and would begin maintenance and restoration of the landscaping. They would also create a property owner association that would install and maintain the improvements not only on the private streets but the public streets as well. He added in many instances the landscaping requirement would be exceeded.

Mayor Montandon asked if the waiver were granted would all rights-of-way be held to that standard. Mr. Garcia stated the waiver would apply to specific lots only. Acting Director Baxter agreed there were seven lots the waiver would apply to. He added approval of this action could set a precedent for further waiver requests at a later date.

Councilman Buck questioned if the application were approved it would only apply to specific lots. Acting Director Baxter responded that was correct.

City Attorney Sean McGowan asked if the streets were restricted access and although privately owned and maintained, were they fully accessible to the public. Mr. Garcia stated the original intent was to make access restricted but currently the streets were privately maintained and in the future, the streets would most likely be public access. Acting Director Baxter responded the gates were open. Mayor Montandon added he believed the intention was to make the streets accessible to every one.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION OVERTURNED; TEN FEET OF LANDSCAPING ALLOWED ON LOTS 12, 14, 15, 16A, 16B, 17, & 18

MOTION: Mayor Montandon

SECOND: Councilman Buck

AYES: Mayor Montandon, Council Members Buck and Eliason

NAYS: Councilwoman Smith

ABSTAIN: None

12. **APPEAL, SUBMITTED BY ROBERT W. POTTER, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE RESOLUTION NO. 2037 (ZN-19-98, LAKE MEAD AIRPORT BUSINESS PARK); AN APPLICATION SUBMITTED BY AFFORDABLE CONCEPTS, INC., PROPERTY OWNER, FOR AN EXTENSION OF TIME TO RECLASSIFY PROPERTY FROM AN R-E RANCH ESTATES DISTRICT TO AN M-1 BUSINESS PARK INDUSTRIAL DISTRICT ON PROPERTY GENERALLY LOCATED ON THE NORTHWEST CORNER OF CORAN LANE AND SIMMONS STREET. (ASSOCIATED ITEM NO. 13, RESOLUTION NO. 2038,**

ZN-20-98)

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Steve Baxter explained the Planning Commission recommended approval of the resolution of intent with a condition that the applicant meet all current design guidelines. The applicant was appealing that condition. The related item, No. 13, was approved for permanent zoning but the applicant was appealing the decision and asking for an extension of time on the resolution of intent.

Robert Potter, applicant stated he had two of the four remaining resolutions of intent in the City. One year extensions of time were requested on both. He stated there were differences in conditions in resolutions of intent as opposed to permanent zoning. He stated the original resolution of intent was approved in 1998 with subsequent extensions of time granted. Mr. Potter stated with the first development on the property, the entire perimeter was constructed according to Title 16 standards. The resolution of intent contained many conditions and all were met. He stated there were two remaining parcels of the project that needed to be developed. The issue was if the conditions would apply whether it was an extension of time for a resolution of intent or a permanent zoning ordinance. Mr. Potter stated he was attempting to maintain the set of conditions associated with the resolution of intent. He felt there was more pressure on the residential neighbor to the west by permanent zoning. He stated the other two resolutions of intent would be completed within one year. Mr. Potter added since most of the development had been completed, including the entire perimeter, under the previous conditions, he felt it would be prudent to complete the project under those conditions.

Mayor Montandon stated he had driven to the site and agreed the block wall had been built separating the one resident from the rest of the project, the landscaping was in place and fairly mature. He agreed the original conditions of approval should remain in place.

Mayor Montandon closed the Public Hearing.

ACTION: ONE YEAR EXTENSION OF TIME APPROVED WITH ORIGINAL CONDITIONS

MOTION: Councilman Buck

SECOND: Councilman Eliason

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

13. **APPEAL, SUBMITTED BY ROBERT W. POTTER, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE RESOLUTION NO. 2038 (ZN-20-98, LAKE MEAD AIRPORT BUSINESS PARK) FOR PERMANENT ZONING; AN APPLICATION SUBMITTED BY AFFORDABLE CONCEPTS, INC., PROPERTY OWNER, TO RECLASSIFY PROPERTY FROM A RANCH ESTATES DISTRICT (R-E) TO A NEIGHBORHOOD COMMERCIAL DISTRICT (C-1) ON PROPERTY GENERALLY LOCATED ON THE SOUTHWEST CORNER OF LAKE MEAD BOULEVARD AND SIMMONS STREET. (ASSOCIATED ITEM NO. 12, RESOLUTION NO. 2037, ZN-19-98)**

Mayor Montandon opened the Public Hearing. He stated this was the portion of the project that fronted on Lake Mead Boulevard. He pointed out the landscaping was in place.

Mayor Montandon closed the Public Hearing.

ACTION: ONE YEAR EXTENSION OF TIME APPROVED WITH ORIGINAL CONDITIONS

MOTION: Councilman Buck

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

PUBLIC FORUM

Richard Risley spoke regarding homeowners' association issues. Mayor Montandon suggested he research the possibility of a landscape maintenance association and was directed to Deputy City Attorney Jim Lewis for further information.

Terry Uhrquardt spoke of the unsafe roadway conditions on Commerce Street.

Kathleen Matson spoke of the builders responsibilities with regard to landscaping and block wall deficiencies in the Capri II subdivision.

An invitation to the Resident Appreciation Day at Hayden Pointe Apartments was extended to Council. The event will be held September 28, 2002 from 11:00am to 5:00 pm.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:21 P.M.

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Council Members Smith, Buck and Eliason

NAYS: None

ABSTAIN: None

APPROVED: October 16, 2002

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

Attest:

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