

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

April 7, 2004

CITY COUNCIL MEETING

CALL TO ORDER

6:03 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 Gregory Rose
Assistant City Manager Dan Tarwater
City Attorney Sean McGowan
Acting City Clerk Karen L. Storms
Human Resources Director Vince Zamora
Public Works Director Jim Bell
Police Chief Mark Paresi
Planning and Zoning Director Jory Stewart
Acting Utilities Director David Bereskin

Acting Planning Manager Marc Jordan
Assistant Detention Center Chief Dan Lake
Assistant Fire Chief Jimmy Johnson
Assistant Finance Director Kay Godbey
Information Technology Manager Ila Kowalski
Recreation Manager Jim Stritchko
Sr. Deputy City Clerk Jo Ann Lawrence
Deputy City Clerk Julie A. Shields

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
Acting City Clerk

INVOCATION

Eric Betts
Present 7th Day

PLEDGE OF ALLEGIANCE

Councilman Shari Buck

PRESENTATION

- ★ **PRESENTATION OF AN AWARD TO THE NORTH LAS VEGAS CITY COUNCIL IN RECOGNITION OF THE REGIONAL TRANSPORTATION COMMISSION'S CLUB RIDE PROGRAM BY EDDIE BRYANT, HUMAN RESOURCES DEPARTMENT.**

ACTION: AWARD PRESENTED TO CITY COUNCIL

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF APRIL 7, 2004.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 2 & 3 CONTINUED TO JUNE 16, 2004; ITEM NO. 36 TABLED TO APRIL 21, 2004

MOTION: Councilman Eliason

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

CONSENT AGENDA

4. **APPROVAL OF SPECIAL CITY COUNCIL STUDY SESSION MEETING MINUTES OF FEBRUARY 4, 2004.**

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

5. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF FEBRUARY 4, 2004.

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

6. APPROVAL OF PRIVILEGED LICENSE: (EXHIBIT A)

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
<u>NEW LIQUOR</u>		
1. Walmart Store, Inc. Harold Lee Scott Jr., Pres/CEO	LIQUOR	General Off Sales
DBA: Wal-Mart Supercenter #2592 1807 W Craig Rd North Las Vegas, Nevada		<u>Police Investigations Completed</u>

PENDING FINAL BUILDING & FIRE APPROVALS

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

7. APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH D.R. HORTON, INC. FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ANN AND LOSEE ROADS IN THE AMOUNT OF 1.8% OF THE TOTAL COST OR \$8,855, CENTENNIAL PARKWAY AND LOSEE ROAD IN THE AMOUNT OF 1.3% OF THE TOTAL COST OR \$6,395, CENTENNIAL PARKWAY AND NORTH FIFTH STREET IN THE AMOUNT OF 0.3% OF THE TOTAL COST OR \$1,596, BELTWAY - EASTBOUND AND LOSEE ROAD IN THE AMOUNT OF 1.2% OF THE TOTAL COST OR \$5,903 AND BELTWAY - WESTBOUND AND LOSEE ROAD IN THE AMOUNT OF 1.2% OF THE TOTAL COST OR \$5,903 FOR THE SHADOW CREEK MANOR RESIDENTIAL SUBDIVISION, LOCATED ON THE NORTHEAST CORNER OF AZURE AVENUE AND LOSEE 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

8. APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH D.R. HORTON, INC. FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CENTENNIAL PARKWAY AND ALLEN LANE IN THE AMOUNT OF 3.9% OF THE TOTAL COST OR \$20,742, CENTENNIAL PARKWAY AND SIMMONS STREET IN THE AMOUNT OF 1.9% OF THE TOTAL COST OR \$8,654, DEER SPRINGS WAY AND ALLEN LANE IN THE AMOUNT OF 1.3% OF THE TOTAL COST OR \$7,459 AND DEER SPRINGS WAY AND SIMMONS STREET IN THE AMOUNT OF 1.7% OF THE TOTAL COST OR \$8,363 FOR THE ALLEN MANOR RESIDENTIAL SUBDIVISION, LOCATED ON THE SOUTHEAST CORNER OF CENTENNIAL PARKWAY AND ALLEN LANE.

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 CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH US HOME CORPORATION FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CENTENNIAL PARKWAY AND LOSEE ROAD IN THE AMOUNT OF 1.9% OF THE TOTAL COST OR \$9,347, CENTENNIAL PARKWAY AND PECOS ROAD IN THE AMOUNT OF 3.3% OF THE TOTAL COST OR \$17,551, ANN ROAD AND LOSEE ROAD IN THE AMOUNT OF 1.5% OF THE TOTAL COST OR \$7,379, BELTWAY - EASTBOUND AND LOSEE ROAD IN THE AMOUNT OF 1.1% OF THE TOTAL COST OR \$5,411, AND BELTWAY - WESTBOUND AND LOSEE ROAD IN THE AMOUNT OF 3.6% OF THE TOTAL COST OR \$17,710 FOR THE CENTENNIAL/AZURE RESIDENTIAL SUBDIVISION, BOUNDED BY STATZ STREET, MCCARRAN STREET AND AZURE STREET.**

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 OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH STATION CASINOS DBA FIESTA RANCHO HOTEL FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT LAKE MEAD BOULEVARD - WEST LEG AND RANCHO DRIVE IN THE AMOUNT OF 0.6% OF THE TOTAL COST OR \$1,500 FOR THE FIESTA ICE RINK EXPANSION LOCATED ON THE NORTHWEST CORNER OF LAKE MEAD BOULEVARD AND RANCHO DRIVE.**

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 TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH 4129 WEST CHEYENNE AVENUE, LLC FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CHEYENNE AVENUE AND ALLEN LANE IN THE APPROXIMATE AMOUNT OF 1.0% OF THE TOTAL COST OR \$1,934 AND CHEYENNE AVENUE AND VALLEY DRIVE IN THE APPROXIMATE AMOUNT OF 1.5% OF THE TOTAL COST OR \$7,969 FOR THE CHEYENNE/CALIFORNIA WAREHOUSE, LOCATED ON THE SOUTHWEST CORNER OF CHEYENNE AVENUE AND CALIFORNIA AVENUE. (CNLV CONTRACT NO. C-5642)**

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. **VAC-06-04 (NORTH 5TH AND DONNA STREETS); AN APPLICATION SUBMITTED BY SIGNATURE HOMES ON BEHALF OF WESLEY D. ADAMS, PROPERTY OWNER, TO VACATE A PORTION OF STAGECOACH CIRCLE AND CORRESPONDING UTILITY EASEMENTS COMMENCING APPROXIMATELY 76 FEET WEST OF DONNA STREET AND PROCEEDING WEST APPROXIMATELY 426 FEET. (SET PUBLIC HEARING FOR MAY 5, 2004)**

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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. VAC-09-04 (THE SHADOWS); AN APPLICATION SUBMITTED BY BEAZER HOMES, ON BEHALF OF US HOME CORPORATION, PROPERTY OWNER, TO VACATE TROPICAL PARKWAY BETWEEN MCCARRAN STREET AND STATZ STREET. (SET PUBLIC HEARING FOR MAY 5, 2004)

ACTION: PUBLIC HEARING SET FOR MAY 5, 2004

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

14. AUTHORIZATION OF A STAFFING PATTERN CHANGE TO ENABLE THE TIMELY RECRUITMENT OF ADDITIONAL STAFF IN THE FINANCE DEPARTMENT DUE TO NOTIFICATION OF PENDING RETIREMENT OF THE ACCOUNTING MANAGER BY HIRING A FINANCIAL ANALYST, AN ACCOUNTANT AND RECLASSIFYING TWO ACCOUNTING TECHNICIANS TO SENIOR ACCOUNTING TECHNICIANS.

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

15. APPROVAL TO AMEND THE FY 2003 - 2004 STAFFING PATTERN AS FOLLOWS:

(All Staffing Pattern changes will be processed when administratively feasible)

POLICE DEPARTMENT

Reclassify one (1) Senior Work Card/Fingerprint Assistant TNS 13/14 to Office Assistant/Senior Office Assistant TNS 13/14.

PUBLIC WORKS

Building Safety

Add one (1) full time Temporary Inspector/Combination Inspector TNS 19/20 (This position will last for two (2) years). Salaries and benefits will be reimbursed by KB Homes.

Add one (1) full time Temporary Inspector/Combination Inspector TNS 19/20 (This position will last for two (2) years). Salaries and benefits will be reimbursed by American Premiere Homes.

Add one (1) full time Temporary Inspector/Combination Inspector TNS 19/20 (This position will last for two (2) years). Salaries and benefits will be reimbursed by Kimball Hill Homes.

Add twelve (12) full time Inspector/Combination Inspector TNS 19/20. (The duration of these positions will not last beyond a two year period from date of hire). Salaries and benefits will be reimbursed by assigned developers.

Construction Services

Reclassify five (5) Senior Construction Project Inspector TS 21 to Offsite Construction Inspector TNS 21

Reclassify seven (7) Construction Project Inspector TNS 20 to Offsite Construction Inspector TNS 21

Title change only: Two (2) Construction Project Inspector TNS 20 (vacant) to Offsite Construction Inspector TNS 21

Indefinitely hold vacant Construction Project Inspector position TNS 21/Step 9

ACTION: APPROVED

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

Mayor Montandon questioned City Manager Gregory Rose if the 12 additional positions would come before Council in the future once the positions had been assigned. City Manager Rose replied no, once the personnel were assigned, the item would not come before Council again.

16. RATIFICATION OF APPOINTMENT OF JORY STEWART AS DIRECTOR OF PLANNING AND ZONING.

ACTION: APPOINTMENT RATIFIED

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

PUBLIC HEARINGS - 6:15 P.M.

2. AMP-13-04 (CENTENNIAL MARKETPLACE); AN APPLICATION SUBMITTED BY P. T. CORPORATION, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF LAWRENCE STREET AND CENTENNIAL PARKWAY. (ASSOCIATED ITEM NO. 3, ZN-19-03)

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO JUNE 16, 2004

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

3. **APPEAL, SUBMITTED BY ROBERT J. GRONAUER OF KUMMER KAEMPFER BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-19-03 (PT CORP.); AN APPLICATION SUBMITTED BY P. T. CORPORATION, INC., PROPERTY OWNER, 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 LAWRENCE STREET AND CENTENNIAL PARKWAY. (CONTINUED JANUARY 7 AND MARCH 3, 2004) (ASSOCIATED ITEM NO. 2, AMP-13-04)**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO JUNE 16, 2004

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

BUSINESS (cont.)

17. **APPROVAL TO RENEW THE CONTRACT BETWEEN THE CITY OF NORTH LAS VEGAS AND SIERRA HEALTH-CARE OPTIONS, INCORPORATED FOR WORKERS' COMPENSATION MANAGED CARE SERVICES FOR CASE MANAGEMENT, PROVIDER NETWORK ACCESS AND MRO SERVICES, COMMENCING MAY 1, 2004, CONTINUING FOR 24 CONSECUTIVE MONTHS ENDING APRIL 30, 2006. (CNLV CONTRACT NO. C-4601)**

ACTION: APPROVED

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

18. **APPROVAL TO ALLOCATE \$6,300 FOR THE SHARED FUNDING OF THE REGIONAL HOMELESS COORDINATOR AS PER THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND COUNTY OF CLARK, CITY OF LAS VEGAS, CITY OF HENDERSON AND CITY OF BOULDER CITY AND IN ACCORDANCE WITH THE HOMELESS INTERVENTION PROPOSAL FROM THE GENERAL FUND CONTINGENCY ACCOUNT INTO THE CITY MANAGER'S PROFESSIONAL SERVICES LINE ITEM ACCOUNT. (CNLV CONTRACT NO. C-5627)**

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

19. **APPROVAL TO ALLOCATE \$28,043 FROM THE GENERAL FUND CONTINGENCY ACCOUNT INTO THE CITY MANAGER'S PROFESSIONAL SERVICES LINE ITEM ACCOUNT TO THE SOUTHERN NEVADA REGIONAL PLANNING COALITION, ORIGINALLY APPROVED FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR EMERGENCY SHELTER WINTER BEDS FOR THE AREA HOMELESS POPULATION.**

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

20. APPROVAL FOR AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS, COUNTY OF CLARK, CITY OF LAS VEGAS, CITY OF HENDERSON AND THE CITY OF BOULDER CITY TO PROVIDE FUNDS FOR THE COMMUNITY TRIAGE CENTER OPERATED BY WESTCARE, NEVADA, INC. FOR AN EXTENSION OF FUNDING OF OPERATING EXPENSES FOR THE SIX MONTH PERIOD JANUARY 1, 2004 UNTIL JUNE 30, 2004 IN THE AMOUNT OF \$165,432 (DOES NOT REQUIRE ADDITIONAL ALLOCATION OF FUNDS FOR THE EXTENDED SIX MONTH PERIOD). (CNLV CONTRACT NO. C-5288)

ACTION: APPROVED

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

21. APPROVAL OF THE FINAL CONCEPTUAL DESIGN OF THE LOWER LAS VEGAS WASH PARK.

Recreation Manager Jim Stritchko stated staff had met with potential user groups of the facility to obtain feedback and a public meeting had been held.

The park would be equipped with a baseball field and would be available for users of all ages. Portable fencing would be provided and allow for the expansion of the baseball field turf areas to be used for additional purposes. Soccer fields, basketball courts and a skate park pad would also be provided. A walking path would encircle the area. The path would be accessible to Americans With Disabilities (ADA) persons and act as an entrance to the

field areas. The parking lot would accommodate over 200 vehicles. A tot-lot and playground area would be located near the restroom facilities. The field lighting issue had been addressed at the public meeting. An analysis would be conducted to measure the impact near adjacent homes. The basketball court would be lit at night but the skate park would not. Special events would be held in the park such as movies and concerts. Suggested names for the park would be brought before the Parks and Recreation Advisory Board and forwarded to the Council at a future meeting. Recreation Manager Stritchko stated the conceptual design would be examined by the Engineering Department and within six months would be available to begin the bid process. Construction would take approximately nine months.

Mayor Montandon thanked Recreation Manager Stritchko for his effort.

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

22. APPROVAL OF REVOCABLE FRANCHISE AGREEMENT BETWEEN SOUTHWEST GAS CORPORATION, A CALIFORNIA CORPORATION AND THE CITY OF NORTH LAS VEGAS FOR THE CITY TO COLLECT FIVE PERCENT (5%) OF THE GROSS REVENUES FROM SOUTHWEST GAS FOR THE PURPOSE OF INSTALLING, MAINTAINING AND USING FACILITIES IN SUCH PARTS OF THE STREETS AND PUBLIC RIGHTS-OF-WAY OF THE CITY FOR THE PURPOSE OF CONVEYING AND DISTRIBUTING NATURAL GAS TO THE PUBLIC FOR ANY AND ALL PURPOSES, RETROACTIVE TO MARCH 1, 2003, REMAINING IN FULL FORCE AND EFFECT FOR A PERIOD OF TEN (10) YEARS, UNLESS SOONER TERMINATED PURSUANT TO THE TERMS OF THE FRANCHISE. (CNLV CONTRACT NO. C-5577)

ACTION: APPROVED

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

23. **APPROVAL OF THE INTERLOCAL CONTRACT, NLV.04.D.04 BETWEEN THE CITY OF NORTH LAS VEGAS AND CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT FOR THE GOWAN OUTFALL - LONE MOUNTAIN BRANCH CHANNEL PROJECT, TO PROVIDE FUNDING FOR PRELIMINARY ENGINEERING, FINAL DESIGN AND ENVIRONMENTAL REVIEW SERVICES FOR AN AMOUNT NOT TO EXCEED \$1,331,172, TO BE COMPLETED BY JUNE, 2007. (CNLV CONTRACT NO. C-5643) (CNLV CONTRACT NO. C-5643)**

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

24. **APPROVAL TO AWARD THE CONSTRUCTION CONTRACT FOR BID NO. 1155, INCLUDING ADDITIVE ALTERNATES 1 AND 2, THE TRIBUTARY TO THE WESTERN TRIBUTARY AT ALEXANDER ROAD PROJECT, TO CAPRIATI CONSTRUCTION CORPORATION, INC. IN THE AMOUNT OF \$7,728,672.77. (CNLV CONTRACT NO. C-5644)**

Mayor Montandon asked Public Works Director Jim Bell for verification of the name of the tributary. Director Bell stated the name had originated from the original Montgomery Master Plan.

Councilwoman Smith disclosed her husband worked for Rinker Hydroconduit which may be a subcontractor for the project. She felt the association would not affect her ability to vote on the item.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

25. APPROVAL OF THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND THE SOUTHERN NEVADA WATER AUTHORITY (SNWA) IN THE AMOUNT OF \$65,304 FOR A COMMUNICATION CONTROL SYSTEM BETWEEN THE CITY'S FUTURE 2430 ZONE MOCCASIN RESERVOIR AND THE SNWA'S DECATUR PUMP STATION, TO BE REIMBURSED BY SNWA. (CNLV CONTRACT NO. C-5645)

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

26. APPROVAL OF THE SEWER AGREEMENT BETWEEN D. R. HORTON, INC. AND THE CITY OF NORTH LAS VEGAS IN THE AMOUNT OF \$29,745 FOR THE OVERSIZING OF 3,305 LINEAL FEET OF SEWER MAIN IN HAROLD STREET AND LONE MOUNTAIN ROAD. (CNLV CONTRACT NO. C-5646)

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

27. RESOLUTION NO. 2289; A RESOLUTION IN SUPPORT OF THE LINCOLN COUNTY LAND ACT.

Resolution No. 2289 as introduced by the City Manager:

A RESOLUTION IN SUPPORT OF THE LINCOLN COUNTY
LAND ACT.

ACTION: PASSED AND ADOPTED

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

ORDINANCES
INTRODUCTION ONLY

28. **ORDINANCE NO. 1930; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND ORDINANCE NO. 1805, BEING CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, TO REFLECT CHANGES MADE IN THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN IN REGARD TO RESIDENTIAL VEHICLE WASHING AND MISTING SYSTEMS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR APRIL 21, 2004)**

Ordinance No. 1930 as introduced by the Acting City Clerk:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA TO AMEND ORDINANCE NO. 1805, BEING CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, TO REFLECT CHANGES MADE IN THE SOUTHERN NEVADA WATER AUTHORITY DROUGHT PLAN IN REGARD TO RESIDENTIAL VEHICLE WASHING AND MISTING SYSTEMS, OF TITLE 13 OF THE NORTH LAS VEGAS MUNICIPAL CODE; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 21, 2004

29. **ORDINANCE NO. 1957; 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 40 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED EAST OF ALIANTE PARKWAY AND NORTH OF ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 21, 2004)**

Ordinance No. 1957 as introduced by the Acting City Clerk:

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 40 ACRES THEREIN FROM MPC, MASTER PLANNED COMMUNITY TO MPC/R-1, MASTER PLANNED COMMUNITY/SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-20-04, ALIANTE), FOR PROPERTY GENERALLY LOCATED EAST OF ALIANTE PARKWAY AND NORTH OF ELKHORN ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 21, 2004

30. **ORDINANCE NO. 1958; 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 FIVE (5) ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-21-04, ROME AND NORTH FIFTH STREET), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ROME BOULEVARD AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 21, 2004)**

Ordinance No. 1958 as introduced by the Acting City Clerk:

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 FIVE (5) ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-21-04, ROME AND NORTH FIFTH STREET), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ROME BOULEVARD AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 21, 2004

31. **ACCEPTANCE OF PETITION FOR ANNEXATION (ANNEXATION NO. 124) SUBMITTED BY JIM AND MARY PHAM TRUST AND UNLIMITED HOLDINGS, INC. TO ANNEX APPROXIMATELY TEN (10) ACRES OF PROPERTY LOCATED ON THE SOUTHWEST CORNER OF WASHBURN ROAD AND LAWRENCE STREET. (ASSOCIATED ITEM NO. 32, ORDINANCE NO. 1959)**

ACTION: PETITION FOR ANNEXATION ACCEPTED

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

32. **ORDINANCE NO. 1959; (ANNEXATION NO. 124); 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 APRIL 21, 2004) (ASSOCIATED ITEM NO. 31, ANNEXATION NO. 124)**

Ordinance No. 1959 as introduced by the Acting City Clerk:

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 APRIL 21, 2004

33. ORDINANCE NO. 1967; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE NO. 1587 REGARDING THAT CERTAIN DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NORTH VALLEY ENTERPRISES, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR APRIL 21, 2004)

Ordinance No. 1967 as introduced by the Acting City Clerk:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCE NO. 1587 REGARDING THAT CERTAIN DEVELOPMENT AGREEMENT BETWEEN THE CITY OF NORTH LAS VEGAS AND NORTH VALLEY ENTERPRISES, LLC FOR THE DEVELOPMENT OF LAND AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR APRIL 21, 2004

ORDINANCES

FINAL ACTION

- 34. ORDINANCE NO. 1954; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-03-04); AMENDING SECTION 17.12.210(H.1)(2), TO ADD AUTO PARTS SALES AS A PERMITTED USE AND REMOVE THE EXCLUSION OF AUTO PARTS STORES UNDER RETAIL STORES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 1954 as introduced by the City Manager:

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-03-04); AMENDING SECTION 17.12.210(H.1)(2), TO ADD AUTO PARTS SALES AS A PERMITTED USE AND REMOVE THE EXCLUSION OF AUTO PARTS STORES UNDER RETAIL STORES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Acting Planning Manager Marc Jordan stated the proposed ordinance would allow auto supply stores in an area which would normally exclude them. The Charleston Auto Supply store near Las Vegas Boulevard and Main Street would like to remodel their existing building but would like to include an auto supply store. Councilwoman Smith stated she would prefer the ordinance amendment be changed to a special use and specific to the Charleston Auto Supply store.

Mayor Montandon questioned City Attorney Sean McGowan regarding the procedure if the Council considered Councilwoman Smith's recommendation. City Attorney McGowan replied it would be an amendment to the ordinance. If the amendment passed, the City Attorney's Office would take the necessary steps to prepare the proper paperwork. Acting Planning Manager Jordan stated a special use would be accepted and no further conditions would be required. Councilwoman Smith stated allowances for auto part stores had not been considered by the Redevelopment Agency. She felt auto part stores should be evaluated on a case by case basis. Councilman Eliason questioned if the ordinance was approved with the amendment, would it apply to the entire City. Mayor Montandon replied the amended ordinance would apply only to the Redevelopment area.

City Attorney McGowan agreed.

ACTION: AMENDMENT REQUIRES AUTO SUPPLY STORES AS A SPECIAL USE APPROVED

MOTION: Councilwoman Smith
SECOND: Mayor Montandon

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

ACTION: PASSED AND ADOPTED AS AMENDED

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

35. ORDINANCE NO. 1955; 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 14.98 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT (ZN-12-04, ANN AND COMMERCE TRAILS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND COMMERCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 1955 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 14.98 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT (ZN-12-04, ANN AND COMMERCE TRAILS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ANN ROAD AND COMMERCE STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Acting Planning Manager Marc Jordan stated the proposed zone change would be for a Planned Unit Development (PUD) District and would be similar to nearby properties under construction.

ACTION: PASSED AND ADOPTED

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

APPOINTMENTS

36. **APPOINTMENTS BY CITY COUNCIL MEMBERS (THREE APPOINTMENTS EACH) TO THE 15 MEMBER VISIONING COMMITTEE TO REPRESENT THE COMMUNITY'S INTEREST AND GENERATE THE COMMUNITY'S PARTICIPATION IN CREATING A 20-YEAR VISIONING PLAN FOR NORTH LAS VEGAS, FOR AN INDEFINITE TERM.**

ACTION: TABLED TO APRIL 21, 2004

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

COUNCIL ITEMS

Councilwoman Smith requested Staff perform additional work concerning disclosure to potential homeowners by developers regarding matters affecting their property. At the March 17, 2004 City Council meeting, Mr. Negrete stated issues concerning the pig farm in his area were not disclosed by the developer and subsequent to that meeting, research was conducted which revealed this matter was disclosed. Councilwoman Smith conveyed it was the City's intention concerning disclosures to clearly state such matters on a single-form document and she requested Staff work with developers to make those requirements specific and enforceable. City Manager Rose stated a letter would be forwarded to all developers.

Councilman Eliason recommended when storm drains were installed and improvements

made to streets throughout the City, Staff complete half-street improvements that were missing. A half-street improvement existed from Simmons Street to Valley Drive where a storm drain would be placed, and it made sense to complete these improvements while the streets were under construction.

Public Works Director Jim Bell advised funding from the Flood Control District prevented the placement of streets in those types of corridors. If the City were disrupting an existing road, the Flood Control District would pay for its reconstruction. Director Bell stated other options would be explored.

CITY MANAGER'S REPORT

No report was given.

PUBLIC FORUM

Frank Azbell, 1608 E. Flower Avenue, North Las Vegas, stated he was a 45-year resident who was concerned about three vacant houses on his street. The Police Department was contacted concerning vandalism and a history of one of the houses being a "meth lab." In addition, Mr. Azbell requested parking provisions be made in front of the church on Bruce Street when the road was paved, and vendor sales were taking place in parking lots on Saturday and Sunday evenings. Mayor Montandon responded Council met earlier today regarding a regulated Farmer's Market in the City which should help to alleviate the problem.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 6:46 p.m.

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

APPROVED: July 7, 2004

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

Attest:

/s/ Karen L. Storms
Karen L. Storms, CMC, City Clerk