

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

February 15, 2006

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

CITY COUNCIL MEETING

CALL TO ORDER

6:01 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 Sam Chambers
Assistant City Manager Maryann Ustick
Acting City Attorney Carie Torrence
City Clerk Karen Storms
Communications Director Brenda Johnson
Economic Development Director Mike Majewski
Finance Director Phil Stoeckinger
Fire Chief Al Gillespie

General Services Director Eric Dabney
Human Resources Director Ali R. Freeman
Information Technology Director Steve Chapin
Planning and Zoning Director Jory Stewart
Planning and Zoning Manager Marc Jordan
Police Chief Mark Paresi
Public Works Director Jim Bell
Chief Deputy City Clerk Anita Sheldon

WELCOME

Mayor Michael L. Montandon

VERIFICATION

Karen L. Storms, CMC
City Clerk

INVOCATION

Planning Commissioner L. Dean Leavitt

PLEDGE OF ALLEGIANCE

Councilman Robert L. Eliason

PUBLIC FORUM

There was no public participation.

PRESENTATION

- ★ **PRESENTATION BY THE NEVADA CHAPTER OF THE AMERICAN PUBLIC WORKS ASSOCIATION, MAJOR PROJECT OF THE YEAR AWARD, FOR TRANSPORTATION PROJECTS CONSTRUCTED IN 2004 BETWEEN \$5,000,000-\$10,000,000; CRAIG ROAD IMPROVEMENTS, PHASE II**

Peggy Pound, President of the American Public Works Association, stated once a year a major project of the year was selected from the transportation category and the Craig Road project was selected for the Major Project of the Year Award.

David Alexander and Michael Holloway of the Poggemeyer Design Group, were also presented with an award for their work on the project.

Representatives of Meadow Valley Contractors were also present during the presentation of the awards.

ACTION: PRESENTATION MADE

AGENDA

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF FEBRUARY 15, 2006.**

ACTION: APPROVED, AS AMENDED: ITEMS NOS. 2, 46 AND 47 CONTINUED TO APRIL 5, 2006

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

CONSENT AGENDA

15. APPROVAL OF SPECIAL CITY COUNCIL MEETING MINUTES OF NOVEMBER 8, 2005.

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 SPECIAL CITY COUNCIL MEETING MINUTES OF NOVEMBER 16, 2005.

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 REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 16, 2005.

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 A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH ANN AND DECATUR 2005, LLC, FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ANN ROAD AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF 15.8% OF THE TOTAL

COST OR \$18,960; WASHBURN ROAD AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF 14.7% OF THE TOTAL COST OR \$78,099; AND ANN ROAD AND VALLEY DRIVE IN THE APPROXIMATE AMOUNT OF 7.1% OF THE TOTAL COST OR \$34,927; AND ANN ROAD AND BRADLEY ROAD IN THE APPROXIMATE AMOUNT OF 8.9% OF THE TOTAL COST OR \$10,680, FOR THE ANN/DECATUR SHOPPING CENTER, LOCATED ON THE SOUTHEAST CORNER OF ANN ROAD AND DECATUR BOULEVARD. (CNLV CONTRACT NO. C-6238)

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 A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH CENTENNIAL DEVELOPMENT, LLC, FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CENTENNIAL PARKWAY AND COMMERCE STREET IN THE APPROXIMATE AMOUNT OF 6.4% OF THE TOTAL COST OR \$31,484; CENTENNIAL PARKWAY AND NORTH 5TH STREET IN THE APPROXIMATE AMOUNT OF 6.5% OF THE TOTAL COST OR \$34,571; DEER SPRINGS WAY AND COMMERCE STREET IN THE APPROXIMATE AMOUNT OF 4.4% OF THE TOTAL COST OR \$21,645; AND COMMERCE STREET AND REVERE STREET IN THE APPROXIMATE AMOUNT OF 1.9% OF THE TOTAL COST OR \$9,347, FOR THE CENTENNIAL/COMMERCE SHOPPING CENTER, LOCATED ON THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND COMMERCE STREET. (CNLV CONTRACT NO. C-6237)

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 OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH R & S WASHBURN, LLC, FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT BELTWAY EB AND LAMB BOULEVARD IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$7,228; BELTWAY WB AND LAMB BOULEVARD IN THE AMOUNT OF 1.3% OF THE TOTAL COST OR \$9,397; BELTWAY EB AND PECOS ROAD IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$7,228; BELTWAY WB AND PECOS ROAD IN THE AMOUNT OF 1.4% OF THE TOTAL COST OR \$10,119; CENTENNIAL PARKWAY AND LAMB BOULEVARD IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$7,228; CENTENNIAL PARKWAY AND PECOS ROAD IN THE AMOUNT OF 1.6% OF THE TOTAL COST OR \$8,510; TROPICAL PARKWAY AND PECOS ROAD IN THE AMOUNT OF 2.3% OF THE TOTAL COST OR \$10,476; CENTENNIAL PARKWAY AND PECOS ROAD - SOUTH LEG/DUAL LEFT IN THE AMOUNT OF 5.5% OF THE TOTAL COST OR \$6,600; TROPICAL PARKWAY AND PECOS ROAD - NORTH LEG/DUAL LEFT IN THE AMOUNT OF 5.1% OF THE TOTAL COST OR \$6,120; TROPICAL PARKWAY AND PECOS ROAD - SOUTH LEG/DUAL LEFT IN THE AMOUNT OF 2.8% OF THE TOTAL COST OR \$3,360; AND BELTWAY EB AND PECOS ROAD - SOUTH LEG/DUAL LEFT IN THE AMOUNT OF 5.5% OF THE TOTAL COST OR \$6,600, FOR THE RUNVEE HOBART, PARCEL 3B RESIDENTIAL DEVELOPMENT, LOCATED ON THE NORTHEAST CORNER OF ANN ROAD AND PECOS 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

21. APPROVAL OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH REAL HOMES, A DIVISION OF CENTEX HOMES, FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ALEXANDER ROAD AND SIMMONS STREET IN THE AMOUNT OF 3.2% OF THE TOTAL COST OR \$13,496; GOWAN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.9% OF THE TOTAL COST OR \$9,347; AND CHEYENNE AVENUE AND SIMMONS STREET IN THE AMOUNT OF 2.8% OF THE TOTAL COST OR \$3,360, FOR THE COLEMAN/GILMORE RESIDENTIAL SUBDIVISION, LOCATED ON THE SOUTHEAST CORNER OF ALEXANDER ROAD AND SIMMONS 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

- 22. APPROVAL OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH REAL HOMES, A DIVISION OF CENTEX HOMES, FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT ALEXANDER ROAD AND SIMMONS STREET IN THE AMOUNT OF 2.0% OF THE TOTAL COST OR \$8,435 AND GOWAN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919, FOR THE ALEXANDER/SIMMONS RESIDENTIAL SUBDIVISION, LOCATED ON THE NORTHEAST CORNER OF ALEXANDER ROAD AND SIMMONS 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

- 23. APPROVAL OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH REAL HOMES, A DIVISION OF CENTEX HOMES, FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT GOWAN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.8% OF THE TOTAL COST OR \$4,919, FOR THE SIMMONS AND GILMORE RESIDENTIAL SUBDIVISION, LOCATED ON THE SOUTH SIDE OF GILMORE AVENUE, APPROXIMATELY 300 FEET WEST OF SIMMONS 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

- 24. APPROVAL OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL**

IMPROVEMENT COST PARTICIPATION AGREEMENT WITH STANDARD PACIFIC LAS VEGAS, INC., FOR A PORTION OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNALS AT CRAIG ROAD AND NORTH 5TH STREET IN THE AMOUNT OF 1.8% OF THE TOTAL COST OR \$2,160 AND LONE MOUNTAIN ROAD AND NORTH 5TH STREET IN THE AMOUNT OF 1.5% OF THE TOTAL COST OR \$9,295, FOR THE LONE MOUNTAIN VILLAS RESIDENTIAL PROJECT, LOCATED ON THE SOUTHWEST CORNER OF LONE MOUNTAIN ROAD AND NORTH 5TH 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

25. **AN APPEAL SUBMITTED BY CHRISTINE MENDOZA, APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY VN-01-06 (MENDOZA RESIDENCE); AN APPLICATION SUBMITTED BY RICARDO MENDOZA-RAMOS AND CHRISTINE MENDOZA, PROPERTY OWNERS, FOR A VARIANCE IN AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO ALLOW A 5-FOOT CORNER SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED, FOR PROPERTY LOCATED AT 3904 W. DELHI AVENUE. (SET PUBLIC HEARING FOR MARCH 1, 2006)**

ACTION: PUBLIC HEARING SET FOR MARCH 1, 2006

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

26. **UN-08-06 (PROJECT #1500); AN APPLICATION SUBMITTED BY THE SCHOOL BOARD OF TRUSTEES, PROPERTY OWNER, FOR A USE PERMIT IN A PUD PLANNED UNIT DEVELOPMENT TO ALLOW AN ELEMENTARY SCHOOL ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CARLA ANN ROAD AND WALNUT ROAD. (SET PUBLIC HEARING FOR MARCH 1, 2006)**

ACTION: PUBLIC HEARING SET FOR MARCH 1, 2006

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

27. **APPROVAL TO RENEW THE AGREEMENT WITH LIONEL, SAWYER AND COLLINS, IN THE AMOUNT OF \$12,500 PER MONTH, PLUS UP TO \$5,000 IN PRE-AUTHORIZED EXPENSES, TO REPRESENT THE CITY IN WASHINGTON, D.C., FROM MARCH 11, 2006 TO MARCH 11, 2007. (CNLV CONTRACT NO. C-5115)**

Senator Richard Bryan, Lionel, Sawyer and Collins, spoke on behalf of his firm and requested Council approve the agreement renewal.

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

28. **APPROVAL OF THE EMERGENCY MANAGEMENT PERFORMANCE GRANT AWARD APPLICATION TO THE STATE DIVISION OF EMERGENCY MANAGEMENT, THROUGH THE FEDERAL DEPARTMENT OF HOMELAND SECURITY, IN THE AMOUNT OF \$82,897.22, TO SUPPORT THE EMERGENCY MANAGEMENT COORDINATOR POSITION.**

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

29. **APPROVAL OF THE EMPLOYMENT AGREEMENT APPOINTING SEAN**

MCGOWAN AS CITY ATTORNEY, IN THE AMOUNT OF \$154,595 PLUS BENEFITS, EFFECTIVE MARCH 13, 2006 FOR AN INDEFINITE TERM. (CNLV CONTRACT NO. C-4565)

ACTION: APPROVED, AS AMENDED TO ADD THE FOLLOWING AMENDMENTS:

SECTION 4.6. CITY ATTORNEY IS IMMEDIATELY ELIGIBLE TO PARTICIPATE IN THE CITY'S 401A PLAN ON THE SAME BASIS AS DEPARTMENT DIRECTORS.

SECTION 8.4. FOR THE PURPOSES OF LEAVE ACCRUALS AND PAYMENT OF LEAVE BANKS UPON TERMINATION OF EMPLOYMENT BY CITY OR CITY ATTORNEY, CITY ATTORNEY'S ADJUSTED SERVICE DATE SHALL BE JANUARY 3, 2000, HIS ORIGINAL DATE OF HIRE.

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

30. APPROVAL TO REINSTATE THE CORRECT GRADE OF DD27 FOR THE POSITION OF SENIOR EXECUTIVE TO THE CITY MANAGER; THIS GRADE WAS INADVERTENTLY LISTED AS DD26 ON THE DECEMBER 21, 2005 CITY COUNCIL MEETING AGENDA.

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

31. APPROVAL TO DESIGNATE THE CITY CLERK'S OFFICE AS THE CITY'S PASSPORT APPLICATION ACCEPTANCE FACILITY, IN RESPONSE TO THE WESTERN HEMISPHERE TRAVEL INITIATIVE, TO BE IMPLEMENTED JULY, 2006.

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

32. APPROVAL TO AMEND THE POLICE DEPARTMENT'S FY05-06 OPERATING BUDGET IN THE AMOUNT OF \$1,841,600, FOR THE HIRING OF 25 NEW POLICE OFFICERS; FUNDING WILL BE PROVIDED BY THE QUARTER CENT INCREASE IN THE SALES TAX, AS AUTHORIZED BY THE CLARK COUNTY SALES AND USE TAX ACT OF 2005 (ASSEMBLY BILL 418), EFFECTIVE OCTOBER 1, 2005.

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

33. APPROVAL TO MODIFY ITEM NOS. 5 AND 6 TO THE EXISTING INTERGOVERNMENTAL AGREEMENT (IGA 48-00-0154), WITH THE U.S. DEPARTMENT OF JUSTICE, U.S. MARSHALS SERVICE, TO INCREASE THE FEDERAL INMATE PER DIEM REIMBURSEMENT RATE FROM \$72.00 TO \$78.98, THE TRANSPORTATION RATE FROM \$25.00 TO \$38.00 PER HOUR, AND INCREASE THE TRANSPORTATION HOURS FROM 500 TO 1,000, EFFECTIVE FEBRUARY 1, 2006. (CNLV CONTRACT NO. C-3786)

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

34. RATIFICATION OF THE APPLICATION FOR GRANT FUNDS IN THE AMOUNT OF \$40,346 TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE

PROGRAMS, UNDER THE FY2006 GANG RESISTANCE EDUCATION AND TRAINING PROGRAM; GRANT FUNDS WILL BE UTILIZED FOR SUPPLIES IN ADMINISTERING THE PROGRAM, TO PROVIDE PROMOTIONAL MATERIAL AND DELIVER THE PROGRAM TO OVER 1,100 STUDENTS.

ACTION: RATIFIED

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

35. APPROVAL TO SUBMIT AN APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, UNDER THE FY2006 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FOR THE PURPOSE OF UPGRADING THE CORRECTION FACILITY'S SECURITY ACCESS AND MONITORING SYSTEM WITH AN INTELLISIGHT SYSTEM, IN THE APPROXIMATE AMOUNT OF \$108,190.

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

36. RATIFICATION OF THE STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER), FIREFIGHTERS ASSISTANCE GRANT APPLICATION AND ACCEPTANCE OF GRANT AWARD IN THE AMOUNT OF \$1,500,000 IN SAFER GRANT FUNDS AND \$3,941,204 IN MATCHING FUNDS OVER 5 YEARS, FOR A TOTAL AMOUNT OF \$5,441,204, TO BE USED TOWARD HIRING 15 FIREFIGHTERS.

ACTION: APPLICATION RATIFIED; GRANT AWARD 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

37. APPROVAL TO AUGMENT THE FY05-06 FIRE DEPARTMENT GENERAL FUND BUDGET IN THE AMOUNT OF \$40,000 TO BE TRANSFERRED FROM THE GENERAL FUND CONTINGENCY ACCOUNT FOR THE PURPOSE OF FIRE PROTECTION PLANS REVIEW AND ASSOCIATED DEPARTMENT PERSONNEL OVERTIME.

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

PUBLIC HEARINGS - 6:15 P.M.

2. AMP-46-05 (CRAIG & ALLEN); AN APPLICATION SUBMITTED BY ENGLE HOMES, ON BEHALF OF ALLEN VILLAGE, LLC, AND CRAIG SELF STORAGE, LLC, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL TO LOW DENSITY RESIDENTIAL ON PROPERTY LOCATED SOUTH OF CRAIG ROAD AND APPROXIMATELY 750 FEET WEST OF ALLEN LANE. (CONTINUED NOVEMBER 2, DECEMBER 21, 2005, JANUARY 18, AND FEBRUARY 1, 2006) (ASSOCIATED ITEM NO. 46, ORDINANCE NO. 2196)

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO APRIL 5, 2006

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

3. AMP-66-05 (AZURE & NOVAK); AN APPLICATION SUBMITTED BY DON GRISLEY, ON BEHALF OF QUANTUM INVEST GROUP NUMBER TWO, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN,

LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF BUSINESS RESEARCH OR DEVELOPMENT PARK AND INDUSTRIAL TO HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NOVAK STREET. (CONTINUED JANUARY 18, 2006) (ASSOCIATED ITEM NO. 48, ORDINANCE NO. 2218)

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart advised the Planning Commission recommended approval, not for High Density Residential which would allow up to 25 dwelling units per acre, but for Medium Density Residential which would allow up to 10 dwelling units per acre. It was determined by the Planning and Zoning Department and Emergency Services that allowing a higher population near the Union Pacific Railroad could be adversely affected in the event of an emergency.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant and provided an aerial presentation on the location of the proposed project. He stated several years ago the majority of the land in the area was master planned for industrial uses. However, since that time there had been a significant change in the area to residential development and he did not feel it was now appropriate for industrial use. Based on the location of the property being adjacent to the railroad tracks, as well as the shape and size of the property, Mr. Gronauer felt the development of single-family detached homes would not be feasible. If approved for High Density Residential, Mr. Gronauer advised the density would be approximately 16 dwelling units per acre and there would be approximately 240-250 feet between the project and the railroad tracks.

Mayor Montandon expressed concern that there would only be one point of access to the development. When asked by Mayor Montandon, Director Stewart stated when the plan was reviewed, it was based on the available access which was on Azure Avenue.

Mayor Montandon asked how many units would be developed on the site, which was approximately 6.37 acres. Mr. Gronauer responded 96 units would be developed.

Councilman Buck inquired as to why there was no access from Novak Street and Mayor Montandon responded Novak had been vacated during a prior development. Councilman Buck asked if it were possible to rededicate Novak Street to provide a second access and Mr. Gronauer responded it would depend on the cost and property constraints but the possibility would be considered.

Mayor Montandon commented that the decision to approve the property for High Density Residential would be contingent upon whether there was appropriate access to the development. He stated the associated zoning item did not have a Site Plan Review or a

Planned Unit Development (PUD) associated with it and felt it was not appropriate to make a decision on the AMP.

Councilman Eliason asked Mr. Gronauer if he was willing to accept the Planning Commission's recommendation of Medium Density Residential and he responded his firm did not have the authority to accept Medium Density. Mr. Gronauer felt Medium Density was not appropriate because of the constraints imposed on it.

Mayor Montandon suggested the item be continued for two weeks for the applicant to re-examine the plans.

ACTION: CONTINUED TO MARCH 1, 2006

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

- 48. ORDINANCE NO. 2218; 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 6.37 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO AN R-2 TWO FAMILY RESIDENTIAL DISTRICT (ZN-91-05, AZURE & NOVAK), FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NOVAK STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JANUARY 18, 2006) (Associated Item No. 3, AMP-66-05)**

ACTION: CONTINUED TO MARCH 1, 2006

MOTION: Mayor Montandon

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

- 4. AMP-67-05 (AZURE AND NORTH 5TH); AN APPLICATION SUBMITTED BY MOUNTAIN VIEW TOWNHOMES, LLC, ON BEHALF OF DURANGO ELKHORN, LLC, ET AL, PROPERTY OWNER, FOR AN AMENDMENT TO THE**

COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL TO HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NORTH 5TH STREET. (CONTINUED JANUARY 18 AND FEBRUARY 1, 2006) (ASSOCIATED ITEM NO. 49, ORDINANCE NO. 2225)

Mayor Montandon opened the Public Hearing.

Councilman Buck left Chambers at 6:33 P.M. and returned at 6:34 P.M.

Planning and Zoning Director Jory Stewart explained this request was to facilitate a multi-family development. The Planning Commission recommended approval.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant and requested an amendment to the Land Use Plan, as well as a zone change. The Land Use Plan allowed up to C-1 and C-2 uses; however, the property was currently zoned for office use. He stated the applicant had previously been approved for High Density Multi-family Residential on property just north of Azure Avenue. Mr. Gronauer felt that High Density Residential zoning was necessary for mass transit stations which were being proposed in the area.

Mr. Gronauer advised the Site Plan Review had been submitted and approved on the property. Code required at least a 50-foot minimum building setback when a two-story structure or above abutted single-family homes. The closest building to the property line on the south side was in excess of 100 feet to the far east and far west. The other buildings in the area were more than 200 feet from the subject property line, four times the required separation requirement, and open space was exceeded by more than 20% of Code requirements. Mr. Gronauer advised a condition had been placed on the Site Plan Review which would require 186 units at a density of 18 dwelling units per acre. He felt multi-family development would be compatible with the plans for the North 5th Street Corridor.

Harvey Ferber, 1504 Lazy Hill Ranch Way, North Las Vegas, preferred that the project be limited to Medium Density Residential. He expressed concern about high density development being constructed in the middle of single-family homes.

Mayor Montandon commented design far exceeded density when planning a project and felt the design of the subject project was commendable. Councilwoman Smith agreed with the comments made by Mayor Montandon.

Councilman Buck inquired about notification of the project to residents in the area. Mr. Gronauer confirmed that all the homeowners in the area received notification of the proposed development. He also spoke with one of the residents who contacted his

neighbors, and their concerns were mainly in regard to excessive traffic and the location of the buildings. Mr. Gronauer explained to the resident that lush and intense landscaping was planned as a buffer between the homes and the project to protect the privacy of the residents.

In response to a question by Councilman Buck, Mr. Gronauer stated the units were three stories and 35 feet high.

Mayor Montandon closed the Public Hearing.

Mayor Montandon reopened the Public Hearing.

Mr. Ferber expressed concern about future developments that had the same density as the subject project but might possibly have an inferior design. Mayor Montandon assured Mr. Ferber the design was always considered when approving a project brought before Council.

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

49. ORDINANCE NO. 2225; 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 9.5 ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO AN R-3 MULTIFAMILY RESIDENTIAL DISTRICT (ZN-93-05, AZURE AND NORTH FIFTH), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED JANUARY 18 AND FEBRUARY 1, 2006) (ASSOCIATED ITEM NO. 4, AMP-67-05)

Ordinance No. 2225 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 9.5 ACRES THEREIN FROM A PUD PLANNED UNIT

DEVELOPMENT DISTRICT TO AN R-3 MULTIFAMILY RESIDENTIAL DISTRICT (ZN-93-05, AZURE AND NORTH FIFTH), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF AZURE AVENUE AND NORTH FIFTH STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

5. **AN APPEAL SUBMITTED BY GREGORY M. LAVDANSKI, THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY UN-129-05 (DONNA MIA PIZZARIA); AN APPLICATION SUBMITTED BY GREGORY M. LAVDANSKI, ON BEHALF OF CRAIG RETAIL PARTNERS, LLC, PROPERTY OWNER, FOR A USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW THE "ON SALE" OF ALCOHOLIC BEVERAGES (BEER AND WINE) IN CONJUNCTION WITH A RESTAURANT ON PROPERTY LOCATED AT 775 W. CRAIG ROAD, UNIT 146.**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart explained when Mr. Lavdanski originally applied for licensing, the location of the restaurant was too close to a park. Since that time the location was changed and currently met the separation requirement for beer/wine licenses and distance from parks. Staff recommended approval.

Mayor Montandon closed the Public Hearing.

ACTION: PLANNING COMMISSION DECISION OVERTURNED; UN-129-05 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

6. **AMP-01-06 (CENTENNIAL ESTATES); AN APPLICATION SUBMITTED BY STANDARD PACIFIC HOMES ON BEHALF OF STANDARD PACIFIC LAS VEGAS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF COMMUNITY COMMERCIAL AND HIGH DENSITY RESIDENTIAL TO MEDIUM DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF DONNA STREET AND CENTENNIAL PARKWAY. (ASSOCIATED ITEM NO. 51, ORDINANCE NO. 2230)**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart advised Staff and the Planning Commission recommended approval.

Brent Wilson, Orion Engineering, 7391 Prairie Falcon Road, Las Vegas, represented the applicant and advised a previous application had been submitted requesting to reduce the land use designation to Low Density Residential and R-1 zoning. This application was denied at the Planning Commission because with its proximity to the North 5th Corridor, a higher density residential use would be more appropriate. The applicant agreed with Staff and requested Council 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

51. **ORDINANCE NO. 2230; 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 20.38 ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT AND A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT, TO AN R-2 TWO FAMILY RESIDENTIAL DISTRICT (ZN-02-06, CENTENNIAL ESTATES), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF DONNA STREET**

AND CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 6, AMP-01-06)

Ordinance No. 2230 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 20.38 ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT AND A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT, TO AN R-2 TWO FAMILY RESIDENTIAL DISTRICT (ZN-02-06, CENTENNIAL ESTATES), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF DONNA STREET AND CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

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

7. **AMP-03-06 (ROME AND GOLDFIELD II); AN APPLICATION SUBMITTED BY BLUE HERON ON BEHALF OF DIAMOND CREEK ESTATES, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF MHDR MEDIUM HIGH DENSITY RESIDENTIAL TO VHDR VERY HIGH DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF NORTH FIFTH STREET AND ROME BOULEVARD. (ASSOCIATED ITEM NO. 53, ORDINANCE NO. 2232)**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart stated the proposed request appeared to be consistent with the yet-to-be-adopted North 5th Street Transit Supportive Land Use Plan by allowing higher densities closer to the North 5th Street Multi-modal Transportation Corridor. This was the primary reason Staff recommended approval of the request for Very High Density Residential. The Planning Commission also recommended approval.

Jennifer Lazovich, 3800 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and requested Council approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: Councilman Eliason

ABSTAIN: None

53. ORDINANCE NO. 2232; 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 19 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-4 HIGH DENSITY RESIDENTIAL DISTRICT (ZN-03-06, ROME AND GOLDFIELD II), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF NORTH FIFTH STREET AND ROME BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 7, AMP-03-06)

Ordinance No. 2232 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 19 ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO AN R-4 HIGH DENSITY RESIDENTIAL DISTRICT (ZN-03-06, ROME AND GOLDFIELD II), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF NORTH FIFTH STREET AND ROME BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart commented this was a zoning request for R-4 High Density Residential District. She stated, in order to entertain the possibility of mixed use, a Planned Unit Development (PUD) District would be a better choice.

ACTION: PASSED AND ADOPTED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: Councilman Eliason

ABSTAIN: None

8. UN-01-06 (IMAGINE COMSTOCK SCHOOL); AN APPLICATION SUBMITTED BY LENORA FRAZIER-WILLIAMS ON BEHALF OF SCHOOLHOUSE FINANCE, LLC, PROPERTY OWNER, FOR A USE PERMIT IN AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT, TO ALLOW A CHARTER SCHOOL ON PROPERTY GENERALLY LOCATED WEST OF COMSTOCK DRIVE APPROXIMATELY 250 FEET SOUTH OF CAREY AVENUE.

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart advised the applicant requested approval for a charter school comprised of grades kindergarten through eighth. The site plan revealed one principal building totaling 45,608 square feet with a basketball court, parking area, a play structure canopy and a small area for future expansion.

Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas, represented the applicant and requested Council approval.

In response to a question by Councilman Buck, Mr. Gronauer advised the homeowners in the area had been notified of the proposed school.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

1. UNLESS EXPRESSLY AUTHORIZED THROUGH A VARIANCE, WAIVER OR ANOTHER APPROVED METHOD, THE DEVELOPMENT SHALL COMPLY WITH ALL APPLICABLE CODES AND ORDINANCES.

2. THAT THE DEVELOPMENT OF THIS SITE SHALL BE IN COMPLIANCE WITH ALL CODES AND ORDINANCES IN EFFECT AT THE TIME OF BUILDING PERMIT ISSUANCE. IF THERE IS A CONFLICT WITH THE CONDITIONS MENTIONED HEREIN, THE MORE RESTRICTIVE SHALL

APPLY.

3. ALL KNOWN GEOLOGIC HAZARDS SHALL BE SHOWN ON THE SITE PLAN AND THE CIVIL IMPROVEMENTS PLANS. SUBSEQUENT IDENTIFICATION FOR ADDITIONAL HAZARDS MAY SUBSTANTIALLY ALTER THE ORIGINAL SITE PLAN.
4. APPROVAL OF A DRAINAGE STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENTS PLANS.
5. CITY OF LAS VEGAS' CONCURRENCE WITH THE RESULTS OF THE DRAINAGE STUDY IS REQUIRED PRIOR TO APPROVAL OF THE CIVIL IMPROVEMENTS PLAN.
6. APPROVAL OF A TRAFFIC STUDY IS REQUIRED PRIOR TO SUBMITTAL OF THE CIVIL IMPROVEMENT PLANS.
7. THE SIZE AND NUMBER OF DRIVEWAYS AND THEIR LOCATIONS ARE SUBJECT TO REVIEW AND APPROVAL BY THE CITY OF NORTH LAS VEGAS TRAFFIC ENGINEER AND MUST MEET THE STANDARDS SET FORTH IN *NORTH LAS VEGAS MUNICIPAL CODE* SECTION 17.24.130. CONFORMANCE MAY REQUIRE MODIFICATIONS TO THE SITE.
8. COMMERCIAL DRIVEWAYS ARE TO BE CONSTRUCTED IN ACCORDANCE WITH *CLARK COUNTY AREA UNIFORM STANDARD DRAWING* NUMBERS 222A AND 225, WITH MINIMUM WIDTHS OF 32 FEET AS MEASURED FROM LIP OF GUTTER TO LIP OF GUTTER.
9. THE PROPERTY OWNER IS REQUIRED TO GRANT A ROADWAY EASEMENT FOR COMMERCIAL DRIVEWAY(S).
10. FIRE ACCESS LANES SHALL BE LOCATED IN ACCORDANCE WITH FIRE CODE REQUIREMENTS.
11. FIRE ACCESS LANES SHALL BE MARKED TO PROHIBIT PARKING IN ACCORDANCE WITH THE FIRE CODE.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None
ABSTAIN: None

9. **UN-154-04 (CENTENNIAL & LOSEE); AN APPLICATION SUBMITTED BY GOLDEN GAMING, INC., ON BEHALF OF AV NEVADA 2, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO A PREVIOUSLY APPROVED USE PERMIT IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW THE "ON-SALE" OF ALCOHOLIC BEVERAGES IN CONJUNCTION WITH A TAVERN/RESTAURANT ON PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND LOSEE ROAD.**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart advised the use permit was originally approved by the Planning Commission on December 22, 2004. The first request for an extension of time was granted on September 7, 2005 which would expire on June 22, 2006. The applicant indicated the expansion was requested to accommodate a larger dining area.

Ed Garcia, 3773 Howard Hughes Parkway, Las Vegas, appeared on behalf of the applicant and stated the amendment of the site plan was requested to increase the kitchen and dining areas of the restaurant. The new plan also included an entry way into the dining area without having to go through the bar area.

Harvey Ferber, 1504 Lazy Hill Ranch Way, North Las Vegas, did not object to the expansion as described by Mr. Garcia; however, he was concerned the restaurant would not meet the 1500-foot separation requirement if the expansion were approved. Mr. Ferber was also concerned that a bridge proposed for the area would be impacted by the restaurant expansion. Mayor Montandon explained the physical site of the restaurant/bar was not changing and, therefore, should not affect other proposed projects in the area. Director Stewart advised the expansion would not impact the 1500-foot separation requirement.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

1. ALL CONDITIONS OF APPROVAL FOR SPR-22-04.
2. UNLESS EXPRESSLY AUTHORIZED THROUGH A VARIANCE, WAIVER OR ANOTHER APPROVED METHOD, THE USE SHALL COMPLY WITH ALL APPLICABLE CODES AND ORDINANCES.

3. THE DEVELOPMENT OF THIS SITE SHALL BE IN COMPLIANCE WITH THE COMMERCIAL DEVELOPMENT STANDARDS AND GUIDELINES, INCLUDING, BUT NOT LIMITED TO:
 - A. PROVIDING WINDOWS ALONG THE FRONT AND SIDE ELEVATIONS THAT WILL ALLOW VISIBILITY FROM CENTENNIAL PARKWAY.
 - B. PROVIDING FOUNDATION LANDSCAPING ALONG ALL FACADES FEATURING A CUSTOMER ENTRANCE.
4. THE USE PERMIT (UN-154-04) FOR TAVERN/RESTAURANT IS SITE-SPECIFIC AND NON-TRANSFERABLE. THE SQUARE FOOTAGE OF THE BUILDING CANNOT EXCEED 6,910 SQUARE FEET.
5. THE APPLICANT SHALL PROVIDE A SIGNED AND STAMPED SURVEY AS EVIDENCE THAT THERE ARE NO OTHER TAVERNS WITHIN 1,500 FEET OF THE PROPOSED LOCATION. THE EVIDENCE SHALL BE PROVIDED PRIOR TO THE APPLICATION FOR A BUSINESS PERMIT.
6. THAT UN-154-04 SHALL EXPIRE ON JUNE 22, 2006.

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

10. **VAC-36-05 (GOLDFIELD II); AN APPLICATION SUBMITTED BY TANEY ENGINEERING ON BEHALF OF WILLIAM LYON HOMES, INC., PROPERTY OWNER, TO VACATE A 10-FOOT WIDE PORTION OF THE NORTHERLY SIDE OF LONE MOUNTAIN ROAD COMMENCING APPROXIMATELY 125 FEET EAST OF THE INTERSECTION OF DEEM DRIVE AND LONE MOUNTAIN ROAD AND PROCEEDING EAST APPROXIMATELY 150 LINEAL FEET.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell explained the vacation was for ten feet of Lone Mountain Road to reduce the roadway to 80 feet which had been done several times in the past.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE VACATION MUST RECORD CONCURRENTLY WITH THE FINAL MAP. SHOULD THE ORDER OF VACATION NOT RECORD WITHIN TWO YEARS FROM THE APPROVAL DATE, THE VACATION SHALL BE DEEMED NULL AND VOID.

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. VAC-38-05 (GOLDFIELD III); AN APPLICATION SUBMITTED BY TANEY ENGINEERING ON BEHALF OF GOLDFIELD 20, LLC, PROPERTY OWNER, TO VACATE A 10-FOOT WIDE PORTION OF THE SOUTHERLY SIDE OF LONE MOUNTAIN ROAD COMMENCING AT GOLDFIELD ROAD AND PROCEEDING EAST APPROXIMATELY 625 LINEAL FEET TO DEEM DRIVE.

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell advised this vacation was in the same vicinity as the location in Item No. 10 for a portion of Lone Mountain Road on the south side.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE VACATION MUST RECORD CONCURRENTLY WITH THE FINAL MAP. SHOULD THE ORDER OF VACATION NOT RECORD WITHIN TWO YEARS FROM THE APPROVAL DATE, THE VACATION SHALL BE DEEMED NULL AND VOID.

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-39-05 (CENTENNIAL WEST, LLC); AN APPLICATION SUBMITTED BY CENTENNIAL WEST, LLC, PROPERTY OWNER, TO VACATE THE SOUTHERLY TEN (10) FEET OF CENTENNIAL PARKWAY BETWEEN MOUNT HOOD STREET AND SHATZ STREET.

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell advised this vacation would effectuate the Master Plan and recommended approval.

Mayor Montandon closed the Public Hearing.

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. PUBLIC HEARING REGARDING RESOLUTION NO. 2332.

Mayor Montandon opened the Public Hearing.

Mayor Montandon explained this bond issue was for the purpose of financing building projects which would include a new City Hall, a police station, a multi-generational recreation center and a new fire station.

Mayor Montandon closed the Public Hearing.

ACTION: PUBLIC HEARING HELD

14. RESOLUTION NO. 2332; A RESOLUTION PERTAINING TO THE ISSUANCE OF GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) SERIES 2006 IN THE MAXIMUM PRINCIPAL AMOUNT OF \$105,000,000 FOR THE PURPOSE OF FINANCING

BUILDING PROJECTS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ARRANGE FOR THE SALE OF BONDS FOR THE PURPOSE OF DEFRAYING WHOLLY OR IN PART THE COST OF THE PROJECTS; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

Resolution No. 2332 as introduced by the City Manager:

A RESOLUTION PERTAINING TO THE ISSUANCE OF GENERAL OBLIGATION (LIMITED TAX) BUILDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) SERIES 2006 IN THE MAXIMUM PRINCIPAL AMOUNT OF \$105,000,000 FOR THE PURPOSE OF FINANCING BUILDING PROJECTS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ARRANGE FOR THE SALE OF BONDS FOR THE PURPOSE OF DEFRAYING WHOLLY OR IN PART THE COST OF THE PROJECTS; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

ACTION: PASSED AND ADOPTED; STATE OF NEVADA, DEPARTMENT OF TAXATION APPROVAL LETTER READ INTO THE RECORD

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

50. ORDINANCE NO. 2229; AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) MEDIUM-TERM BONDS, SERIES 2006, FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, EQUIPPING AND IMPROVING BUILDING PROJECTS FOR THE CITY; PROVIDING DETAILS CONCERNING THE BONDS AND THE PROJECT; AND PROVIDING OTHER MATTERS RELATING THERETO.

Ordinance No. 2229 as introduced by the City Manager:

AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) MEDIUM-TERM BONDS, SERIES 2006, FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, EQUIPPING AND IMPROVING BUILDING PROJECTS FOR THE CITY; PROVIDING DETAILS CONCERNING THE BONDS AND THE PROJECT; AND PROVIDING OTHER MATTERS RELATING THERETO.

Finance Director Phil Stoeckinger explained this ordinance provided for medium-term financing in an amount not to exceed \$55 million for a Police Downtown Command Center, the Fire Station No. 53 relocation and a multi-generational recreation facility. A letter of approval to Finance Director Phil Stoeckinger from the Department of Taxation, signed by Executive Director Charles E. Chinnock, was read into the record by Kendra Follett of Swendseid & Stern as follows:

Dear Mr. Stoeckinger:

The request of the City Council of the City of North Las Vegas for the approval of a medium-term obligation has been received. The purpose of the obligation is to fund the cost of acquiring, improving and equipping building projects in the city; in an amount not to exceed \$55,000,000.00. The request has been reviewed as required by NRS 350.089 and is approved.

Pursuant to NRS 350.089, this approval must be recorded in the minutes of the governing board. You are reminded the financing must be secured within eighteen months of receipt of this approval.

Sincerely,
Charles E. Chinnock
Executive Director

ACTION: PASSED AND ADOPTED

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

BUSINESS (CONT'D)

- 38. APPROVAL OF THE PROFESSIONAL CONSTRUCTION INSPECTION AND MATERIALS TESTING SERVICES AGREEMENT, WITH TERRACON, FOR THE ANN ROAD IMPROVEMENTS AND CLAYTON STREET WIDENING PROJECTS IN THE AMOUNT OF \$528,156, TO BE FUNDED BY THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA. (CNLV CONTRACT NO. C-6235)**

Councilman Eliason disclosed that Terracon was in negotiations with his employer to lease

office space. However, he stated he would realize no financial gain from the decision to support the item.

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

39. APPROVAL OF THE PROFESSIONAL SERVICES AGREEMENT WITH IMS INFRASTRUCTURE MANAGEMENT SERVICES FOR PAVEMENT PERFORMANCE DATA COLLECTION AND THE 2006 SIDEWALK COMPLIANCE SURVEY IN AN AMOUNT NOT TO EXCEED \$154,760, IN ACCORDANCE WITH AMERICANS WITH DISABILITIES GUIDELINES, AND PER DEPARTMENT OF JUSTICE REQUIREMENTS. (CNLV CONTRACT NO. C-6236)

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

40. APPROVAL TO PURCHASE MODULAR OFFICE FURNITURE AND ACCESSORIES FOR PUBLIC WORKS OFFICES, LOCATED AT 2266 CIVIC CENTER DRIVE, FROM MACHABEE OFFICE ENVIRONMENTS, IN THE AMOUNT OF \$334,557.50, USING NEVADA STATE BID NO. 6673.

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

41. **APPROVAL OF AN AERIAL RIGHT OF WAY GRANT TO NEVADA POWER COMPANY AT FIRE STATION NO. 57 (APN-124-25-501-009), LOCATED AT 3120 E. AZURE AVENUE, FOR A 15-FOOT AERIAL EASEMENT ADJACENT TO THE PROPERTY LINE ALONG THE APPROXIMATELY 237 FOOT FRONTAGE OF THIS PARCEL TO ACCOMMODATE AN ELECTRICAL TRANSMISSION LINE; THE CITY'S LAND FUND WILL BE CREDITED IN THE AMOUNT OF \$23,969.25.**

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

42. **ACCEPTANCE OF PETITION FOR ANNEXATION (ANNEXATION NO. 132); SUBMITTED BY MATT ROSENBERG ON BEHALF OF ANDREA BALISTRERI, TO ANNEX CLARK COUNTY ASSESSOR'S PARCEL NO. 124-35-801-012, LOCATED ALONG THE WEST SIDE OF HAROLD STREET, NORTH OF LONE MOUNTAIN ROAD.**

ACTION: PETITION 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

ORDINANCES
INTRODUCTION ONLY

43. **ORDINANCE NO. 2227; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NOS. 1530 AND 1531 TO**

REFLECT THE COST OF LIVING ADJUSTMENT WITHIN THE BENEFITS SECTION OF THESE ORDINANCES ACCORDINGLY; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR MARCH 1, 2006)

Ordinance No. 2227 as introduced by the City Clerk:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS TO AMEND ORDINANCE NOS. 1530 AND 1531 TO REFLECT THE COST OF LIVING ADJUSTMENT WITHIN THE BENEFITS SECTION OF THESE ORDINANCES ACCORDINGLY; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR MARCH 1, 2006

44. **ORDINANCE NO. 2238 (ANNEXATION NO. 132); 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 MARCH 1, 2006)**

Ordinance No. 2238 as introduced by the 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: FINAL ACTION SET FOR MARCH 1, 2006

45. **ORDINANCE NO. 2240; 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 16.64± ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-83-05, CENTENNIAL & UPRR), FOR PROPERTY SOUTH OF CENTENNIAL PARKWAY AND APPROXIMATELY 675 FEET EAST OF NOVAK STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR MARCH 1, 2006)**

Ordinance No. 2240 as introduced by the 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 16.64± ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO AN R-3 MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-83-05, CENTENNIAL & UPRR), FOR PROPERTY SOUTH OF CENTENNIAL PARKWAY AND APPROXIMATELY 675 FEET EAST OF NOVAK STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR MARCH 1, 2006

ORDINANCES
FINAL ACTION

46. **ORDINANCE NO. 2196; 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 22.2± ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO AN R-1 SINGLE FAMILY RESIDENTIAL DISTRICT (ZN-74-05, CRAIG AND ALLEN), FOR PROPERTY LOCATED SOUTH OF CRAIG ROAD AND APPROXIMATELY 750 FEET WEST OF ALLEN LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED NOVEMBER 2, DECEMBER 21, 2005, JANUARY 18, AND FEBRUARY 1, 2006)**

(ASSOCIATED ITEM NO. 2, AMP-46-05)

ACTION: CONTINUED TO APRIL 5, 2006

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

47. **ORDINANCE NO. 2213; 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 6.65± ACRES THEREIN FROM A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-73-05, CRAIG AND ALLEN) CONSISTING OF A MINI-WAREHOUSING FACILITY, FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CRAIG ROAD AND ALLEN LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED DECEMBER 21, 2005, JANUARY 18, AND FEBRUARY 1, 2006)**

ACTION: CONTINUED TO APRIL 5, 2006

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

52. **ORDINANCE NO. 2231; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 2153 MEADOWS HOSPITAL (ZN-34-97), A PUD PLANNED UNIT DEVELOPMENT DISTRICT TO REMOVE CONDITION #19 OF THE ORIGINAL ORDINANCE, WHICH WOULD ALLOW THE RETAIL PAD TO BE BUILT BEFORE THE PRINCIPAL BUILDING, AND BY RENUMBERING AND AMENDING CONDITIONS AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2231 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE
NUMBER 2153 MEADOWS HOSPITAL (ZN-34-97), A PUD

PLANNED UNIT DEVELOPMENT DISTRICT TO REMOVE CONDITION #19 OF THE ORIGINAL ORDINANCE, WHICH WOULD ALLOW THE RETAIL PAD TO BE BUILT BEFORE THE PRINCIPAL BUILDING, AND BY RENUMBERING AND AMENDING CONDITIONS AS SET FORTH BELOW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Councilman Buck left Chambers at 7:02 P.M. and returned at 7:03 P.M.

Planning and Zoning Director Jory Stewart advised the Planning Commission recommended approval.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

54. **ORDINANCE NO. 2233; 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 2.27 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-01-06, CENTENNIAL/BEESELY), FOR PROPERTY GENERALLY LOCATED WEST OF BEESELY DRIVE AND APPROXIMATELY 350 FEET SOUTH OF CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 2233 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 2.27 ACRES THEREIN FROM AN O-L OPEN LAND DISTRICT TO AN M-2 GENERAL INDUSTRIAL DISTRICT (ZN-01-06, CENTENNIAL/BEESELY), FOR PROPERTY GENERALLY LOCATED WEST OF BEESELY DRIVE AND APPROXIMATELY 350 FEET SOUTH OF CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Planning and Zoning Director Jory Stewart advised properties to the north and south of the proposed site were zoned O-L Open Land and were undeveloped. The site to the east was zoned M-2 General Industrial and was located southeast of I-15. Staff and the Planning Commission recommended approval.

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

55. ORDINANCE NO. 2234; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-14-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.20.020 (R-E), SECTION 17.20.030 (R-EL), SECTION 17.20.040 (R-1), SECTION 17.20.060 (R-2), SECTION 17.20.070 (R-3), AND SECTION 17.24.050 (G) (1) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO AMEND PERMITTED PATIO COVER ENCROACHMENTS FOR SIDE AND REAR YARDS AND TO SPECIFY THAT SETBACKS AND ENCROACHMENTS ARE MEASURED TO THE SUPPORT POST, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2234 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-14-05), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.20.020 (R-E), SECTION 17.20.030 (R-EL), SECTION 17.20.040 (R-1), SECTION 17.20.060 (R-2), SECTION 17.20.070 (R-3), AND SECTION 17.24.050 (G) (1) OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE TO AMEND PERMITTED PATIO COVER ENCROACHMENTS FOR SIDE AND REAR YARDS AND TO SPECIFY THAT SETBACKS AND ENCROACHMENTS ARE MEASURED TO THE SUPPORT POST, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Planning and Zoning Director Jory Stewart advised that setbacks and encroachment measurements were currently measured to the eave of the patio cover. The Planning Commission recommended approval of an amendment to allow the setback for a covered patio to be measured from the post and to allow a patio cover to encroach to the rear and

side yards but no closer than five feet when measured from the post.

In response to a concern voiced by Councilwoman Smith, Director Stewart advised a condition was added to the ordinance that restricted patio covers to no more than 33% coverage of the rear yard.

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

56. ORDINANCE NO. 2235; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-01-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.050 (D) (1) AND SECTION 17.28.070 (D) (1), TO ALLOW THE CITY MANAGER OR HIS DESIGNEE TO APPEAL DECISIONS OF THE PLANNING COMMISSION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2235 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-01-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.050 (D) (1) AND SECTION 17.28.070 (D) (1), TO ALLOW THE CITY MANAGER OR HIS DESIGNEE TO APPEAL DECISIONS OF THE PLANNING COMMISSION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

57. ORDINANCE NO. 2236; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-02-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.030(B), TO DELETE THE WORDS "OR PARCELS", MAKING A VARIANCE

PARCEL SPECIFIC THEREBY NOT ALLOWING MULTIPLE PARCELS TO BE AFFECTED BY A SINGLE VARIANCE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

Ordinance No. 2236 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-02-06), TO AMEND TITLE 17 (ZONING ORDINANCE) SECTION 17.28.030(B), TO DELETE THE WORDS "OR PARCELS", MAKING A VARIANCE PARCEL SPECIFIC THEREBY NOT ALLOWING MULTIPLE PARCELS TO BE AFFECTED BY A SINGLE VARIANCE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

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

58. ORDINANCE NO. 2237; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 5.23 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-97-05, COMMERCIAL LOFTS), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CLAYTON STREET AND COLTON AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Ordinance No. 2237 as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 5.23 ACRES THEREIN FROM AN M-2 GENERAL INDUSTRIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-97-05, COMMERCIAL LOFTS), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CLAYTON STREET AND COLTON AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY

RELATING THERETO.

Planning and Zoning Director Jory Stewart advised the applicant proposed a 44-unit mixed use development to include office warehouse uses on the first floor and a residential loft on the second floor. In addition, the applicant proposed a 1000 square-foot café with outdoor seating at the northeast corner of the development site. The Planning Commission recommended approval.

Councilwoman Smith stated she would like to ask questions of the applicant but he was not present in Chambers. It was suggested the item be continued until the applicant could be present.

ACTION: CONTINUED TO MARCH 1, 2006

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

COUNCIL ITEMS

Councilman Buck stated that some of the people appointed to the Traffic and Parking Advisory Committee were missing meetings and directed Staff to investigate whether new appointments could be made. She requested a list of the appointees who attended and had not attended the meetings. Councilman Buck also suggested the City should consider having a parade, such as the one that used to occur at Christmas, to provide an opportunity for North Las Vegas band students to participate.

Councilman Eliason directed Staff to explore the possibility of a Gaming Overlay District.

Councilwoman Smith questioned whether the Mixed Use Ordinance was ready. Planning and Zoning Director Jory Stewart said the ordinance would be brought to Council next month.

Councilman Buck requested that Item No. 29 be reconsidered.

ACTION: ITEM NO. 29 RECONSIDERED

MOTION: Councilman Buck

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

Councilman Buck requested the addition of Section 4.6 which read:

“City Attorney is immediately eligible to participate in the City’s 401A Plan on the same basis as Department Directors.”

Councilman Buck also requested the addition of Section 8.4 which read:

“For the purposes of calculating leave accruals and payment of leave banks upon termination of employment by City or City Attorney. City Attorney’s adjusted service date shall be January 3, 2000, his original date of hire.”

ACTION: AMENDMENTS ADDED TO CITY ATTORNEY EMPLOYMENT AGREEMENT

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

CITY MANAGER’S REPORT

No report was given.

PUBLIC FORUM

There was no public participation.

ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 7:45 P.M.

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

APPROVED: April 5, 2006

Mayor Michael L. Montandon

ATTEST:

Karen L. Storms, CMC
City Clerk