

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

February 5, 2003

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

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
Mayor Pro Tempore William E. Robinson
Councilwoman Stephanie S. Smith
Councilman Shari Buck
Councilman Robert L. Eliason

STAFF PRESENT

City Manager Kurt Fritsch
Assistant City Manager Gregory Rose
Assistant City Manager Dan Tarwater
City Attorney Sean McGowan
City Clerk Eileen Sevigny
Finance Director Phil Stoeckinger
Detention Services Chief Ken Ellingson
Fire Chief Jim Stubler
Acting Director Parks & Recreation Jim Stritchko
Human Resources Director Vince Zamora

Police Chief Mark Paresi
Director Public Works Jim Bell
Development Services Director Donna Kristaponis
Community Development Director Jacque Risner
Redevelopment Manager Kenny Young
Business License Manager Marsha Sunderland
Deputy City Attorney Jim Lewis
Assistant to the City Manager Brenda Johnson
Assistant City Clerk Karen L. Storms

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Eileen M. Sevigny, CMC
City Clerk

INVOCATION

Pastor Fouston Jordan
Rivers of Living Waters Ministries

PLEDGE OF ALLEGIANCE

Councilman Robert Eliason

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 5, 2003.

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 AND 3 CONTINUED TO APRIL 16, 2003, ITEM NO. 36 CONTINUED TO FEBRUARY 19, 2003

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

CONSENT AGENDA

10. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 2, 2003.

ACTION: 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

11. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF JANUARY 7, 2003.

ACTION: 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

12. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF JANUARY 15, 2003.

ACTION: 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

13. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF JANUARY 21, 2003.

ACTION: 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

14. RATIFICATION OF APPOINTMENTS OF DONNA H. KRISTAPONIS AS DIRECTOR OF DEVELOPMENT SERVICES AND JIM STUBLER AS FIRE CHIEF.

City Manager Kurt Fritsch formally presented the Fire Chief's badge to Fire Chief Jim Stubler.

Fire Chief Stubler thanked the Mayor, Council Members and Staff for the opportunity to serve and protect the City of North Las Vegas.

ACTION: APPOINTMENTS RATIFIED

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

15. **APPROVAL TO AWARD THE CONTRACT FOR CONSTRUCTION OF THE COMMUNICATIONS TOWER FOR THE RADIO SYSTEM EXPANSION PROJECT IN THE AMOUNT OF \$53,525 TO MTS SERVICES, INC. (CNLV CONTRACT NO. C-5300)**

ACTION: 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

16. **APPROVAL OF SNC-01-03; AN APPLICATION SUBMITTED BY NORTH VALLEY ENTERPRISES LLC, FOR A STREET NAME CHANGE TO RENAME A PORTION OF SIMMONS STREET AND ALLEN LANE TO ALIANTE PARKWAY COMMENCING AT CENTENNIAL PARKWAY AND SIMMONS STREET AND PROCEEDING NORTHERLY ALONG THE REALIGNED SIMMONS STREET TO FARM ROAD THEN CONTINUING NORTHERLY ALONG ALLEN LANE TO MOCCASIN ROAD.**

ACTION: 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

17. **AN APPEAL, SUBMITTED BY JOHN A. SEENO, OF THE DECISION OF THE PLANNING COMMISSION TO DENY UN-03-03 (JOHN A. SEENO); AN APPLICATION SUBMITTED BY JOHN A. SEENO, PROPERTY OWNER, FOR A USE PERMIT IN AN R-E RANCH ESTATES DISTRICT TO CONSTRUCT A 1,600 SQUARE FOOT ACCESSORY STRUCTURE ON PROPERTY LOCATED AT 3728 WEST LA MADRE WAY. (SET PUBLIC HEARING FOR FEBRUARY 19, 2003)**

ACTION: PUBLIC HEARING SET FOR FEBRUARY 19, 2003

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

18. **VAC-01-03 (SANTA ROSA); AN APPLICATION SUBMITTED BY CENTEX HOMES, PROPERTY OWNER, TO VACATE A PORTION OF REVERE STREET COMMENCING APPROXIMATELY 790 FEET NORTH OF ANN ROAD AND PROCEEDING NORTH APPROXIMATELY 558 FEET. (SET PUBLIC HEARING FOR MARCH 5, 2003)**

ACTION: PUBLIC HEARING SET FOR MARCH 5, 2003

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

19. **VAC-02-03 (SHADOW SPRINGS); AN APPLICATION SUBMITTED BY KB HOMES OF NEVADA, PROPERTY OWNER, TO VACATE THE NORTHERLY 10 FEET OF TROPICAL PARKWAY COMMENCING AT STATZ STREET PROCEEDING EAST APPROXIMATELY 2,300 FEET TO PECOS ROAD AND VACATING THE WESTERLY 10 FEET OF PECOS ROAD COMMENCING AT TROPICAL PARKWAY PROCEEDING NORTH APPROXIMATELY 300 FEET. (SET PUBLIC HEARING FOR MARCH 5, 2003)**

ACTION: PUBLIC HEARING SET FOR MARCH 5, 2003

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

20. **VAC-03-03 (NORTH VALLEY COURT); AN APPLICATION SUBMITTED BY D.R. HORTON ON BEHALF OF NORTH VALLEY ENTERPRISES LLC, PROPERTY OWNER, FOR VACATION OF 681± FEET OF AN EASEMENT FOR A 36" WATER LINE COMMENCING AT THE NORTHEAST CORNER OF ALLEN LANE AND DEER SPRINGS WAY AND PROCEEDING NORTH TO THE I-215 BELTWAY. (SET PUBLIC HEARING FOR MARCH 5, 2003)**

ACTION: PUBLIC HEARING SET FOR MARCH 5, 2003

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

BUSINESS

21. **PRESENTATION OF A PLAQUE FROM THE NATIONAL FLOOD INSURANCE PROGRAM COMMEMORATING THE CITY OF NORTH LAS VEGAS' IMPROVEMENT TO A COMMUNITY RATING SYSTEM CLASS 7.**

Development and Flood Control Manager Lenny Badger stated the National Flood Insurance Program had upgraded the City of North Las Vegas' rating from a Class 8 to a Class 7. A Class 7 rated city in the Community Rating System would be in the 86 percentile of approximately 940 eligible communities. Residents living in a flood district who are required

to obtain flood insurance would receive a 5% discount for a total discount of 15% on their flood insurance rate. The City received the rating increase by meeting various credible activities such as providing flood awareness and flood zone information to the public through billboards and flyers, a strong water management program, and inspection and maintenance of the storm drain system and flood control channels in the City.

ACTION: PLAQUE PRESENTED TO CITY COUNCIL AND STAFF

22. APPROVAL OF THE AMENDED SOUTHERN NEVADA WATER AUTHORITY (SNWA) CAPITAL IMPROVEMENT PLAN (CIP) WHICH DELETES ALL WATER RESOURCE ACQUISITION PROJECTS AND ADDS THEM TO THE MAJOR CONSTRUCTION AND CAPITAL PLAN, AND DELETES FIVE POWER SYSTEM UPGRADE PROJECTS. (CNLV CONTRACT NO. C-3640)

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

23. APPROVAL OF AMENDMENT NO. 1 TO THE SOUTHERN NEVADA WATER AUTHORITY (SNWA) MAJOR CONSTRUCTION AND CAPITAL PLAN (MCCP) TO INCORPORATE WATER RESOURCE ACQUISITION PROJECTS VALUED AT \$224 MILLION PREVIOUSLY AUTHORIZED UNDER THE CAPITAL IMPROVEMENT PLAN. (CNLV CONTRACT NO. C-5158)

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

24. CLARIFICATION OF THE DECISION MADE BY THE CITY COUNCIL ON JANUARY 15, 2003 REGARDING THE SIX MONTH EXTENSION OF TIME FOR UN-31-01; AN APPLICATION SUBMITTED BY PBS & J ON BEHALF OF LAND LUCKY, LLC, PROPERTY OWNER, FOR AN EXTENSION OF TIME TO A PREVIOUSLY APPROVED USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW THE OUTDOOR MANUFACTURE OF PRECAST CONCRETE STRUCTURES ON PROPERTY LOCATED AT 5390 DONOVAN WAY.

City Manager Fritsch requested the extension of time be placed into the conditions and the correct ending date be July 15, 2003.

Development Services Director Donna Kristaponis stated a need for clarification on the item existed and agreed with City Manager Fritsch.

ACTION: EXTENSION OF TIME TO EXPIRE JULY 15, 2003

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

25. RESOLUTION NO. 2255 (AMP-68-02, CNLV); A RESOLUTION TO AMEND THE 1999 COMPREHENSIVE PLAN TO ADD A MEDIUM LOW DENSITY RESIDENTIAL LAND USE CATEGORY AND AMEND THE MEDIUM DENSITY RESIDENTIAL LAND USE CATEGORY. (SET PUBLIC HEARING FOR FEBRUARY 19, 2003)

Resolution No. 2255 as introduced by the City Manager:

A RESOLUTION TO AMEND THE 1999 COMPREHENSIVE PLAN TO ADD A MEDIUM LOW DENSITY RESIDENTIAL LAND USE CATEGORY AND AMEND THE MEDIUM DENSITY RESIDENTIAL LAND USE CATEGORY.

ACTION: PUBLIC HEARING SET FOR FEBRUARY 19, 2003

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

26. **RESOLUTION NO. 2259; A RESOLUTION OF THE NORTH LAS VEGAS CITY COUNCIL ENACTING A MORATORIUM ON RESIDENTIAL DEVELOPMENT ON LOT AREAS OF LESS THAN 4,500 SQUARE FEET; PROHIBITING THE ACCEPTANCE BY THE CITY OF PLANNED UNIT DEVELOPMENT APPLICATIONS FROM FEBRUARY 5, 2003 UNTIL JUNE 4, 2003, THAT EITHER (1) INCLUDE A PRELIMINARY DEVELOPMENT PLAN THAT INDICATES RESIDENTIAL LOT AREAS OF LESS THAN 4,500 SQUARE FEET; OR (2) INCLUDE A PRELIMINARY DEVELOPMENT PLAN THAT DOES NOT INCLUDE INDIVIDUAL LOT AREAS, BUT INDICATES RESIDENTIAL UNIT DENSITIES OF GREATER THAN 6.0 UNITS PER GROSS ACRE.**

Resolution No. 2259 as introduced by the City Manager:

A RESOLUTION OF THE NORTH LAS VEGAS CITY COUNCIL ENACTING A MORATORIUM ON RESIDENTIAL DEVELOPMENT ON LOT AREAS OF LESS THAN 4,500 SQUARE FEET; PROHIBITING THE ACCEPTANCE BY THE CITY OF PLANNED UNIT DEVELOPMENT APPLICATIONS FROM FEBRUARY 5, 2003 UNTIL JUNE 4, 2003, THAT EITHER (1) INCLUDE A PRELIMINARY DEVELOPMENT PLAN THAT INDICATES RESIDENTIAL LOT AREAS OF LESS THAN 4,500 SQUARE FEET; OR (2) INCLUDE A PRELIMINARY DEVELOPMENT PLAN THAT DOES NOT INCLUDE INDIVIDUAL LOT AREAS, BUT INDICATES RESIDENTIAL UNIT DENSITIES OF GREATER THAN 6.0 UNITS PER GROSS ACRE.

Director Kristaponis requested an extension of time to prepare a small lot proposal that would be agreeable with Staff and area builders.

John T. Pinna, 7513 Figaro Street, Las Vegas, represented the Southern Nevada Home Builders Association and served as a Government Relations Specialist. He stated the Southern Nevada Home Builders Association and the builders in North Las Vegas had been working with the North Las Vegas Staff and hoped for a positive outcome regarding the small lot moratorium and the small lot ordinance. Mr. Pinna offered his assistance to Staff and encouraged Staff to contact him with possible questions.

Councilman Eliason asked when the workshop between the Staff and the developers would be held. Director Kristaponis stated the workshop would be held February 11, 2003 in the City Manager's Conference Room from 4:00 pm to 6:00 pm.

ACTION: PASSED & ADOPTED AS AMENDED; RESOLUTION TO READ "FEBRUARY 5, 2003 UP TO JUNE 4, 2003"

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

27. RESOLUTION NO. 2260; A RESOLUTION DIRECTING THE CITY FINANCE DIRECTOR TO GIVE NOTICE OF THE SALE OF PROPERTIES SUBJECT TO THE LIEN OF A DELINQUENT ASSESSMENT; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

DISTRICT 54	PARCEL 139-11-703-002	OASIS CONSOLIDATED	\$5,102
DISTRICT 54	PARCEL 139-12-103-006	BENJAMIN B. CHILDS	7,054
DISTRICT 54	PARCEL 139-12-103-038	CUSTOM STONE LTD	3,943
DISTRICT 58	PARCEL 139-05-202-003	JD DAVIS FAMILY TRUST	962
DISTRICT 58	PARCEL 139-05-202-004	JD DAVIS FAMILY TRUST	954

Resolution No. 2260 as introduced by the City Manager:

A RESOLUTION DIRECTING THE CITY FINANCE DIRECTOR TO GIVE NOTICE OF THE SALE OF PROPERTIES SUBJECT TO THE LIEN OF A DELINQUENT ASSESSMENT; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED & ADOPTED

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

28. RESOLUTION NO. 2262; A RESOLUTION CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) AND ESTABLISHING THE RATE OF INTEREST PAYABLE ON DEFERRED INSTALLMENTS OF ASSESSMENTS IN SUCH DISTRICT.

Resolution No. 2262 as introduced by the City Manager:

A RESOLUTION CONCERNING THE CITY OF NORTH LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) AND ESTABLISHING THE RATE OF INTEREST PAYABLE ON DEFERRED INSTALLMENTS OF ASSESSMENTS IN SUCH DISTRICT.

ACTION: PASSED & 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. 1755; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE 1551, PRESENTLY CODIFIED IN TITLE 2, CHAPTER 68 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO ESTABLISH TERMS AND CONDITIONS IN THE CIVIL SERVICE RULES AND REGULATIONS FOR CONFIDENTIAL PERSONNEL WITHIN THE CITY AND OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR FEBRUARY 19, 2003)**

Ordinance No. 1755 as introduced by the City Manager:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE 1551, PRESENTLY CODIFIED IN TITLE 2, CHAPTER 68 OF THE NORTH LAS VEGAS MUNICIPAL CODE TO ESTABLISH TERMS AND CONDITIONS IN THE CIVIL SERVICE RULES AND REGULATIONS FOR CONFIDENTIAL PERSONNEL WITHIN THE CITY AND OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY, FINAL ACTION SET FOR FEBRUARY 19, 2003

30. **ORDINANCE NO. 1758; 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 OPEN LAND TO SINGLE FAMILY RESIDENTIAL FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF GRAND TETON DRIVE AND VALLEY DRIVE (ZN-02-03, WESTWIND) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR FEBRUARY 19, 2003)**

Ordinance No. 1758 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 OPEN LAND TO SINGLE FAMILY RESIDENTIAL FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF GRAND TETON DRIVE AND VALLEY DRIVE (ZN-02-03, WESTWIND) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY, FINAL ACTION SET FOR FEBRUARY 19, 2003

31. **ORDINANCE NO. 1759; 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 A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT (ZN-04-03, SUN CITY ALIANTE UNIT 6) FOR PROPERTY GENERALLY LOCATED APPROXIMATELY 2600 FEET EAST OF SIMMONS STREET AND 1600 FEET SOUTH OF GRAND TETON DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR FEBRUARY 19, 2003)**

Ordinance No. 1759 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 A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT (ZN-04-03, SUN CITY ALIANTE UNIT 6) FOR PROPERTY GENERALLY LOCATED APPROXIMATELY 2600 FEET EAST OF SIMMONS STREET AND 1600 FEET SOUTH OF GRAND TETON DRIVE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY, FINAL ACTION SET FOR FEBRUARY 19, 2003

32. ACCEPTANCE OF PETITION FOR ANNEXATION (ANNEXATION NO. 120) SUBMITTED BY LINFA R. WRIGHT 1998 LIVING TRUST, HARVEY HUDGINS, TRUSTEE TO ANNEX APPROXIMATELY 10 NET ACRES OF PROPERTY LOCATED ON THE NORTHWEST CORNER OF TROPICAL PARKWAY AND BRUCE STREET. (ASSOCIATED ITEM NO. 33; ORDINANCE NO. 1761)

ACTION: PETITION FOR ANNEXATION ACCEPTED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

33. ORDINANCE NO. 1761 (ANNEXATION NO. 120); 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 FEBRUARY 19, 2003) (ASSOCIATED ITEM NO. 32)

Ordinance No. 1761 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.

ACTION: INTRODUCTION ONLY, FINAL ACTION SET FOR FEBRUARY 19, 2003

ORDINANCES

FINAL ACTION

34. **ORDINANCE NO. 1746; AN ORDINANCE RELATING TO CITY MEETING PROCEDURES, AMENDING VARIOUS SECTIONS OF CHAPTER 2.04 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO CHANGE THE START TIME FROM 6 PM TO 7 PM, TO MANDATE TWO PUBLIC FORUM SESSIONS, ONE AT THE BEGINNING OF A MEETING, AND A SECOND AT THE END, AND TO ALLOW ANY PERSON TO PLACE SPECIFIC AGENDA ITEMS ON A CITY COUNCIL MEETING, AND PROVIDING FOR OTHER MATTERS RELATED THERETO. (CONTINUED FROM JANUARY 2 AND 15, 2003)**

Ordinance No. 1746 as introduced by the City Manager:

AN ORDINANCE RELATING TO CITY MEETING PROCEDURES, AMENDING VARIOUS SECTIONS OF CHAPTER 2.04 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO CHANGE THE START TIME FROM 6 PM TO 7 PM, TO MANDATE TWO PUBLIC FORUM SESSIONS, ONE AT THE BEGINNING OF A MEETING, AND A SECOND AT THE END, AND TO ALLOW ANY PERSON TO PLACE SPECIFIC AGENDA ITEMS ON A CITY COUNCIL MEETING, AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

ACTION: CONTINUED TO FEBRUARY 19, 2003

MOTION: Mayor Montandon

SECOND: Councilman Eliason

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

NAYS: Councilwoman Smith

ABSTAIN: None

35. **ORDINANCE NO. 1747; AN ORDINANCE RELATING TO BUSINESS LICENSING GENERALLY; REPEALING ORDINANCE NUMBERS 1250, 1350, AND 1365, BEING CHAPTER 2, TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE; PROVIDING FOR CERTAIN DEFINITIONS; PROVIDING FOR THE ADMINISTRATION OF BUSINESS LICENSING BY THE DIRECTOR OF THE FINANCE DEPARTMENT; PROVIDING FOR THE PREPARATION OF LICENSES, LICENSING PROCEDURES, AND TYPES OF LICENSES; PROVIDING FOR SEMI-ANNUAL AND TEMPORARY LICENSES AND ACTION ON APPLICATIONS, INCLUDING GROUNDS FOR REFUSING LICENSES; PROVIDING FOR LICENSE FEE COMPUTATIONS INCLUDING GROSS MONTHLY INCOME AND SEMI-ANNUAL LICENSES, AS WELL AS OTHER PROVISIONS RELATING TO THE COLLECTION OF LICENSE FEES, LICENSE FEE NOTIFICATION, AND DELINQUENT PENALTIES; PROVIDING FOR BUSINESS OWNERSHIP TRANSFERS AND INSPECTION AND APPROVAL OF BUSINESS PREMISES, REVOCATION OF LICENSES, ENFORCEMENT OF THE BUSINESS LICENSE ORDINANCE AND PENALTIES FOR VIOLATION THEREOF; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED FROM JANUARY 15, 2003) (EXHIBIT A)**

Ordinance No. 1747 as introduced by the City Manager:

AN ORDINANCE RELATING TO BUSINESS LICENSING GENERALLY; REPEALING ORDINANCE NUMBERS 1250, 1350, AND 1365, BEING CHAPTER 2, TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE; PROVIDING FOR CERTAIN DEFINITIONS; PROVIDING FOR THE ADMINISTRATION OF BUSINESS LICENSING BY THE DIRECTOR OF THE FINANCE DEPARTMENT; PROVIDING FOR THE PREPARATION OF LICENSES, LICENSING PROCEDURES, AND TYPES OF LICENSES; PROVIDING FOR SEMI-ANNUAL AND TEMPORARY LICENSES AND ACTION ON APPLICATIONS, INCLUDING GROUNDS FOR REFUSING LICENSES; PROVIDING FOR LICENSE FEE COMPUTATIONS INCLUDING GROSS MONTHLY INCOME AND SEMIANNUAL LICENSES, AS WELL AS OTHER PROVISIONS RELATING TO THE COLLECTION OF LICENSE FEES, LICENSE FEE NOTIFICATION, AND DELINQUENT PENALTIES; PROVIDING FOR BUSINESS OWNERSHIP TRANSFERS AND INSPECTION AND APPROVAL OF BUSINESS PREMISES, REVOCATION OF LICENSES, ENFORCEMENT OF THE BUSINESS LICENSE ORDINANCE AND PENALTIES FOR VIOLATION THEREOF; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Finance Director Phil Stoeckinger read the 14 amendments to Ordinance 1747 into the record. (Exhibit A)

Director Stoeckinger introduced Felica O'Carrol who prepared an analysis of the fees charged by nearby municipalities for the licensing of engineers to address Council concerns.

ACTION: AMENDMENTS PASSED & 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

ACTION: PASSED & ADOPTED AS AMENDED UPON APPROVAL OF TAX COMMISSION

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

PUBLIC HEARINGS - 6:30 P.M.

2. **APPEAL, SUBMITTED BY JENNIFER LAZOVICH OF KUMMER, KAEMPFER, BONNER, & RENSHAW, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-53-02; AN APPLICATION SUBMITTED BY KEVIN THISTLE ON BEHALF OF EMIL AND MARIA FIORANTE, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF M-HDR MEDIUM - HIGH DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF GOLDFIELD STREET AND CENTENNIAL PARKWAY. (CONTINUED NOVEMBER 6, 2002 AND JANUARY 2, 2003) (ASSOCIATED ITEM NO. 3, ZN-103-02)**

ACTION: CONTINUED TO APRIL 16, 2003

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

3. **APPEAL, SUBMITTED BY JENNIFER LAZOVICH OF KUMMER, KAEMPFER, BONNER, & RENSHAW, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-103-02; AN APPLICATION SUBMITTED BY KEVIN THISTLE ON BEHALF OF EMIL AND MARIA FIORANTE, PROPERTY OWNERS, FOR RECLASSIFICATION OF PROPERTY FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF GOLDFIELD STREET AND CENTENNIAL PARKWAY. (CONTINUED NOVEMBER 6, 2002 AND JANUARY 2, 2003) (ASSOCIATED ITEM NO. 2, AMP-53-02)**

ACTION: CONTINUED TO APRIL 16, 2003

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

4. **VAC-17-02 (COBBLESTONE MANOR WEST); AN APPLICATION SUBMITTED BY D. R. HORTON, INC., PROPERTY OWNER, FOR A VACATION OF A PORTION OF FISHER AVENUE COMMENCING AT DONNA STREET AND PROCEEDING EAST APPROXIMATELY 300 FEET.**

Director Kristaponis stated the Planning Commission and Staff recommended approval of VAC-17-02.

Mayor Montandon opened the Public Hearing.

David Moran, Southwest Engineering, 3610 North Rancho Drive, Las Vegas, stated the applicant concurred with the Staff's recommendation for approval.

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,
Buck and Eliason
NAYS: None
ABSTAIN: None

5. **VAC-35-02 (NORTH VALLEY COURT); AN APPLICATION SUBMITTED BY D. R. HORTON ON BEHALF OF NORTH VALLEY ENTERPRISES LLC, PROPERTY OWNER, FOR THE VACATION OF APPROXIMATELY 1,000 FEET OF 18" WATER EASEMENT COMMENCING APPROXIMATELY 1,350 FEET NORTHEAST OF ALLEN LANE AND SOUTH OF THE I-215 BELTWAY ALIGNMENT AND PROCEEDING SOUTHEASTERLY TO DEER SPRINGS WAY.**

Director Kristaponis stated the Planning Commission and Staff recommended approval of VAC-35-02.

Mayor Montandon opened the Public Hearing.

David Moran, Southwest Engineering, 3610 North Rancho Drive, Las Vegas, stated the applicant concurred with the Staff's recommendation for approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITION:

1. The vacation shall record concurrently with the dedication of the new easement.

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

6. **AN APPEAL, SUBMITTED BY ROBERT J. GRONAUER ON BEHALF OF D.R. HORTON, OF THE DECISION OF THE PLANNING COMMISSION TO DENY A WAIVER REQUEST RELATED TO A SITE PLAN REVIEW, SPR-32-02; AN APPLICATION SUBMITTED BY D.R. HORTON FOR A WAIVER OF THE MINIMUM SQUARE FOOTAGE REQUIREMENTS OF A BALCONY IN A CONDOMINIUM COMPLEX.**

Director Kristaponis stated the applicant requested a waiver of the minimum 40 square foot balcony to a 20 square foot balcony. The Planning Commission and Staff recommended denial of the waiver. Director Kristaponis stated Staff was concerned with the loss of the footage which interfered with the usable space of the balcony and could possibly create a fire hazard. The space issue created a debate between the shared space or common space and private space of the dwelling and property.

Mayor Montandon opened the Public Hearing.

Robert Gronauer, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant. Mr. Gronauer stated the project would be a tri-plex, multifamily dwelling which would be sold to buyers and not rented. The project would be similar to a townhome. The development would be built in Aliante. He added the ordinance which required balconies applied to apartments to give renters private usable open space. Mr. Gronauer stated similar tri-plex projects with 20 square foot balconies had been approved in Henderson, Las Vegas,

and Clark County. The Aliante tri-plex project would probably be the most expensive tri-plex property for sale in the Las Vegas Valley. He stated his client would not request a waiver for every balcony in the development but one per building and only the front balcony.

Mayor Montandon asked if the doors leading to the proposed balcony could be replaced with windows. Mr. Gronauer stated the change could be negotiated but was not part of the original design.

Brian Walsh, D.R. Horton, 6845 Escondido Street, Las Vegas, stated he would consider redesigning the front of the dwelling if Staff and Council thought it would be more appropriate.

Councilwoman Smith stated residents would not enjoy their balconies to the fullest extent if access could only be achieved through a window. She stated she experienced conflicted feelings caused by this item because she had strongly supported the balcony design guidelines. She stated the needs for this development were different. The property would be a townhome development and not an apartment complex. She thought a smaller balcony would be appropriate in this development but stated she would oppose the waiver if it had been submitted for an apartment complex. She added the open space requirements had been met and she supported the project.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION OVERTURNED; WAIVER APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

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

NAYS: Councilman Eliason

ABSTAIN: None

7. VAC-32-02 (JAMERSON PARK); AN APPLICATION SUBMITTED BY SHARON JAMERSON, PROPERTY OWNER, TO VACATE AN 18,200 SQUARE FOOT PORTION OF HYDE AVENUE BETWEEN TAMARIND STREET AND VISTA STREET.

Director Kristaponis stated the Planning Commission and Staff recommended approval of the project.

Mayor Montandon opened the Public Hearing.

Sharon Jamerson, 3517 North Ernest, North Las Vegas, supported the vacation.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING THREE CONDITIONS:

1. The applicant shall purchase the City property lying between Hyde Avenue and Cartier Avenue. Contact Mary Griego, Real Property Agent, at 633-2087 for additional information.
2. The applicant shall re-plat Lots 12-16 of Cibola Park Unit 1 to front of Vista Street and Tamerind Street.
3. Fire access lanes shall be provided to within 150 feet of all portions of the exterior of all structures, in accordance with Fire Code requirements.

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

8. **VAC-34-02 (WASHBURN & BRUCE); AN APPLICATION SUBMITTED BY HELLER DEVELOPMENT ON BEHALF OF BRIARWOOD HOMES, LLC, PROPERTY OWNER, FOR THE VACATION OF A PORTION OF FISHER AVENUE COMMENCING APPROXIMATELY 328 FEET EAST OF DONNA STREET AND PROCEEDING EAST APPROXIMATELY 120 FEET.**

Mayor Montandon opened the Public Hearing.

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, Buck and Eliason

NAYS: None

ABSTAIN: None

9. **AN APPEAL, SUBMITTED BY RICHARD BONAR ON BEHALF OF LAKE MEAD PROPERTIES, LLC, PROPERTY OWNER, OF THE DECISION OF THE PLANNING COMMISSION TO DENY VN-12-02; AN APPLICATION SUBMITTED BY RICHARD BONAR ON BEHALF OF LAKE MEAD PROPERTIES, LLC, PROPERTY OWNER, FOR A VARIANCE IN AN R-E RANCH ESTATES DISTRICT (ROI TO M-1, BUSINESS PARK INDUSTRIAL DISTRICT) TO ALLOW A ZERO FOOT FRONT YARD SETBACK WHERE 30 FEET IS REQUIRED AND A ZERO FOOT SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED FOR A MINI-WAREHOUSING FACILITY ON PROPERTY GENERALLY LOCATED 304 FEET WEST OF SIMMONS STREET AND NORTH OF CORAN LANE.**

City Manager Fritsch recommended approval and had discussed the item with Director Kristaponis. She also recommended approval although the Planning Commission recommended denial. She stated the project was located in a commercial subdivision and accessible from a street not adjacent to the property. Commercial development would be located in front of the project. The property had cross access easements which led to the exit at the front of the property. Director Kristaponis stated the property had larger than average side and rear setbacks. She stated an exception could be made for the applicant of the project based on the unique characteristics of the property.

Mayor Montandon opened the Public Hearing.

Richard Bonar, 8275 South Eastern Avenue #200, Las Vegas, stated the property was located at the intersections of Simmons Street and Lake Mead Boulevard and Simmons Street and Coran Lane. The parcel had been built as part of a business park. The setback request included a small portion of the north property line and the entire distance on the east property line. The property was extensively landscaped.

Shirley Pitts, 3126 Coran Lane, North Las Vegas, opposed the project because of the two remaining vacant lots near her residence. She would not want other warehouse developers to build on the vacant lots who might expect the same setback variance Richard Bonar proposed for his client.

Mayor Montandon stated the building would be moved away from Mrs. Pitts' residence.

Jim Pitts, 3126 Coran Lane, North Las Vegas, expressed concern with the west and north side of the property.

Mayor Montandon stated if a future applicant asked for a setback variance for the west and north sides of the property, the request would not meet the City's standard for a variance.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION OVERTURNED, VN-12-02 APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

ORDINANCES (CONT.)

FINAL ACTION

36. **ORDINANCE NO. 1749; AN ORDINANCE RELATING TO ZONING (ZOA-15-02); AMENDING SECTION 17.24.110, PARAGRAPH C AND SECTION 17.12.020 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ALLOW OFF-PREMISE SIGNS ADJACENT TO INTERSTATE-15 IN THE C-2 GENERAL COMMERCIAL DISTRICT, REMOVE THE AMORTIZATION PROVISIONS FROM VARIOUS SECTIONS OF THE TITLE, DEFINE "MATERIAL STRUCTURAL VALUE" AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (CONTINUED FROM JANUARY 15, 2003)**

Ordinance No. 1749 as introduced by the City Manager:

AN ORDINANCE RELATING TO ZONING (ZOA-15-02); AMENDING SECTION 17.24.110, PARAGRAPH C AND SECTION 17.12.020 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO ALLOW OFF-PREMISE SIGNS ADJACENT TO INTERSTATE-15 IN THE C-2 GENERAL COMMERCIAL DISTRICT, REMOVE THE AMORTIZATION PROVISIONS FROM VARIOUS SECTIONS OF THE TITLE, DEFINE "MATERIAL STRUCTURAL VALUE" AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: CONTINUED TO FEBRUARY 19, 2003

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

37. ORDINANCE NO. 1756; AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF ITS NEGOTIABLE "CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) JUDICIAL/PUBLIC SAFETY BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2003," FOR THE PURPOSE OF FINANCING THE COST OF ACQUIRING, CONSTRUCTING, IMPROVING AND EQUIPPING A BUILDING PROJECT; AND PROVIDING OTHER MATTERS RELATING THERETO.

Ordinance No. 1756 as introduced by the City Manager:

AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF ITS NEGOTIABLE "CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) JUDICIAL/PUBLIC SAFETY BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2003," FOR THE PURPOSE OF FINANCING THE COST OF ACQUIRING, CONSTRUCTING, IMPROVING AND EQUIPPING A BUILDING PROJECT; AND PROVIDING OTHER MATTERS RELATING THERETO.

City Manager Fritsch stated the item related to the construction of the police and justice facility.

ACTION: PASSED & 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

COUNCIL ITEMS

There were no additional items.

CITY MANAGER'S REPORT

City Manager Fritsch advised Council Clark County was in the process of deciding where future sexually orientated businesses would be allowed within the County.

Director Kristaponis informed Mayor and Council that Clark County intended to create four Sexually Orientated Business zones. A proposed zone in the North Las Vegas area would be near the entryway of Aliante. The County had a Public Hearing scheduled for February 19, 2003.

Police Chief Paresi stated the City of Boston had created a "red light district" which later had been named the "combat zone" as police struggled to contain activity in the district. He stated studies had proved declining property values, commercial business failure, and commercial business relocation resulted in neighborhoods located near Sexually Orientated Business zones. Public safety would be compromised by the designation of these districts.

Councilwoman Smith stated the area the County had chosen would be in the middle of Aliante and urged Staff and developers to take appropriate action.

Councilman Buck stated she wanted the item brought before the Regional Planning Coalition. City Manager Fritsch stated a letter would be drafted to the County Manager, Thom Reilly to oppose the proposed zones and Staff would attend the County Public Hearing.

PUBLIC FORUM

Mike Thomas spoke of arbitration and employment related issues. He also spoke of City Attorney related fees.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:16 P.M.

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

APPROVED: March 5, 2003

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

Attest:

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