

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

March 19, 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	Detention Services Chief Ken Ellingson
Assistant City Manager Dan Tarwater	Fire Chief Jim Stubler
City Attorney Sean McGowan	Director Public Works Jim Bell
City Clerk Eileen Sevigny	Community Development Director Jacque Risner
Finance Director Phil Stoeckinger	Administrative Services Director Eric Dabney
Human Resources Director Vince Zamora	Planning Manager Steve Baxter
Acting Director Parks & Recreation Jim Stritchko	Assistant to the City Manager Brenda Johnson
Police Chief Mark Paresi	Assistant City Clerk Karen L. Storms

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Eileen M. Sevigny, CMC
City Clerk

INVOCATION

Pastor Rose Haag
Harvest Rock Church

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore William Robinson

AGENDA

1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF MARCH 19, 2003.

ACTION: APPROVED AS AMENDED; ITEM NOS. 3 AND 4 CONTINUED TO APRIL 2, 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

7. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF MARCH 5, 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

8. APPROVAL OF PRIVILEGED LICENSE: (EXHIBIT A)

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
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NEW GAMING

- | | | | |
|----|--|-------------------------|---|
| 1. | Loretta Lisowski, Pres.
DBA: Green Valley Gaming Inc
1771 E Flamingo Rd, Ste 115-B
Las Vegas, Nevada | Gaming
Slot Operator | (3) Slot Machines located @
North Town Laundromat
2560 Las Vegas Blvd N |
|----|--|-------------------------|---|

Pending State Gaming Commission Approval Scheduled for 3/20/03

CHANGE OWNER - LIQUOR & GAMING

- | | | | |
|----|---|------------------------------------|---|
| 2. | Manuel F. Barrera
DBA: Mexico Lindo
2740 E Lake Mead Blvd
North Las Vegas, Nevada | Liquor
Gaming
Owner Operator | General On & Off Sale Liquor
(13) Slot Machines
<u>Police Investigation Completed</u> |
|----|---|------------------------------------|---|

Pending State Gaming Commission Approval Scheduled for 3/20/03

NEW LIQUOR & GAMING

- | | | | |
|----|---|------------------------------------|--|
| 3. | The Bruno Group Inc
Frank Bruno, Pres. 50% owner
David Haberman 50% owner
DBA: Poppa's Sports Grill & Bar
2750 E Craig Rd
North Las Vegas, Nevada | Liquor
Gaming
Owner Operator | General On Sale Liquor
(15) Slot Machines
<u>Police Investigations Completed</u> |
|----|---|------------------------------------|--|

Pending Final Building and Fire Inspection Approvals
State Gaming Commission Approved on 11/21/02

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

9. APPROVAL OF CONTRACT FOR MEDICAL SERVICES FOR SELF-INSURING WORKERS' COMPENSATION WITH SIERRA HEALTHCARE OPTIONS, INC. IN THE APPROXIMATE AMOUNT OF \$62,000 FOR A ONE YEAR PERIOD COMMENCING APRIL 1, 2003. (CNLV CONTRACT NO. C-4601)

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

10. APPROVAL TO AMEND THE 2002-2003 STAFFING PATTERN AS FOLLOWS:
(All staffing pattern changes will be processed when administratively feasible)

POLICE

ID Bureau

Reclassify two (2) Crime Scene Investigator PNS 50/Senior Crime Scene Investigator PNS 56 to Crime Scene Analyst/Senior Crime Scene Analyst TNS 19/TNS 20

Records Bureau

Reclassify two (2) Police Records Assistant/Senior Police Records Assistant TNS 13/TNS 14 to Work Card Assistant/Senior Work Card Assistant TNS 13/TNS 14

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. **AUTHORIZATION FOR THE MAYOR TO SIGN THE CERTIFICATION BY STATE OR LOCAL OFFICIAL OF PUBLIC HOUSING AUTHORITY (PHA) PLANS CONSISTENCY WITH THE CONSOLIDATED PLAN AS A PART OF THE NORTH LAS VEGAS HOUSING AUTHORITY'S SUBMISSION OF THE AGENCY'S FIVE-YEAR AND ANNUAL PHA PLAN TO HOUSING AND URBAN DEVELOPMENT (HUD). (CNLV CONTRACT NO. C-4935)**

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 AN AGREEMENT WITH CALIFORNIA SHOPPING CART RETRIEVAL CORP., INC., A CALIFORNIA NON-PROFIT CORPORATION, IN THE AMOUNT OF \$12,000 FOR PROFESSIONAL SERVICES FOR RETRIEVAL AND RETURN OF ABANDONED SHOPPING CARTS FROM PUBLIC PROPERTY WITHIN THE CITY OF NORTH LAS VEGAS. (CNLV CONTRACT NO. C-5338)**

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Councilwoman Smith

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

NAYS: Councilman Eliason

ABSTAIN: None

13. **RATIFICATION OF THE CONSOLIDATED ACCIDENT REDUCTION EFFORT GRANT (C.A.R.E.) AWARD IN THE AMOUNT OF \$43,000 FROM THE STATE OF NEVADA DEPARTMENT OF PUBLIC SAFETY, OFFICE OF TRAFFIC SAFETY TO REDUCE THE TRAFFIC CRASH RATE BY TARGETING AGGRESSIVE DRIVING BEHAVIORS AT SELECTED HIGH CRASH RATE LOCATIONS WITHIN THE JURISDICTION OF THE NORTH LAS VEGAS POLICE DEPARTMENT.**

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. **APPROVAL TO REIMBURSE \$25,136.99 TO WHISPERING PALMS LP FOR SEWER CHARGES BILLED IN ERROR FROM MAY 2001 THROUGH AUGUST 2002.**

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

15. **APPROVAL OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH CASEY REAL ESTATE HOLDINGS LLC FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT GOWAN ROAD AND SIMMONS STREET IN THE APPROXIMATE AMOUNT OF 1.6% OF THE TOTAL COST OR \$6,748 AND GOWAN ROAD AND CLAYTON STREET IN THE APPROXIMATE AMOUNT OF 1.3% OF THE TOTAL COST OR \$6,907 FOR THE LAMB ASPHALT INDUSTRIAL PARK BOUNDED BY GOWAN ROAD, CLAYTON STREET, COLTON AVENUE AND COLEMAN STREET. (CNLV CONTRACT NO. C-5339)**

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 AMENDMENT NO. 1 TO THE COOPERATIVE STEWARDSHIP AGREEMENT WITH THE STATE OF NEVADA, DEPARTMENT OF TRANSPORTATION FOR THE MARTIN LUTHER KING BOULEVARD WIDENING PROJECT PHASE I (CAREY AVENUE TO CHEYENNE AVENUE) EXTENDING THE EXPIRATION DATE OF THE AGREEMENT TO DECEMBER 31, 2004 TO COVER THE MAINTENANCE/WARRANTY PERIOD. (CNLV CONTRACT NO. C-4671)

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. APPROVAL OF AMENDMENT NO. 2 TO THE COOPERATIVE STEWARDSHIP AGREEMENT WITH THE STATE OF NEVADA, DEPARTMENT OF TRANSPORTATION FOR THE CAREY AVENUE WIDENING PROJECT (RANCHO DRIVE TO CLAYTON STREET) EXTENDING THE EXPIRATION DATE OF THE AGREEMENT TO DECEMBER 31, 2004 TO COVER THE MAINTENANCE/WARRANTY PERIOD. (CNLV CONTRACT NO. C-4670)

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

18. **APPROVAL OF CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT INTERLOCAL CONTRACTS: SECOND SUPPLEMENTAL INTERLOCAL CONTRACT (NLV.04.B.00) FOR DESIGN AND RIGHT-OF-WAY ACQUISITION OF THE GOWAN OUTFALL PROJECT, CRAIG ROAD TO CHANNEL INCREASING FUNDING FOR RIGHT-OF-WAY ACQUISITION SETTLEMENTS BY \$58,000 FOR A TOTAL CONTRACT AMOUNT OF \$248,000; THIRD SUPPLEMENTAL INTERLOCAL CONTRACT (NLV.04.C.01) FOR CONSTRUCTION OF THE GOWAN OUTFALL PROJECT, CRAIG ROAD TO CHANNEL EXTENDING THE DATE FOR ADMINISTRATIVE COMPLETION OF THE PROJECT TO APRIL 30, 2003. (CNLV CONTRACT NO. C-4728 AND C-4874)**

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

19. **APPROVAL OF INTERLOCAL AGREEMENT WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA IN THE AMOUNT OF \$100,000 FOR A PLANNING STUDY TO EXAMINE COMPONENTS OF THE MULTI-MODAL EVENT MANAGEMENT SYSTEM IN NORTH LAS VEGAS. (CNLV CONTRACT NO. C-5340)**

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

20. APPROVAL FOR FINAL ACCEPTANCE OF THE FISCAL YEAR 2002/03 ADA ACCESSIBILITY PROJECT, BID NO. 1126, FOR MAINTENANCE AND AUTHORIZATION TO FILE THE NOTICE OF COMPLETION. (CNLV CONTRACT NO. C-5266)

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

21. AMP-07-03 (NORTH MESA ESTATES); AN APPLICATION SUBMITTED BY THE JOAN L. MILLER 1993 TRUST, THE HIPWELL 1990 TRUST AND JULIA CARTER, PROPERTY OWNERS, TO AMEND THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE TO MDR MEDIUM DENSITY RESIDENTIAL FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ALEXANDER ROAD AND SCOTT ROBINSON BOULEVARD. (SET PUBLIC HEARING FOR APRIL 2, 2003) (ASSOCIATED ITEM NO. 28, ORDINANCE NO. 1767, ZN-10-03)

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

22. **APPEAL, SUBMITTED BY GEORGE GARCIA ON BEHALF OF PORTOLA DEVELOPMENT COMPANY LC, PROPERTY OWNER, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE FDP-05-03 (CORTEZ HEIGHTS) SUBJECT TO 11 CONDITIONS; AN APPLICATION SUBMITTED BY WOODSIDE HOMES, ON BEHALF OF PORTOLA DEVELOPMENT COMPANY LC, PROPERTY OWNER, FOR A FINAL DEVELOPMENT PLAN IN A PUD, PLANNED UNIT DEVELOPMENT DISTRICT TO ALLOW THE DEVELOPMENT OF A SINGLE-FAMILY RESIDENTIAL DEVELOPMENT ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF NORTH 5TH STREET AND WASHBURN ROAD. (SET PUBLIC HEARING FOR APRIL 2, 2003)**

ACTION: PUBLIC HEARING SET FOR APRIL 2, 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

BUSINESS

23. **APPROVAL OF A REQUEST BY THE NORTH LAS VEGAS ROTARY CLUB TO INSTALL A PLAQUE AT THE ROTARY TOT LOT LOCATED AT 2600 MAGNET STREET IN NORTH LAS VEGAS IN MEMORY OF NORTH LAS VEGAS MAYOR CLARENCE (BUD) CLELAND AND JOHN AHERN AS BEING INSTRUMENTAL IN THE CREATION AND CONSTRUCTION OF THE PARK.**

Councilman Buck stated she knew the two gentlemen being honored and added they provided a great deal of public service to the North Las Vegas community. She felt the dedication of the plaque was a fitting tribute.

ACTION: APPROVED

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

**24. STATUS REPORT ON THE PROGRESS OF THE PARKS AND RECREATION
MASTER PLAN DEVELOPMENT. (TABLED FROM MARCH 5, 2003)**

Chris Attanasio, Director of Landscape Architecture with Poggemeyer Design Group, Inc., stated he would provide Staff and Council a status update on the Park and Recreation Master Plan. The City's current Park and Recreation Master Plan completed in 1996 needed to be updated because of the shortage of park land. An updated plan would better suit the changes of the City and allow the City to apply for regional, state, and federal grant money. The City had experienced rapid population growth since 1996, expanded its boundaries with the addition of Aliante, and was becoming ethnically and culturally diverse.

Mr. Attanasio stated the planning process for the update would occur in three phases: a finding phase, a visioning phase and implementation phase. The finding phase would consist of park inventories, public orientation and workshops. The visioning phase would include formulation of the plan's goals and objectives. Park surveys would be conducted. The implementation phase would study financial feasibility and ultimately adoption of the plan. The eight month project was approximately 50% complete. The finding phase would be completed during the current month. All City parks had been inventoried. The visioning phase would be completed at the end of April and the implementation phase completed at the end of June. The expected outcome would be adoption of the plan as part of the Comprehensive Plan. Means of funding the plan would be presented to the Council. A five-year Capital Improvement Plan for parkland acquisition and recreational facility development would also be prepared.

Mr. Attanasio added two informational workshops had been held with two more planned for the future. Public notices and press releases would be supplied for all meetings and the information would be available on the City's web site. The web site information included an online public survey. The plan's outline would be part of the City's newsletter and provided at the future workshops.

David Rehfeld, Landscape Architecture and Planner with Poggemeyer Design Group, stated Parks and Recreation was not just a single Council priority but was interrelated to other Council priorities as well. City parks represented planned and quality growth and could be instrumental in the successful redevelopment and revitalization of their surrounding locations. An attractive park system could motivate business relocation and expansion.

Mr. Rehfeld stated during the previous workshops people had voiced their interest in parkland availability and recreational facilities. The City had upgraded two existing parks, Petiti Park and Prentiss Walker Park but upgrades could be targeted for Cheyenne Sports Complex, City View Park, Valley View Park and at least two small neighborhood parks. The City currently spent more per acre on park and grounds maintenance than other area cities which raised the issue of whether a future satellite park maintenance facility in the northwest area could be considered. The level of maintenance standards for mature parks would also be questioned.

The City had continued to progress in the creation of new parks. Five new parks totaling nearly 28 acres and the construction of the Silver Mesa Recreation Center had been constructed since 1997 but a shortage of community parks existed. A shortage of sports fields also existed. These issues would determine whether the City should continue to develop more neighborhood parks, concentrate on creating more community parks, or focus on building new recreation centers. Mr. Rehfeld stated the City was two recreation centers behind the current population count for 2003.

The surveys collected from the previous public workshops showed the citizens desired different forms of recreation, such as skateboard and water play parks, dog exercise areas and community gardens. The surveys also showed citizens were interested in extraordinary recreation possibilities including disc golf, bacce ball courts, creative "adventure" playgrounds, roller hockey and an amphitheater.

Mr. Rehfeld stated the City had partnered with the Clark County School District and that partnership had created five neighborhood parks in the City but these sites offered limited public access to both the grounds and recreational facilities because the parks were part of school sites. The plan would examine all available and underutilized school sites to determine the potential for future joint projects.

The City had a 160 acre regional park but the site was a model airplane flying facility. The City would have a model site for a regional park if it were able to acquire the Craig Ranch Golf Course.

Mr. Rehfeld stated the City had made tremendous strides with linear parks with the

development of 70 acres of natural open space in Aliante and aiding in the regional strategy for preservation and restoration of the Las Vegas Wash.

The shortage of different types of parks raised additional issues. The City could explore large acreage regional parks or possibly concentrate on creating downtown orientated parks. Multiple options existed and would be explored.

Mr. Rehfeld stated his firm would provide the City with a prioritized list of possible projects. A five-year Capital Improvement Program would be included in the package. He added many available funding sources existed through federal and state sources. In addition, a funding source could be utilized by General Obligation Bond funds, a parkland dedication ordinance, real estate transfer tax or utility surcharges.

Mr. Rehfeld stated the plan could possibly be presented to Council as soon as June or July and the plan would be periodically updated and revised to represent any change in the population growth of the City, urban development, or opportunities for funding sources.

Councilman Buck stated the City had not made significant progress in the development of parks. She asked Mr. Attanasio and Mr. Rehfeld to investigate the Public Lands Act as a funding source and to concentrate on City View Park as it was an underutilized park. Councilman Buck stated residents near the Lois Craig Elementary School had requested an area for their children to play because the school was inaccessible to the neighborhood children.

Mayor Pro Tempore Robinson stated it was imperative to seek available Public Lands Act funds.

Councilwoman Smith stated the City had made parks a priority and the City had made great progress in the area over the last five years.

Mayor Montandon stated the investment the City made in the Silver Mesa Recreation Center was well worth the \$11 million spent on the project.

Councilman Eliason questioned if the study included eliminating or combining park districts. Mr. Rehfeld replied no, consolidation of park districts would not be included in the study. City Manager Fritsch stated Staff was waiting for the Council's thoughts regarding changes in the park districts.

ACTION: STATUS REPORT GIVEN

PUBLIC HEARINGS - 6:30 P.M.

2. 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. (CONTINUED FROM MARCH 5, 2003)

Mayor Montandon opened the Public Hearing.

Mayor Montandon asked Planning Manager Steve Baxter if Revere Street would maintain the same right-of-way and same width. Mr. Baxter stated there would be no change in Revere Street. It would remain as originally planned.

Dee Newel, 5736 Willowcreek Road, North Las Vegas, 89103, stated she was concerned because the first map she received was incorrect.

Mayor Montandon stated the first map had been incorrect. The vacation would correct a past surveying error.

Mrs. Newel asked if the developer had been contacted regarding landscaping and walls. Mayor Montandon stated the City's design standards were available if she would like a copy. Also, the City did not allow block walls built against the sidewalk. Landscape was required between the sidewalk and block walls.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITION:

1. The applicant shall provide additional survey data that delineates the right-of-way location and demonstrates the need for the vacation.

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

3. **AN APPEAL, SUBMITTED BY THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-44-02 (OUTBACK STEAKHOUSE); AN APPLICATION SUBMITTED BY JOHN T. MORAN III ON BEHALF OF OUTBACK STEAKHOUSE, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF VERY LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED APPROXIMATELY 300 FEET SOUTH OF CRAIG ROAD AND EAST OF FUSELIER DRIVE. (ASSOCIATED ITEM NO. 4, ZN-85-02)**

ACTION: CONTINUED TO APRIL 2, 2003

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

4. **AN APPEAL, SUBMITTED BY THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-85-02 (OUTBACK STEAKHOUSE); AN APPLICATION SUBMITTED BY JOHN T. MORAN III ON BEHALF OF OUTBACK STEAKHOUSE, INC., PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT ON PROPERTY LOCATED APPROXIMATELY 300 FEET SOUTH OF CRAIG ROAD AND EAST OF FUSELIER DRIVE. (ASSOCIATED ITEM NO. 3, AMP-44-02)**

ACTION: CONTINUED TO APRIL 2, 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

5. **VAC-04-03 (CENTENNIAL/BRUCE SOUTH 35); AN APPLICATION SUBMITTED**

BY TANEY ENGINEERING ON BEHALF OF WILLIAM LYON HOMES, PROPERTY OWNER, TO VACATE REISS LANE COMMENCING AT BRUCE STREET AND PROCEEDING EAST TO LAWRENCE STREET AND TO VACATE HAROLD STREET COMMENCING AT TROPICAL PARKWAY AND PROCEEDING NORTH TO AZURE AVENUE.

Mayor Montandon opened the Public Hearing.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING FOUR CONDITIONS:

1. The Master Transportation Study for the project must be revised to address the vacation of Harold Street and Reiss Lane.
2. The vacation shall record concurrently with the plat map for the project.
3. Reiss Lane east of Harold was vacated on March 20, 2002 per Document Number 20020320.00561. The vacation legal description must be modified to reflect this document.
4. Should any telephone facilities be found within the area to be vacated, such facilities shall be relocated at the owner's expense.

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

6. **AN APPEAL, SUBMITTED BY ROBERT COMBS, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE FDP-07-03 (FIFTH & FARM); AN APPLICATION SUBMITTED BY BEAZER HOMES ON BEHALF OF FIFTH & FARM LLC, PROPERTY OWNER, FOR A FINAL DEVELOPMENT PLAN REVIEW IN A PUD, PLANNED UNIT DEVELOPMENT DISTRICT, CONSISTING OF 344 SINGLE FAMILY LOTS ON PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF EL CAMPO GRANDE AVENUE AND DONNA STREET.**

Planning Manager Baxter stated Staff recommended approval of the plan as approved by the Planning Commission.

Mayor Montandon opened the Public Hearing.

Robert Combs, 555 East El Campo Grande, North Las Vegas, requested the homes built along East El Campo Grande Avenue be single story.

Mayor Montandon stated Mr. Combs had requested new home buyers in the area be notified of the possible odor from the pig farm and asked why Mr. Combs did not raise the issue of building single story homes along East El Campo Grande Avenue at the time the property was being zoned. Mr. Combs stated he did not become concerned until he realized two story homes were being built.

Robert Gronauer, 3800 Howard Hughes Parkway, Las Vegas, represented Beazer Homes regarding Mr. Combs' appeal of the Planning Commission's decision. Mr. Gronauer stated he thought past issues with this project had been resolved as the developer would provide notice of the possible odor from the pig farm. The final maps would not be approved by the Planning Commission for at least two weeks due to delay from Mr. Combs' appeal. His client was willing to work with Mr. Combs regarding the single story home issue. Mr. Gronauer stated if single story homes were built along El Campo Grande Avenue it would affect the aesthetics of the development. He stated when El Campo Grande Avenue was fully developed there would be a separation distance of approximately 90 feet from the development and Mr. Combs' property.

Councilman Eliason asked if Beazer Homes had a percentage of the single story homes which would be built. Mr. Gronauer answered 15% of the homes were planned as single story.

Councilman Buck asked Mr. Baxter if the City's design guidelines would be violated if the City required all single story homes to be built along El Campo Grande Avenue. Mr. Baxter stated yes, different models would be used to break up the monotony of the development. He added the developer could possibly agree to building as many single story homes as possible while adhering to the design guidelines. Councilman Buck questioned if the issue of single story homes had been addressed while the plan was in the tentative stage, could the plan had been revised to only single story homes. Mr. Baxter stated yes, the issue could have been resolved at that time.

Mayor Montandon closed the Public Hearing.

ACTION: APPEAL DENIED; PLANNING COMMISSION DECISION UPHELD; FDP-07-03 APPROVED

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

Councilman Buck asked the youth from the Kids Organized to Improve Neighborhood Streets, (Koins) program to be recognized.

Mayor Montandon stated the young people had come to City Hall to learn about governmental process and leadership issues.

BUSINESS (cont.)

25. APPROVAL OF CONVERSION OF ORACLE LICENSES AND PAYMENT OF ANNUAL SUPPORT FOR NON-CONVERTED ORACLE LICENSES IN THE AMOUNT OF \$852,540 (\$302,977 FOR FY 2002/03; \$268,984 FOR FY 2003/04; AND \$280,579 FOR FY 2004/05), AND AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS. (CNLV CONTRACT NO. C-4148)

Mayor Montandon stated the amount requested seemed high but the success of the Oracle databases had modernized the City's computer system.

ACTION: APPROVED

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

26. RESOLUTION NO. 2264; A RESOLUTION OF SUPPORT FOR NEVADA PARTNERS' APPLICATION FOR FUNDING FOR EXPANSION PURPOSES FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION, WITHIN THE U.S. DEPARTMENT OF COMMERCE.

Resolution No. 2264 as introduced by the City Manager:

A RESOLUTION OF SUPPORT FOR NEVADA PARTNERS'
APPLICATION FOR FUNDING FOR EXPANSION PURPOSES
FROM THE ECONOMIC DEVELOPMENT ADMINISTRATION,
WITHIN THE U.S. DEPARTMENT OF COMMERCE.

Councilman Buck stated Nevada Partners' provided a great service to the City and congratulated them on their expansion efforts.

Steven Horsford, President and Chief Executive Officer with Nevada Partners, thanked the Council and Staff for their support.

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

27. **ORDINANCE NO. 1753 (ZOA-10-02, SECURED FIBRES); AN ORDINANCE RELATING TO ZONING; AMENDING SECTION 17.12.20, SECTION 17.20.140, SECTION 17.20.150, AND SECTION 17.24.020C OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO INCLUDE RECYCLING CENTERS, WITH OUTSIDE ACTIVITIES OR STORAGE IN THE LIST OF SPECIAL USES IN THE M-2 GENERAL INDUSTRIAL DISTRICT AND IN THE M-3 HEAVY INDUSTRIAL DISTRICT, AND PROVIDING CRITERIA THAT MUST BE MET BEFORE A RECYCLING CENTER WITH OUTSIDE ACTIVITIES CAN BE APPROVED, AND RENUMBERING THE REMAINDER OF THE LIST OF CONDITIONS FOR SPECIFIED SPECIAL USES, FROM 17 TO 21 IN SECTION 17.24.020C AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR APRIL 2, 2003)**

Ordinance No. 1753 as introduced by the City Manager:

AN ORDINANCE RELATING TO ZONING; AMENDING

SECTION 17.12.20, SECTION 17.20.140, SECTION 17.20.150, AND SECTION 17.24.020C OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS TO INCLUDE RECYCLING CENTERS, WITH OUTSIDE ACTIVITIES OR STORAGE IN THE LIST OF SPECIAL USES IN THE M-2 GENERAL INDUSTRIAL DISTRICT AND IN THE M-3 HEAVY INDUSTRIAL DISTRICT, AND PROVIDING CRITERIA THAT MUST BE MET BEFORE A RECYCLING CENTER WITH OUTSIDE ACTIVITIES CAN BE APPROVED, AND RENUMBERING THE REMAINDER OF THE LIST OF CONDITIONS FOR SPECIFIED SPECIAL USES, FROM 17 TO 21 IN SECTION 17.24.020C AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 2, 2003

28. **ORDINANCE NO. 1767; 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 12.96± ACRES THEREIN FROM R-1 TO PUD (ZN-10-03, NORTH MESA ESTATES), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ALEXANDER ROAD AND SCOTT ROBINSON BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 2, 2003) (ASSOCIATED ITEM NO. 21, AMP-07-03)**

Ordinance No. 1767 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 12.96± ACRES THEREIN FROM R-1 TO PUD (ZN-10-03, NORTH MESA ESTATES), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ALEXANDER ROAD AND SCOTT ROBINSON BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 2, 2003

29. **ORDINANCE NO. 1768; 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 TO A PUBLIC/SEMIPUBLIC MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD APPROXIMATELY 961 FEET EAST OF SIMMONS STREET (ZN-11-03, NORTH VALLEY ENTERPRISES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 2, 2003) (ASSOCIATED ITEM NO. 30, ORDINANCE NO.1769, ZN-12-03)

Ordinance No. 1768 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 TO A PUBLIC/SEMIPUBLIC MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD APPROXIMATELY 961 FEET EAST OF SIMMONS STREET (ZN-11-03, NORTH VALLEY ENTERPRISES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 2, 2003

30. **ORDINANCE NO. 1769; 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 TO A PUBLIC/SEMIPUBLIC MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD APPROXIMATELY 350 FEET EAST OF SIMMONS STREET (ZN-12-03, NORTH VALLEY ENTERPRISES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 2, 2003) (ASSOCIATED ITEM NO. 29, ORDINANCE NO. 1768, ZN-11-03)**

Ordinance No. 1769 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 TO A PUBLIC/SEMIPUBLIC MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY GENERALLY LOCATED NORTH OF ELKHORN ROAD APPROXIMATELY 350 FEET EAST OF SIMMONS STREET (ZN-12-03, NORTH VALLEY ENTERPRISES) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 2, 2003

31. **ORDINANCE NO. 1770; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1387 WHICH RECLASSIFIED CHEYENNE PROMENADE (ZN-08-97) TO A PLANNED UNIT DEVELOPMENT, BY ADDING SIX CONDITIONS AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 2, 2003)**

Ordinance No. 1770 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1387 WHICH RECLASSIFIED CHEYENNE PROMENADE (ZN-08-97) TO A PLANNED UNIT DEVELOPMENT, BY ADDING SIX CONDITIONS AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 2, 2003

ORDINANCES

FINAL ACTION

32. **ORDINANCE NO. 1764; AN ORDINANCE TO REPEAL ORDINANCE NO. 1439, AND TO AMEND TITLE 8 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA, BY ADOPTING A NEW CHAPTER DESIGNATED AS CHAPTER 8 RELATING TO AMBULANCE FRANCHISING; PROVIDING FOR CERTAIN DEFINITIONS; PROVIDING FOR APPLICATION PROCEDURES AND PROVIDING PENALTIES FOR THE VIOLATION OF SAID CHAPTER; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1764 as introduced by the City Manager:

AN ORDINANCE TO REPEAL ORDINANCE NO. 1439, AND TO AMEND TITLE 8 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, NEVADA, BY ADOPTING A NEW CHAPTER DESIGNATED AS CHAPTER 8 RELATING TO AMBULANCE FRANCHISING; PROVIDING FOR CERTAIN DEFINITIONS; PROVIDING FOR APPLICATION PROCEDURES AND PROVIDING PENALTIES FOR THE VIOLATION OF SAID CHAPTER; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

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

33. **ORDINANCE NO. 1765; 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 20.6± ACRES THEREIN FROM AN R-2 TWO-FAMILY RESIDENTIAL TO AN R-1 SINGLE FAMILY RESIDENTIAL DISTRICT (ZN-08-03, CARMENA), FOR PROPERTY GENERALLY LOCATED SOUTH OF AZURE AVENUE BETWEEN DONNA STREET AND BRUCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1764 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 20.6± ACRES THEREIN FROM AN R-2 TWO-FAMILY RESIDENTIAL TO AN R-1 SINGLE FAMILY RESIDENTIAL DISTRICT (ZN-08-03, CARMENA), FOR PROPERTY GENERALLY LOCATED SOUTH OF AZURE AVENUE BETWEEN DONNA STREET AND BRUCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED & ADOPTED

MOTION: Councilwoman Smith

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

34. **ORDINANCE NO. 1766; AN ORDINANCE CONCERNING THE COLLECTION OF SPECIAL ASSESSMENTS IN DISTRICTS 57, 58 AND 60 AND DELEGATING CERTAIN MATTERS TO THE FINANCE DIRECTOR.**

Ordinance No. 1766 as introduced by the City Manager:

AN ORDINANCE CONCERNING THE COLLECTION OF SPECIAL ASSESSMENTS IN DISTRICTS 57, 58 AND 60 AND DELEGATING CERTAIN MATTERS TO THE FINANCE DIRECTOR.

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

APPOINTMENTS

35. APPOINTMENT OF ONE MEMBER OF THE CITY COUNCIL TO THE EDUCATIONAL CHANNEL BOARD FOR A ONE YEAR TERM EFFECTIVE THE DATE OF APPOINTMENT.

ACTION: COUNCILWOMAN STEPHANIE SMITH APPOINTED FOR THE TERM OF ONE YEAR

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

Councilman Eliason stated he had the opportunity to observe the Koins' members as they created a design for the Lake Mead Island.

CITY MANAGER'S REPORT

No report given.

PUBLIC FORUM

There were no participants.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:50 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: April 2, 2003

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

Attest:

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