

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

June 7, 2000

**CITY COUNCIL  
INFORMATION  
SESSION**

5:30 P.M., City Manager's Conference Room

1. Discussion of City Council Agenda
2. Town Hall Meetings
1. Development Field Services Facility
2. Update on Fire Station 52

**CALL TO ORDER**

7:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

**ROLL CALL**

**PRESENT**

Mayor Michael L. Montandon  
Mayor Pro Tempore William E. Robinson  
Councilman John K. Rhodes  
Councilwoman Stephanie S. Smith  
Councilman Shari Buck

**STAFF PRESENT**

Acting City Manager Kurt Fritsch  
Assistant City Manager Michele F. Richardson  
City Clerk Eileen M. Sevigny  
City Attorney Sean T. McGowan  
Finance Director Vytas Vaitkus  
Director of Human Resources Dan Tarwater  
Director of Public Works Jim Bell  
Development Services Director Tom Bell  
Community Development Director Jacque Risner  
Director of Administrative Services Eric V. Dabney  
Acting Director of Parks & Recreation Ken Albright  
Chief of Police Joe Tillmon  
Fire Chief Robert Dodge  
Detention Services Chief Ken Ellingson  
Assistant City Clerk Karen L. Storms

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Eileen M. Sevigny, CMC, City Clerk

**INVOCATION** Reverend Fouston Jordan

Rivers of Living Water Ministries

**PLEDGE OF**

**ALLEGIANCE** Councilman Shari Buck

**COUNCIL RECOGNITION**

- ***Presentation of a commendation for City employee Daniel Beggs for assisting a sign company employee injured by a power line.***

ACTION: COMMENDATION PRESENTED TO DANIEL BEGGS

## **AGENDA**

### **1. REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF JUNE 7, 2000.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 2, 3 & 32 WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT; ITEM NO. 46 CONTINUED TO JUNE 21, 2000; ITEM NO. 44 MOVED TO BE HEARD BEFORE ITEM NO. 26; ITEM NO. 49 CONTINUED TO JUNE 21, 2000.

MOTION: Councilwoman Smith

SECOND: Councilman Rhodes

AYES: Council Members Rhodes and Smith

NAYS: Mayor Montandon, Mayor Pro Tempore Robinson and Councilman Buck

ABSTAIN: None

ACTION: APPROVED AS AMENDED; ITEM NOS. 2, 3 & 32 WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT; ITEM NO. 46 CONTINUED TO JUNE 21, 2000; ITEM NO. 44 MOVED TO BE HEARD BEFORE ITEM NO. 26.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: Council Members Rhodes

ABSTAIN: None

## **PUBLIC HEARINGS**

**7:05 P.M.**

### **2. APPEAL OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-**

**23-99; AN APPLICATION SUBMITTED BY BILL CURRAN ON BEHALF OF KENNETH R. GRAGSON, TRUSTEE, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN LAND USE DESIGNATION OF A TRACT OF LAND LOCATED ON THE SOUTHWEST CORNER OF HORSE DRIVE AND VALLEY DRIVE, APPROXIMATELY 3.5 MILES NORTH OF ANN ROAD FROM VLDR, VERY LOW DENSITY RESIDENTIAL TO LDR LOW DENSITY RESIDENTIAL. (CONTINUED JANUARY 19 AND FEBRUARY 16, 2000) (ASSOCIATED ITEM NO. 3, T-821; AND ITEM NO. 32, ZN-23-99)**

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: Councilman Rhodes

ABSTAIN: None

**3. APPEAL OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE T-821; AN APPLICATION SUBMITTED BY GML PLANNING ASSOCIATES ON BEHALF OF KENNETH GRAGSON, TRUSTEE, PROPERTY OWNER, FOR A TENTATIVE MAP IN AN O-L OPEN LAND DISTRICT. THE PROPERTY IS GENERALLY LOCATED AT THE SOUTHWEST CORNER OF HORSE DRIVE AND VALLEY DRIVE. (CONTINUED JANUARY 19 AND FEBRUARY 16, 2000) (ASSOCIATED ITEM NO. 2, AMP-23-99; AND ITEM NO. 32, ZN-23-99)**

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: Councilman Rhodes

ABSTAIN: None

**CONSENT AGENDA**

**4. APPROVAL OF THE SPECIAL CITY COUNCIL MEETING MINUTES OF MAY 16, 2000.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**5. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF MAY 17, 2000.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**6. PRIVILEGED LICENSE (Exhibit A)**

<u>Business Name</u>	<u>License Type</u>	<u>Activity</u>
Richard Zachau, Pres. <u>DBA: Hidden Canyon Lounge</u> 2343 W Gowan Rd North Las Vegas, Nevada <u>Police Investigation Approved</u> <u>Formerly: Desert Lounge</u> <u>(Herman &amp; Charlene Thrower, Owners)</u>	LIQUOR & GAMING	General On Sale (15) Slot Machines

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

7. **APPROVAL TO ADD EARL WHITE ESQ. TO THE PANEL OF ALTERNATE JUDGES.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

8. **APPROVAL TO ADD ROY WOOFER ESQ. TO THE PANEL OF ALTERNATE JUDGES.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

9. **ACCEPTANCE OF THE PROPOSED SETTLEMENT OF U.S. DISTRICT COURT LAWSUIT IN THE AMOUNT OF \$50,000.**

ACTION: APPROVED

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

**10. APPROVAL TO AMEND THE 1999-2000 STAFFING PATTERN AS FOLLOWS:**

ADMINISTRATIVE SERVICES

- UPGRADE ONE (1) ADMINISTRATIVE TECH II GRADE 13 TO ADMINISTRATIVE SPECIALIST II GRADE 14.

CITY ATTORNEY

- RECLASSIFY FOUR (4) LEGAL ADMINISTRATIVE SPECIALISTS - GRADE 14 TO LEGAL SECRETARY GRADE 16.
- ADD ONE (1) PARALEGAL - GRADE 19

ACTION: APPROVED

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

**11. APPROVAL OF THE PURCHASE OF TELECONFERENCING VIDEO EQUIPMENT FOR THE DETENTION/CORRECTIONS CENTER FROM PICTURETEL IN THE AMOUNT OF \$41,369 USING A COMPETITIVE BIDDING EXCEPTION.**

ACTION: APPROVED

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

12. **APPROVAL OF THE PURCHASE OF HAND-HELD AND VEHICULAR RADIOS FOR THE POLICE DEPARTMENT FROM COM-NET ERICSSON CRITICAL RADIO SYSTEMS IN THE AMOUNT OF \$185,464 USING A COMPETITIVE BIDDING EXCEPTION.**

ACTION: APPROVED

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

13. **APPROVAL OF CROSSLAND MORTGAGE CORPORATION, GMAC MORTGAGE CORPORATION, NORWEST MORTGAGE CORPORATION AND COMMONWEALTH MORTGAGE CORPORATION AS PARTICIPATING LENDERS IN THE WINDSOR PARK HOUSING REVITALIZATION PROJECT.**

ACTION: APPROVED

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

14. **APPROVAL OF AN APPLICATION FOR WINDSOR PARK HOUSING REVITALIZATION PROJECT FUNDS AND RELOCATION ASSISTANCE IN THE AMOUNT OF \$51,050 FOR MS. SARETTA SIMS TRAVIS, WHOSE PROPERTY IS LOCATED AT 2717 CLAYTON STREET IN THE WINDSOR PARK SUBDIVISION TO ASSIST IN ACQUIRING A REPLACEMENT HOME WITHIN THE NORTH LAS VEGAS CITY LIMITS.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

15. **APPROVAL OF AN APPLICATION FOR WINDSOR PARK HOUSING REVITALIZATION PROJECT FUNDS AND RELOCATION ASSISTANCE IN THE AMOUNT OF \$51,050 FOR MR. ROBERT RICHARDSON, WHOSE PROPERTY IS LOCATED AT 2300 SABER DRIVE IN THE WINDSOR PARK SUBDIVISION TO ASSIST IN ACQUIRING A REPLACEMENT HOME WITHIN THE NORTH LAS VEGAS CITY LIMITS.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None



**16. APPROVAL OF REGIONAL TRANSPORTATION COMMISSION SUPPLEMENTAL INTERLOCAL CONTRACT NO. 242B (Contract No. C-3590)- DESERT INN ROAD, SWENSON STREET TO MOJAVE ROAD; AND NO. 243B - WINDMILL LANE, LAS VEGAS BOULEVARD SOUTH TO MARYLAND PARKWAY. (Contract No. C-3591)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**17. APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH VTN NEVADA, IN AN AMOUNT NOT TO EXCEED \$351,956, FOR THE MARTIN LUTHER KING BOULEVARD WIDENING (CAREY AVENUE TO CHEYENNE AVENUE) PROJECT. (Contract No. C-4703)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**18. APPROVAL OF AN ADMINISTRATIVE SETTLEMENT, IN CONNECTION WITH THE CHEYENNE PEAKING BASIN, IN THE AMOUNT OF \$926,000 TO FACILITATE AND CONCLUDE NEGOTIATIONS WITH PROPERTY OWNER ROSE MARYDEE PARTNERSHIP INVESTMENT, FOR A TOTAL ACQUISITION OF A.P.N. 139-12-401-001.**

ACTION: APPROVED

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

19. **APPROVAL OF A COOPERATIVE (STEWARDSHIP) AGREEMENT WITH THE STATE OF NEVADA, DEPARTMENT OF TRANSPORTATION, FOR THE LAS VEGAS BOULEVARD LANDSCAPING (LAKE MEAD BOULEVARD TO CAREY AVENUE) PROJECT. FEDERAL CONTRIBUTION IS \$541,500; NDOT CONTRIBUTION IS \$28,500, FOR A TOTAL COST OF \$570,000. (Contract No. C-4704)**

ACTION: APPROVED

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

20. **APPROVAL OF A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH THE KEITH COMPANIES, INC., IN AN AMOUNT NOT TO EXCEED \$276,412, FOR THE CAREY AVENUE WIDENING (RANCHO DRIVE TO CLAYTON STREET) PROJECT. (Contract No. C-4705)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson  
SECOND: Councilman Buck  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None  
ABSTAIN: None

**21. APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL CONSTRUCTION MANAGEMENT SERVICES AGREEMENT WITH HARRIS & ASSOCIATES CONSTRUCTION MANAGERS, INC., IN AN AMOUNT NOT TO EXCEED \$590,439.68, FOR THE CAPITAL IMPROVEMENT PROGRAM; WITH TERM TO EXPIRE DECEMBER 31, 2000. (Contract No. C-4538)**

ACTION: APPROVED

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

**22. APPROVAL OF A CASH PAYMENT IN LIEU OF A TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH TEXAS GAMBLING HALL & HOTEL FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT LAKE MEAD BOULEVARD AND ALLEN LANE IN THE AMOUNT OF \$8,501 OR 1.6% OF THE TOTAL COST, LAKE MEAD BOULEVARD AND SIMMONS STREET IN THE AMOUNT OF \$5,433.10 OR 2.2% OF THE TOTAL COST AND CORAN LANE AND RANCHO DRIVE IN THE AMOUNT OF \$33,451 OR 6.8% OF THE TOTAL COST.**

ACTION: APPROVED

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

23. **AMP-05-00; AN APPLICATION SUBMITTED BY THE CITY OF NORTH LAS VEGAS FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS. THE DEPARTMENT OF PUBLIC WORKS IS RECOMMENDING DELETION OF RANCH HOUSE ROAD BETWEEN DECATUR BOULEVARD AND SAN MATEO STREET, THE DELETION OF SAN MATEO STREET BETWEEN EL CAMPO GRANDE AND RANCH HOUSE ROAD, AND THE DELETION OF TROPICAL PARKWAY BETWEEN DECATUR BOULEVARD AND APPROXIMATELY 380 FEET EAST OF SAN MATEO STREET. THE DEPARTMENT OF PUBLIC WORKS IS ALSO RECOMMENDING THE ADDITION OF CENTENNIAL PARKWAY, A 100 FOOT ARTERIAL, TO FOLLOW THE RANCH HOUSE ROAD ALIGNMENT TO CURVE SOUTH ALONG THE SAN MATEO STREET ALIGNMENT AND THEN WEST ALONG THE TROPICAL PARKWAY ALIGNMENT TO DECATUR BOULEVARD. THE ADDITION OF RICE AVENUE, A 60 FOOT COLLECTOR, BETWEEN THE NEW CENTENNIAL PARKWAY AND DECATUR BOULEVARD AND ADD A PORTION OF TROPICAL PARKWAY COMMENCING APPROXIMATELY 380 FEET EAST OF THE SAN MATEO STREET ALIGNMENT INTERSECTING NORTH/NORTHWEST TO THE NEW ALIGNMENT OF CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR JULY 5, 2000.)**

ACTION: PUBLIC HEARING SET FOR JULY 5, 2000

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

24. **VAC-03-00 (BUENA VISTA APARTMENTS); AN APPLICATION SUBMITTED BY NORA H. MASANA, ARCHITECT ON BEHALF OF CREATIVE CHOICE WEST, LTD., PROPERTY OWNERS, TO VACATE PORTIONS OF HELEN AVENUE AND MORTON AVENUE. (SET PUBLIC HEARING FOR JULY 5, 2000)**

ACTION: PUBLIC HEARING SET FOR JULY 5, 2000

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None  
ABSTAIN: None

25. **VAC-04-00 (1495 - WALGREENS); AN APPLICATION SUBMITTED BY BARAJAS & ASSOCIATES, INC., ON BEHALF OF VILLAGE BUILDERS 98, LP, PROPERTY OWNER, FOR A VACATION OF A 20 FOOT BY 20 FOOT UTILITY EASEMENT. THE PROPERTY IS LOCATED APPROXIMATELY 250 FEET EAST OF LAS VEGAS BOULEVARD AND WEST OF PECOS ROAD. THE ASSESSOR'S PARCEL NUMBER IS 139-13-605-019. A COMPLETE LEGAL DESCRIPTION IS ON FILE WITH THE DEVELOPMENT SERVICES DEPARTMENT. (SET PUBLIC HEARING FOR JULY 5, 2000.)**

ACTION: PUBLIC HEARING SET FOR JULY 5, 2000

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

## **BUSINESS**

44. **FINAL ACTION - ORDINANCE NO. 1402; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-7-98) GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAKE MEAD BOULEVARD AND SIMMONS STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1402 as introduced by the City Clerk

AN ORDINANCE RELATED TO ZONING; AMENDING

SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-7-98) GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAKE MEAD BOULEVARD AND SIMMONS STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Rhodes

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**26. CONSIDERATION OF AN APPEAL OF THE DECISION OF THE PLANNING COMMISSION TO DENY A REQUEST SUBMITTED BY C.P. DEVELOPMENT, L.L.C., PROPERTY OWNER, TO AMEND A FINAL DEVELOPMENT PLAN (FDP-08-99) BY DELETING A CONDITION OF APPROVAL FOR THE VILLAS AT CHEYENNE LOCATED AT THE SOUTHWEST CORNER OF COLTON AVENUE AND SIMMONS STREET.**

Development Services Director Tom Bell explained at the April 26, 2000 meeting, the Planning Commission denied the requested amendment to Final Development Plan FDP-08-99 to delete Condition No. 11 for the Villas at Cheyenne. The condition was included in response to a request by the Fire Department. The condition, in part, required a permanent directory at each entrance to the complex. Both Staff and the Planning Commission recommended denial of the appeal.

ACTION: PLANNING COMMISSION DECISION AFFIRMED; APPEAL DENIED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: None

ABSTAIN: Councilman Rhodes

**27. CONSIDERATION OF AN OFFER TO PURCHASE A 6.69 ACRE PARCEL OF LAND ON THE SOUTH SIDE OF TONOPAH AVENUE, WEST OF YALE STREET BY DAVIS STREET CORPORATION; DIRECTION TO STAFF TO SEEK RECLASSIFICATION OF THE SUBJECT PROPERTY FROM R-4 TO R-2 AND TO HAVE THE PROPERTY REAPPRAISED AND MADE AVAILABLE FOR SALE.**

Community Development Director Jacque Risner explained the City owned several parcels of land within the City limits. The City Manager, in order to facilitate the disposal of these parcels, requested a committee of various Staff members be formed to make recommendations for the disposal. The subject parcel was the first in a series of properties to be evaluated for disposal. The City had received an unsolicited offer to purchase the property. The issues as determined by Staff were that the property was zoned as R-4, which would allow the development of up to 50 units per acre. Ms. Risner stated there were no other properties zoned as R-4 throughout North Las Vegas. It was Staff's recommendation that R-4 zoning over-densified the area and rather than sell the property with the current zoning in place, the property should be rezoned to R-2, reappraised and made available for sale once again.

**Tom Hedgecock, 3930 Howard Hughes Parkway, Las Vegas**, stated in February, he has spoken with Randy Cagle, City of North Las Vegas Property Manager, to determine if the property would be available for sale if an unsolicited offer were submitted. He also asked Mr. Cagle if there was a current appraisal on the property. Mr. Cagle responded the property had been appraised at \$480,000. An offer to purchase was submitted on February 9, 2000. A response was received from Mr. Cagle on February 9, 2000 and on February 10<sup>th</sup>, a list of items to be included in the offer was faxed from Mr. Cagle to Mr. Hedgecock. The items were included in the offer and resubmitted for consideration. No response had been received. Mr. Hedgecock pointed out rezoning the property from R-4 to R-2 would cost the City money because of the downgrade in zoning.

Mayor Montandon stated Council was well aware of the financial effects of down zoning the property but was more concerned with the effects of building a 50 unit per acre development in an area that was not equipped to handle it.

Mr. Hedgecock explained the project was planned to be built out at 104 units on the entire 6.69 acre development; which was less than 18 units per acre. He further stated he would

be amenable to placing the number of units as a condition on the project or in the escrow instructions. Ms. Risner clarified that R-2 zoning consisted of 12 units per acre; not 18 as was originally discussed with Mr. Hedgecock.

**Mr. Ike Monty, 8800 Yermo Lane, El Paso, Texas**, explained he had been approached to build affordable senior housing on the property. They had since applied for Private Activity Bond Cap funds and were seeking the City's support of the project.

Mayor Montandon asked, if the City were to enter into a contract for sale of the property, and a clause was inserted to deed restrict the property to an established number of units, would that be the equivalent of rezoning the property to R-2. City Attorney Sean McGowan stated the desired zoning would be accommodated by a deed restriction. Development Services Director Tom Bell concurred that a deed restriction could be included in the property sale documents. City Attorney McGowan added if the deed restriction was included by mutual consent, no claim of unlawful rezoning could be filed against the City. Mayor Montandon clarified if the negotiating party was not in agreement with the deed restriction, they would not close the sale; otherwise it would be consensual.

**Richard Jost, 3773 Howard Hughes Parkway, Las Vegas**, commented the developer would only be eligible for Private Activity Bond Cap funds through the City and the County if the parcel were sold to them. The County had moved up their deadline for applying for Private Activity Bond Cap funds and that deadline had passed. It was imperative the item be decided upon at that meeting.

Mayor Montandon asked if Mr. Monty was familiar with current design standards. Mr. Monty stated he was not but would be willing to comply with existing standards.

Councilwoman Smith asked if 104 units was acceptable to Staff and if the location was suitable for senior housing. Ms. Risner stated the City was in favor of senior housing on the site but was uncertain if the number of units was acceptable. Ms. Risner pointed out at the next meeting, Council would be reviewing the Bond Cap Allocations and this developer was an applicant. Councilwoman Smith asked if a less dense project would be more acceptable and Ms. Risner stated that was her preference. The area was extremely dense already and there were very few services available to residents and even fewer available to seniors.

City Attorney McGowan stated he was not comfortable with negotiating the terms of a sales contract at a Council meeting.

Mr. Monty stated that a 104 unit project was as small a project as was developable on the



property. If it were built out any smaller, it would not be financially feasible. He pointed out the project was entirely one-story and senior housing typically required less parking than other types of developments.

Mayor Pro Tempore Robinson stated he was not comfortable with making a decision at the meeting because the project would have a direct effect on the Housing Authority and he wanted them to have an opportunity to review the offer. He preferred to follow Staff's recommendation.

Councilman Rhodes asked when the County deadline was to apply for Private Activity Bond Cap funds. Mr. Monty explained they had already submitted their application but were waiting for Council approval before moving further. The applications would be evaluated and a decision would be reached by the end of June.

Councilman Rhodes stated he would be more comfortable with delaying a decision for two weeks in order to review the developer's performance and past developments.

Mayor Montandon asked that as an alternative to seeking reclassification from R-4 to R-2, a deed restriction be considered as part of a purchase contract as it would be much faster than the rezoning process.

ACTION: OFFER REJECTED, STAFF TO RESUBMIT ITEM AT THE JUNE 21, 2000 MEETING.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**28. APPROVAL OF ADDITIONAL FUNDING, IN THE AMOUNT NOT TO EXCEED \$100,000, TO BE EXPENDED FOR SODDING OF THE 23 ACRE JAMES K. SEASTRAND PARK. (Contract No. C-2221)**

Councilman Rhodes stated he was in favor of waiting until the park could be hydro seeded to save the funds for other purposes.

ACTION: APPROVED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
Councilwoman Smith

NAYS: Councilman Rhodes

ABSTAIN: None

29. **RESOLUTION NO. 2179; A RESOLUTION AUTHORIZING A TEMPORARY INTERFUND LOAN FROM THE WATER/SEWER UTILITY FUND TO THE GENERAL FUND IN THE AMOUNT OF \$235,000 FOR THE PURPOSE OF ACQUIRING LAND.**

Resolution No. 2179 as introduced by the City Clerk:

A RESOLUTION AUTHORIZING A TEMPORARY INTERFUND LOAN

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and  
Smith

NAYS: None

ABSTAIN: None

30. **RESOLUTION NO. 2180; A RESOLUTION OF INTENT OF THE CITY OF NORTH LAS VEGAS ORDERING THE PREPARATION OF PRELIMINARY PLANS AND OF THE ASSESSMENT PLAT FOR THE PROPOSED CRAIG ROAD PHASE I ASSESSMENT DISTRICT NO. 58.**

Resolution No. 2180 as introduced by the City Clerk:

A RESOLUTION OF INTENT OF THE CITY OF NORTH LAS

VEGAS ORDERING THE PREPARATION OF PRELIMINARY PLANS AND OF THE ASSESSMENT PLAN FOR THE PROPOSED CRAIG ROAD PHASE I ASSESSMENT DISTRICT NO. 58.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Rhodes

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

31. **RESOLUTION NO. 2182; A RESOLUTION BY THE CITY COUNCIL OF NORTH LAS VEGAS OBJECTING TO THE DEPARTMENT OF ENERGY SHIPPERS USING SURFACE ARTERIAL STREETS FOR SHIPPING LOW-LEVEL RADIOACTIVE WASTE THROUGH NORTH LAS VEGAS TO THE NEVADA TEST SITE, OBJECTING TO THE DEPARTMENT OF ENERGY'S UNILATERAL DECISION TO CEASE NOTIFYING THE CITY OF NORTH LAS VEGAS PRIOR TO TRANSPORTING LOW-LEVEL RADIOACTIVE WASTE THROUGH NORTH LAS VEGAS, AND AGAIN REQUESTING THAT THE DEPARTMENT OF ENERGY EXCLUDE THE USE OF HIGHWAY ROUTES THROUGH NORTH LAS VEGAS AND THE METROPOLITAN LAS VEGAS VALLEY FOR THE TRANSPORT OF LOW-LEVEL RADIOACTIVE WASTE TO THE NEVADA TEST SITE.**

Resolution No. 2182 as introduced by the City Clerk:

A RESOLUTION BY THE CITY COUNCIL OF NORTH LAS VEGAS OBJECTING TO THE DEPARTMENT OF ENERGY SHIPPERS USING SURFACE ARTERIAL STREETS FOR SHIPPING LOW-LEVEL RADIOACTIVE WASTE THROUGH NORTH LAS VEGAS TO THE NEVADA TEST SITE, OBJECTING TO THE DEPARTMENT OF ENERGY'S UNILATERAL DECISION TO CEASE NOTIFYING THE CITY OF NORTH LAS VEGAS PRIOR TO TRANSPORTING LOW-LEVEL RADIOACTIVE WASTE THROUGH NORTH LAS VEGAS, AND AGAIN REQUESTING THAT THE DEPARTMENT OF ENERGY EXCLUDE THE USE OF HIGHWAY ROUTES THROUGH NORTH LAS VEGAS AND THE

METROPOLITAN LAS VEGAS VALLEY FOR THE TRANSPORT OF  
LOW-LEVEL RADIOACTIVE WASTE TO THE NEVADA TEST  
SITE.

Mayor Montandon explained the resolution was to restate the City's objection to a statement made in a report that it was acceptable to transport nuclear waste through City streets.

ACTION: PASSED AND ADOPTED

MOTION: Councilwoman Smith

SECOND: Councilman Rhodes

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**32. CONSIDERATION OF CYPRESS POINT (ZN-23-99); AN APPLICATION SUBMITTED BY G.M.L. PLANNING ASSOCIATES, INC., ON BEHALF OF KENNETH R. GRAGSON, PROPERTY OWNER, TO REZONE A TRACT OF LAND GENERALLY LOCATED AT THE SOUTHWEST CORNER OF HORSE DRIVE AND VALLEY DRIVE FROM AN O-L, OPEN LAND TO R-1 SINGLE FAMILY RESIDENTIAL DISTRICT. (TABLED JANUARY 19 AND FEBRUARY 16, 2000) (ASSOCIATED ITEM NO. 2, AMP-23-99; AND ITEM NO. 3, T-821)**

ACTION: WITHDRAWN WITHOUT PREJUDICE AT THE REQUEST OF THE APPLICANT.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: Councilman Rhodes

ABSTAIN: None

**33. CONSIDERATION OF A REQUEST SUBMITTED BY RICK MURRAY FOR AN ORDINANCE TO AMEND TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY AMENDING SECTION 140 OF CHAPTER 20 TO ALLOW ADDITIONAL PRINCIPALLY PERMITTED USES IN AN M-2 DISTRICT (ZOA-07-00).**

Development Services Director Tom Bell explained on April 26, 2000, the Planning Commission voted against this request to amend the Zoning Ordinance to allow appliance sales, services and repair, furniture stores, paint and wallpaper stores and flooring stores as principally permitted uses in an M-2 District. Staff, as well as the Commission, felt too much land would be available for retail uses outside of commercial zones. An alternate recommendation would allow retail uses as accessory uses; providing the product sold was manufactured, processed or warehoused on the subject premises and no more than 15 percent of the gross floor area was reserved for retail sales. Staff's and the Planning Commission recommendation was to deny the zoning amendment.

**Kelly Thomas, 3826 Syracuse Drive, Las Vegas**, represented the applicant and explained the request was in response to the demand for the subject uses along arterial streets that abut M-2 zoning districts such as Craig Road between I-15 and Losee Road. Mr. Thomas' client, Rick Murray, had developed the corner of Craig Road and Losee Road and the majority of the development was for retail establishments related to home improvement type uses. Mr. Thomas stated Staff's recommendation was similar to Henderson's current ordinance but he was not comfortable with the 15% limit on retail floor space. He further stated he would concur with removing the service and repair uses. Mr. Thomas explained the types of uses requested did not generate excessive traffic so parking would not be an issue. Additionally, product delivery was more compatible with this type of development.

Councilwoman Smith asked how North Las Vegas compared with other entities in the valley. Mr. Bell responded the County had less strict standards than the City was proposing. Staff was recommending an amendment similar to Henderson's ordinance which stated accessory uses be allowed provided that retail use was of a product that was manufactured, processed or warehoused on the premises and that no more than 15% of the gross floor space be utilized for retail. That would protect the integrity of the M-2 zones. Currently, the ordinance allowed for those retail uses only through the special use permit process.

**ACTION:** STAFF DIRECTED TO DRAFT AN ORDINANCE TO ALLOW FURNITURE, PAINT, WALLPAPER AND FLOORING STORES AS PRINCIPALLY PERMITTED USES IN M-2 DISTRICTS; WITH THE EXCEPTION OF

SERVICES OR REPAIR.

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

34. **INTRODUCTION ONLY - ORDINANCE NO. 1405; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO C-1 (ZN-15-96) GENERALLY LOCATED ON THE SOUTHWEST CORNER OF CRAIG ROAD AND COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1405 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO C-1 (ZN-15-96) GENERALLY LOCATED ON THE SOUTHWEST CORNER OF CRAIG ROAD AND COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 21, 2000.

35. **INTRODUCTION ONLY - ORDINANCE NO. 1406, AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 160 OF CHAPTER 24, PARAGRAPH N OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ALLOWING THE DEVELOPMENT SERVICES DIRECTOR OR HIS OR HER DESIGNEE TO APPROVE TEMPORARY USES FOR A SPECIFIED PERIOD OF TIME, NOT TO EXCEED THIRTY (30) DAYS; AND PROVIDING FOR OTHER**

**MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1406 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 160 OF CHAPTER 24, PARAGRAPH N OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY ALLOWING THE DEVELOPMENT SERVICES DIRECTOR OR HIS OR HER DESIGNEE TO APPROVE TEMPORARY USES FOR A SPECIFIED PERIOD OF TIME, NOT TO EXCEED THIRTY (30) DAYS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 21, 2000.

36. **INTRODUCTION ONLY - ORDINANCE NO. 1407, AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-02-89) GENERALLY LOCATED ON THE SOUTHWEST CORNER OF CRAIG ROAD AND ALLEN LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1407 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-1 TO PUD (ZN-02-89) GENERALLY LOCATED ON THE SOUTHWEST CORNER OF CRAIG ROAD AND ALLEN LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 21, 2000.

**37. ACCEPTANCE OF A PETITION FOR ANNEXATION (ANNEXATION NO. 103); SUBMITTED BY BERTRAM B. BAUER TO ANNEX 20 ACRES OF LAND AT THE NORTHWEST CORNER OF BRUCE STREET AND WASHBURN ROAD. (ASSOCIATED ITEM NO. 38; ORDINANCE NO. 1410)**

ACTION: PETITION FOR ANNEXATION ACCEPTED.

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck, Councilwoman Smith

NAYS: None

ABSTAIN: None

**38. INTRODUCTION ONLY - ORDINANCE NO. 1410 (ANNEXATION NO. 103); 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. (ASSOCIATED ITEM NO. 37; PETITION FOR ANNEXATION NO. 103) (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1410 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 JUNE 21, 2000.

39. **INTRODUCTION ONLY - ORDINANCE NO. 1411; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO PUD (ZN-34-97) GENERALLY LOCATED ON THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LOSEE ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1411 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO PUD (ZN-34-97) GENERALLY LOCATED ON THE NORTHWEST CORNER OF TROPICAL PARKWAY AND LOSEE ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JUNE 21, 2000.

40. **INTRODUCTION ONLY - ORDINANCE NO. 1412; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO M-1 (ZN-09-00) LOCATED AT 3500 WEST CORAN LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JUNE**

**21, 2000)**

Ordinance No. 1412 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-E TO M-1 (ZN-09-00) LOCATED AT 3500 WEST CORAN LANE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THEREOF.

ACTION: FINAL ACTION SET FOR JUNE 21, 2000.

41. **ACCEPTANCE OF ANNEXATION PETITIONS (ANNEXATION NO. 104); SUBMITTED BY UNION PACIFIC RAILROAD, MISSOURI IMPROVEMENT COMPANY, LAMBCHANGE LIMITED, LAMBCHANGE II LIMITED, LAMBCHANGE III LIMITED, QUANTUM INVESTMENT GROUP NUMBER TWO, UNLIMITED HOLDINGS, INC., AND LORENE M. JIMMERSON REVOCABLE TRUST TO ANNEX APPROXIMATELY 203 ACRES OF LAND EAST OF LAMB BOULEVARD, AND NORTH OF INTERSTATE 15. (ASSOCIATED ITEM NO. 42; ORDINANCE NO. 1414)**

**Glenn Raynes, 9819 Canyon Rock Place, Las Vegas**, stated he was a partner in various groups that petitioned to annex approximately 83 acres within the annexation area. He stated his understanding of his consent to annex was that Donovan Way would be constructed. Public Works Director Jim Bell stated the annexation was not directly related to the construction of Donovan Way project but the annexation and dedication of the land in question furthered the project. The Mayor pointed out there was a contract in place for the construction of Donovan Way.

ACTION: PETITION ACCEPTED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
Councilwoman Smith

NAYS: None

ABSTAIN: None

42. **INTRODUCTION ONLY - ORDINANCE NO. 1414 (ANNEXATION NO. 104); 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. (ASSOCIATED ITEM NO. 41; PETITION FOR ANNEXATION NO. 104) (SET FINAL ACTION FOR JUNE 21, 2000)**

Ordinance No. 1414 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 JUNE 21, 2000.

43. **FINAL ACTION - ORDINANCE NO. 1401; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-3 TO M-2 (ZN-11-97) GENERALLY LOCATED ON THE WEST SIDE OF BELMONT STREET APPROXIMATELY 220 FEET SOUTH OF ALEXANDER ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1401 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM R-3 TO M-2 (ZN-11-97) GENERALLY LOCATED ON THE WEST SIDE OF BELMONT STREET APPROXIMATELY 220 FEET SOUTH OF ALEXANDER ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED.

MOTION: Mayor Pro Tempore Robinson

SECOND: Mayor Montandon

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
Councilwoman Smith

NAYS: None

ABSTAIN: None

45. **FINAL ACTION - ORDINANCE NO. 1403; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM M-2 TO PUD (ZN-13-98) GENERALLY LOCATED NORTH OF GOWAN ROAD AND WEST OF COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1403 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE NORTH LAS VEGAS MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY RECLASSIFYING A CERTAIN PROPERTY THEREIN FROM M-2 TO PUD (ZN-13-98) GENERALLY LOCATED NORTH OF GOWAN ROAD AND WEST OF COMMERCE STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED.

MOTION: Mayor Montandon

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
Councilwoman Smith

NAYS: None

ABSTAIN: None

46. **FINAL ACTION - ORDINANCE NO. 1404; AN ORDINANCE TO AMEND TITLE 9 OF THE NORTH LAS VEGAS MUNICIPAL CODE BY ADDING A NEW CHAPTER 9.18 ENTITLED MISDEMEANOR DRUG ACTIVITY ORDER OUT CORRIDOR, DEFINING THE TERMS MISDEMEANOR DRUG RELATED ACTIVITY AND ORDER OUT CORRIDOR, PROVIDING FOR THE SUSPENSION OF SENTENCE FOR THE CONVICTION OF MISDEMEANOR DRUG RELATED OFFENSES SUBJECT TO SPECIFIED CONDITIONS, INCLUDING STAYING OUT OF THE AREA DEFINED AS THE ORDER OUT CORRIDOR, MAKING IT UNLAWFUL TO WILLFULLY VIOLATE AN ORDER TO STAY OUT OF THE ORDER OUT CORRIDOR; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

ACTION: CONTINUED TO JUNE 21, 2000.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
Councilwoman Smith

NAYS: Councilman Rhodes

ABSTAIN: None

47. **FINAL ACTION - ORDINANCE NO. 1408; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 020 OF CHAPTER 12 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY PROVIDING A**

**DEFINITION OF "OFF-PREMISES SIGN"; AMENDING SECTION 110 OF CHAPTER 24 OF TITLE 17 BY DELETING SUBSECTION F, AND SUBSTITUTING IN LIEU THEREOF A NEW SUBSECTION F, OFF-PREMISES SIGNS - BILLBOARDS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.**

Ordinance No. 1408 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 020 OF CHAPTER 12 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY PROVIDING A DEFINITION OF "OFF-PREMISES SIGN"; AMENDING SECTION 110 OF CHAPTER 24 OF TITLE 17 BY DELETING SUBSECTION F, AND SUBSTITUTING IN LIEU THEREOF A NEW SUBSECTION F, OFF-PREMISES SIGNS - BILLBOARDS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Development Services Tom Bell explained the ordinance would eliminate off-premise signs except along the Interstate 15 and Rancho Drive corridor. It would also amortize existing signs over a period of ten years. Based on Council directive, an incentive clause was added whereby the 750 foot distance along the I-15 corridor could be reduced to 500 hundred feet for signs that were voluntarily removed and relocated by the owner. Staff determined there were approximately 67 billboard signs in the City; 10 on Craig Road, 14 on Cheyenne Avenue; 5 on Losee Road; 20 on I-15; 4 on Rancho Drive; 1 on Decatur Boulevard, 8 on Las Vegas Boulevard; and 5 on Lake Mead Boulevard. With the adoption of this ordinance, approximately 43 of the existing signs would be removed. The remaining 24 would either be on Rancho Drive or the I-15 corridor. Mr. Bell pointed out City Council had the right to regulate the aesthetic character of the community, in particular the local travel corridors. Staff believed the proliferation of signage along the City's corridors may constitute aesthetic degradation of the community and therefore, Council had the right to control advertising signs within the various zoning districts. Removal of the billboards would enhance the aesthetic character of the community and the zoning districts in which the signs were located. Mr. Bell stated the removal of such billboards over a ten year period of time did not constitute an unreasonable regulation effecting an economic loss to the owners of such billboards.

City Attorney Sean McGowan added that, from a legal prospective, previous litigation related to the removal of signs in another state ended with the court upholding that city's decision to amortize the removal of the signs.

**Mark Fiorentino, 3800 Howard Hughes Parkway, Las Vegas,** represented the Nevada Outdoor Media Association and stated Ordinance No. 1408 was far superior to the original ordinance (No. 1347) in that it was less complex and addressed many concerns previously not addressed.

Mr. Fiorentino asked if it was Council's intent to protect the existing signs along I-15 and the Rancho Drive corridor even if they did not meet new setback and other requirements addressed in the ordinance. City Attorney agreed it was the intent of the ordinance to protect those signs only if they were in compliance in all other conditions of the ordinance.

Mr. Bell concurred that it was Staff's interpretation that if the signs were legally existing at the time of implementation of the ordinance, they would be legal, non-conforming signs and would remain either on Rancho Drive or the I-15 corridor in perpetuity or until Council changed the ordinance.

Mr. Fiorentino stated there was still a concern that companies would lose a substantial amount of their inventory and even with the relaxed separation standards, there were not enough properties along I-15 to recoup all of the structures that would be lost along the surface streets.

ACTION: PASSED AND ADOPTED AS AMENDED.

MOTION: Councilman Buck

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Rhodes, Buck and Smith

NAYS: None

ABSTAIN: None

**48. FINAL ACTION - ORDINANCE NO. 1347; AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY AMENDING SECTION 110 OF CHAPTER 24 OF TITLE 17 BY DELETING SUBSECTION F AND SUBSTITUTING A NEW SUBSECTION F; OFF-PREMISES SIGNS - BILLBOARDS. (TABLED NOVEMBER 17, 1999 AND JANUARY 19, FEBRUARY 16, MARCH 15, AND APRIL 5, AND MAY 3, 2000.)**

Ordinance No. 1347 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 110 OF CHAPTER 24 OF TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS BY DELETING SUBSECTION F AND SUBSTITUTING IN LIEU THEREOF A NEW SUBSECTION F OFF-PREMISES SIGNS - BILLBOARDS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: DENIED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and Smith

NAYS: None

ABSTAIN: None

**49. APPROVAL OF CITY MANAGER EMPLOYMENT AGREEMENT. (TABLED APRIL 19, AND MAY 3, 2000) (Contract No. 4706)**

Mayor Montandon stated there had been a number of discussions and modifications regarding the contract.

Councilman Rhodes stated his desire to continue the item for further discussion.

Councilwoman Smith agreed there were outstanding items that Council were not in agreement on. She felt the contract was too expensive for the City and it would be a dis-service to the City to approve the agreement without further discussion.

Mayor Pro Tempore Robinson stated his desire to move forward with the item.

Councilman Rhodes questioned whether sections of the agreement could be discussed at a later date in a personnel session. City Attorney McGowan stated the agreement before Council was to be acted upon at a public meeting.

ACTION: APPROVED AS AMENDED.



MOTION: Mayor Pro Tempore Robinson  
SECOND: Councilman Buck  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilman Buck,  
NAYS: Councilman Rhodes, Councilwoman Smith  
ABSTAIN: None

## **APPOINTMENTS**

### **50. APPOINTMENT OF TWO PLANNING COMMISSIONERS. (TABLED MAY 17, 2000)**

ACTION: TABLED TO JUNE 21, 2000.

MOTION: Mayor Montandon  
SECOND: Mayor Pro Tempore Robinson  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and  
Smith  
NAYS: None  
ABSTAIN: None

### **51. APPOINTMENT TO THE CIVIL SERVICE BOARD OF TRUSTEES.**

ACTION: TIMOTHY A CLEMONS APPOINTED WITH TERM TO EXPIRE JUNE 30, 2006.

MOTION: Councilman Buck  
SECOND: Mayor Pro Tempore Robinson  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and  
Smith  
NAYS: None  
ABSTAIN: None

### **52. APPOINTMENTS TO THE CITIZENS ADVISORY COMMITTEE.**

ACTION: QUINTIN JORDAN AND LILLIAN MOORE APPOINTED WITH TERMS TO

EXPIRE JUNE 30, 2003.

MOTION: Mayor Pro Tempore Robinson  
SECOND: Councilman Rhodes  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

**53. APPOINTMENT TO THE PARKS & RECREATION ADVISORY BOARD.**

ACTION: JO PAMELA CATO APPOINTED WITH TERM TO EXPIRE DECEMBER 31, 2000.

MOTION: Councilman Buck  
SECOND: Mayor Pro Tempore Robinson  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

**54. APPOINTMENT OF ALTERNATES TO THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT (TECHNICAL ADVISORY COMMITTEE).**

ACTION: LENNY BADGER AND THOMAS BRADY APPOINTED AS ALTERNATES FOR INDEFINITE TERMS.

MOTION: Councilman Rhodes  
SECOND: Mayor Pro Tempore Robinson  
AYES: Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and Smith  
NAYS: None  
ABSTAIN: None

**MAYOR'S TASK FORCES**

- Crime Prevention Task Force Advisory Committee

## **COUNCIL ITEMS**

There were no additional items.

## **CITY MANAGER'S REPORT**

There was no report.

## **PUBLIC FORUM**

Elmer Longberry objected to the tenant water service deposit.

Leroy Pasbrig requested elected officials vacate their seat if they run for a higher office.

Gary Mauger, Teamsters Local 14 spoke of issues related to the cement workers strike.

## **ADJOURNMENT**

**ACTION:** THE MEETING ADJOURNED AT 8:12 P.M.

**MOTION:** Councilman Rhodes

**SECOND:** Mayor Pro Tempore Robinson

**AYES:** Mayor Montandon, Mayor Pro Tempore Robinson, Councilmen Rhodes, Buck, and Smith

**NAYS:** None

**ABSTAIN:** None

**APPROVED: June 21, 2000**

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Mayor Michael L. Montandon

Attest:

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Eileen M. Sevigny, CMC  
City Clerk