

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

October 1, 2003

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**

Acting City Manager Gregory Rose	Code Enforcement Manager Sheldon Klain
Assistant City Manager Dan Tarwater	Public Works Associate Director Laurnal Gubler
City Attorney Sean McGowan	Municipal Court Judge Warren VanLandschoot
City Clerk Eileen M. Sevigny	Detention Center Chief Ken Ellingson
Finance Director Phil Stoeckinger	Police Assistant Chief Joe Forti
Human Resources Director Vince Zamora	Fire Chief Jimmy Stubler
Acting Development Services Director Steve Baxter	Special Projects Analyst Kimberly Johnson
Strategic Planning Director Eric Dabney	Assistant to the City Manager Brenda Johnson
Parks & Recreation Director Michael Henley	Assistant City Clerk Karen L. Storms
Redevelopment Manager Kenny Young	

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Eileen M. Sevigny, CMC  
City Clerk

**INVOCATION**

Dr. S. S. Rogers  
Greater Mt. Sinai, MRMI

**PLEDGE OF ALLEGIANCE**

Councilman Robert L. Eliason

### **PRESENTATION**

- ★ Presentation to Brennan Brothers, Harsch Investments, Jackson Shaw, RDS/Insight, Stoltz Management, Sprint, Community College of Southern Nevada, North Las Vegas Airport, and Anexeon for the support and commitment to the success of the Cheyenne Technology Corridor Partnership.

ACTION: PRESENTATIONS MADE

### **PROCLAMATION**

- ★ Proclaiming the week of September 29 - October 3, 2003 as Technology Week in North Las Vegas.

ACTION: SEPTEMBER 29 - OCTOBER 3, 2003 PROCLAIMED TECHNOLOGY WEEK

### **AGENDA**

1. **APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF OCTOBER 1, 2003.**

ACTION: APPROVED AS AMENDED; ITEM NO. 22 WITHDRAWN; ITEM NO. 48 WITHDRAWN

MOTION: Councilwoman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

### **CONSENT AGENDA**

9. **APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF SEPTEMBER 3, 2003.**

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

**10. APPROVAL TO AMEND THE 2003-2004 STAFFING PATTERN AS FOLLOWS:**  
(All staffing pattern changes will be processed when administratively feasible)

**PARKS AND RECREATION**

Recreation Division

Increase Aquatics Coordinator hourly pay rate from \$12.25 to \$14.00 per hour  
Increase Recreation Aide hourly pay rate from \$7.00 to \$7.25 per hour  
Increase Program Specialist hourly pay rate from \$8.00 to \$8.25 per hour  
Increase Program Supervisor hourly pay rate from \$10.00 to \$10.25 per hour

**DETENTION**

Services Division

Reclassify one (1) Corrections Housekeeping Specialist TNS 14 to Janitor TNS 12

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

**11. APPROVAL OF AN APPLICATION SUBMITTED BY ELLIOTT AND ORIA HOYE FOR HOUSING REHABILITATION ASSISTANCE PROGRAM FUNDS IN AN AMOUNT NOT TO EXCEED \$25,000 FOR REHABILITATION OF PROPERTY LOCATED AT 715 GILDAY AVENUE AND AUTHORIZATION FOR THE COMMUNITY DEVELOPMENT DIRECTOR TO EXECUTE NECESSARY DOCUMENTS.**

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

12. **APPROVAL OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH PACIFIC HOLT CORPORATION FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS AND TRAFFIC SIGNS AT ALEXANDER ROAD AND REVERE STREET IN THE APPROXIMATE AMOUNT OF 1.2% OF THE TOTAL COST OR \$6,886, GOWAN ROAD AND REVERE STREET IN THE APPROXIMATE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919, AND CRAIG ROAD AND REVERE STREET IN THE APPROXIMATE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919 FOR THE DEVONRIDGE RESIDENTIAL DEVELOPMENT LOCATED ON THE SOUTHWEST CORNER OF ALEXANDER ROAD AND REVERE STREET. (CNLV Contract No. C-5498)**

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

13. **APPEAL, SUBMITTED BY ROBERT GRONAUER OF KUMMER KAEMPFER BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-36-03 (LA MADRE COURT); AN APPLICATION SUBMITTED BY D.R. HORTON, INC. ON BEHALF OF DAVID R. BELDING, PROPERTY OWNER, TO CHANGE THE COMPREHENSIVE PLAN LAND USE DESIGNATION OF LOW DENSITY RESIDENTIAL AND OFFICE TO MDR MEDIUM DENSITY RESIDENTIAL, FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF LA MADRE WAY AND CAMINO AL NORTE. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 14, ZN-49-03 AND ITEM NO. 15, T-1009)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

14. **APPEAL, SUBMITTED BY ROBERT GRONAUER OF KUMMER KAEMPFER BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-49-03 (LA MADRE COURT); AN APPLICATION SUBMITTED BY D.R. HORTON, INC. ON BEHALF OF DAVID R. BELDING, PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF 207 CONDOMINIUM DWELLING UNITS ON 19.78± ACRES LOCATED AT THE NORTHWEST CORNER OF LA MADRE WAY AND CAMINO AL NORTE. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 13, AMP-36-03 AND ITEM NO. 15, T-1009)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

15. **APPEAL, SUBMITTED BY ROBERT GRONAUER OF KUMMER KAEMPFER BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY T-1009 (LA MADRE COURT); AN APPLICATION SUBMITTED BY D.R. HORTON, INC. ON BEHALF OF DAVID R. BELDING, PROPERTY OWNER, FOR A TENTATIVE MAP REVIEW IN A PUD PLANNED UNIT DEVELOPMENT DISTRICT CONSISTING OF 207 CONDOMINIUM DWELLING UNITS ON PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF LA MADRE WAY AND CAMINO AL NORTE. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 13, AMP-36-03 AND ITEM NO. 14, ZN-49-03)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

16. **AMP-40-03 (MCCARRAN & CENTENNIAL); AN APPLICATION, SUBMITTED BY FORE PROPERTY COMPANY ON BEHALF OF SUNRISE OAKS 50, THE HUMPHREY 1999 TRUST, THE MINDY SLAVIS FAMILY TRUST, MINDY G. SLAVIS, TRUSTEE, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF NEIGHBORHOOD COMMERCIAL TO HDR, HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF MCCARRAN STREET AND ROME BOULEVARD. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 42, ORDINANCE NO. 1871, ZN-53-03)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

17. **AMP-43-03 (NORTHSTAR ESTATES); AN APPLICATION, SUBMITTED BY STANPARK HOMES ON BEHALF OF THE LIED FOUNDATION TRUST, CHRISTINA HIXSON, TRUSTEE, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF HDR, HIGH DENSITY RESIDENTIAL AND REGIONAL COMMERCIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ALEXANDER ROAD AND MARTIN LUTHER KING BOULEVARD. (SET PUBLIC HEARING FOR OCTOBER 15, 2003)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

18. **AMP-44-03 (THE SHADOWS); AN APPLICATION, SUBMITTED BY BEAZER HOMES ON BEHALF OF LAS VEGAS CONCRETE, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OPEN SPACE TO NEIGHBORHOOD COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 19, AMP-45-03, ITEM NO. 35, ORDINANCE NO. 1864, ZN-62-03, AND ITEM NO. 36, ORDINANCE NO. 1865, ZN-63-03)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

19. **AMP-45-03 (THE SHADOWS); AN APPLICATION, SUBMITTED BY BEAZER HOMES ON BEHALF OF LAS VEGAS CONCRETE, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OPEN SPACE TO LDR, LOW DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND STATZ STREET. (SET PUBLIC HEARING FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 19, AMP-44-03, ITEM NO. 35, ORDINANCE NO. 1864, ZN-62-03, AND ITEM NO. 36, ORDINANCE NO. 1865, ZN-63-03)**

ACTION: PUBLIC HEARING SET FOR OCTOBER 15, 2003

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

### **BUSINESS**

#### **20. DISCUSSION AND/OR ACTION ON THE RECRUITMENT PROCESS OR APPOINTMENT OF THE POSITION OF CITY MANAGER.**

Mayor Montandon commented on the importance of the selection process for the position of City Manager, and acknowledged Gregory Rose's excellent performance during his tenure as Acting City Manager.

He further commented on the need for Acting City Manager Rose's assistance in filling the vacancies for the positions of Assistant City Manager of Development and Director of Development Services.

Councilwoman Smith stated although Council member positions were temporary, one of the most important functions they performed was to ensure appropriate staff was in place to manage the City effectively. She acknowledged Acting City Manager Rose's competence over the past several years, and expressed her confidence in his leadership ability.

Councilman Buck expressed that she was impressed with Acting City Manager Rose's stability in a changing economic climate and commented on his ability to work and interact with Staff and Council.

Mayor Pro Tempore Robinson agreed with his colleagues and advised Acting City Manager to remain firm and fair.

Councilman Eliason affirmed all previous comments made by Council members and extended his support for this motion.

Acting City Manager Rose recognized Mrs. Rose and his daughter for their support throughout this process. He conveyed his appreciation to Council in selecting him for the



position of City Manager, and was committed to doing his best. He addressed the citizens of North Las Vegas and stated he was pleased to be their public servant.

ACTION: GREGORY E. ROSE APPOINTED CITY MANAGER

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**21. APPROVAL TO RELEASE EMPLOYMENT POSITIONS IN THE AMOUNT OF \$349,600 AS APPROVED IN THE 2003-2004 BUDGET, AS AMENDED.**

(All staffing pattern changes will be processed when administratively feasible)

**CITY CLERK**

Administration

One (1) Translation and Election Specialist TNS 18 effective 10/01/03

**COMMUNITY DEVELOPMENT DEPARTMENT**

Code Enforcement Division

Three (3) Senior Code Enforcement Officer TNS 20 effective 01/01/04

**FINANCE DEPARTMENT**

Business License Division

One (1) Auditor APT 25 effective 10/01/03

One half (0.5) FTE Temporary Business License Enforcement Officer effective 10/01/03

**PARKS & RECREATION DEPARTMENT**

Parks & Grounds Maintenance Division

Three (3) Parks Maintenance Worker TNS 14 effective 01/01/04

One and one half (1.5) FTE Temporary Maintenance Helper hourly effective 10/01/03

One half (0.5) FTE Temporary Office Clerk hourly effective 10/01/03

ACTION: APPROVED

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

**22. APPROVAL TO AWARD REQUEST FOR PROPOSAL NO. 001-003, COLLECTION AGENCY SERVICES, TO AARGON COLLECTION AGENCY, CREDIT BUREAU CENTRAL, AND NCO FINANCIAL SYSTEMS, AT A COMPENSATION RATE OF 17% OF COLLECTED AMOUNT, FOR THE PERIOD OCTOBER 2, 2003 THROUGH OCTOBER 1, 2004 WITH THE OPTION TO RENEW FOR THREE ADDITIONAL ONE-YEAR PERIODS AND AUTHORIZATION FOR THE CITY MANAGER TO SIGN CONTRACT DOCUMENTS AND EXERCISE RENEWAL OPTIONS.**

ACTION: WITHDRAWN

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

**23. APPROVAL TO AWARD BID NO. B-1143 TO FRIENDLY FORD IN THE AMOUNT OF \$272,364 FOR THE PURCHASE OF 12 POLICE CARS.**

ACTION: APPROVED

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

24. **APPROVAL TO AWARD BID NO. B-1145 IN THE AMOUNT OF \$206,760 TO FRIENDLY FORD FOR THE PURCHASE OF TEN HALF-TON CNG PICK-UP TRUCKS, EIGHT WILL BE ASSIGNED TO THE UTILITIES DIVISION OF PUBLIC WORKS AND TWO WILL BE ASSIGNED TO THE CODE ENFORCEMENT DIVISION OF COMMUNITY DEVELOPMENT.**

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

25. **APPROVAL TO AWARD BID NO. B-1146 IN THE AMOUNT OF \$129,260 TO FRIENDLY FORD FOR THE PURCHASE OF FIVE ONE-TON PICK-UP TRUCKS FOR THE CONSTRUCTION SERVICES DIVISION OF PUBLIC WORKS.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

26. **APPROVAL TO ISSUE A PURCHASE ORDER TO HANSEN INFORMATION TECHNOLOGIES, INC. IN THE AMOUNT OF \$99,000 FOR THE PURCHASE OF CASHIERING LICENSES (\$7,500 EACH FOR 11 LICENSES FOR A TOTAL AMOUNT OF \$82,500) AND MAINTENANCE/SUPPORT (\$1,500 EACH FOR 11 LICENSES FOR A TOTAL AMOUNT OF \$16,500) FOR THE PERIOD OCTOBER 15, 2003 THROUGH OCTOBER 14, 2004 FOR UTILITY BILLING IN THE FINANCE DEPARTMENT. (CNLV Contract No. C-4482)**

ACTION: APPROVED

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

**27. APPROVAL TO AMEND THE 2003-04 GENERAL FUND BUDGET FOR THE CITY MANAGER'S DEPARTMENT IN THE AMOUNT OF \$14,800 BY TRANSFERRING FUNDS FROM THE CONTINGENCY ACCOUNT OF THE GENERAL FUND FOR THE PURPOSE OF CONTRIBUTING THE CITY'S SHARE OF THE FY 2003-04 BUDGET FOR THE NEVADA COMMISSION ON ETHICS.**

Mayor Montandon posed a rhetorical question to Finance Director Stoeckinger as to whether or not the City had a choice in its action on this matter, and Finance Director Stoeckinger responded no.

Councilwoman Smith inquired as to what would happen if the City decided not to fund this item. Finance Director Stoeckinger replied the State would withhold the City's consolidated tax or a portion thereof.

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

**28. APPROVAL TO AMEND THE 2003-04 GENERAL FUND BUDGET FOR EMERGENCY MANAGEMENT (FEMA) DIVISION OF THE FIRE DEPARTMENT IN THE AMOUNT OF \$10,100, WHICH REPRESENTS THE UNSPENT BALANCE OF FUNDS APPROPRIATED LAST FISCAL YEAR THAT WERE THE RESULT OF ADDITIONAL FUNDING DISPERSED FROM THE STATE DIVISION OF EMERGENCY MANAGEMENT TO BE USED FOR THE EMERGENCY OPERATIONS CENTER (EOC) IMPROVEMENTS.**

ACTION: APPROVED

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

**29. APPROVAL OF THE ACQUISITION OF WINDSOR PARK PARCELS, COMMONLY KNOWN AS 2109 CONSTANCE AVENUE, 2215 W. EVANS AVENUE, AND 2722 SABER DRIVE, IN THE AMOUNT OF \$30,000 (\$10,000 FOR EACH PARCEL) PLUS CLOSING COSTS, FROM CATHERINE APOSTAL, PROPERTY OWNER. (CNLV Contract No. C-5499)**

ACTION: APPROVED

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

**30. APPROVAL OF AN ADMINISTRATIVE SETTLEMENT FOR RIGHT OF WAY ACQUISITION FROM UNLIMITED HOLDINGS, INC. IN THE AMOUNT OF \$98,280, WHICH IS AN ADDITIONAL \$32,280 OVER THE APPRAISED VALUE, TO FACILITATE AND CONCLUDE NEGOTIATIONS FOR THE PARTIAL ACQUISITION OF APN 124-35-703-003 AND 124-35-803-001 FOR THE UPPER LAS VEGAS WASH CHANNEL PROJECT. (CNLV Contract No. C-5500)**

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

31. **APPROVAL OF A FIVE YEAR LEASE, WITH FOUR OPTIONAL FIVE YEAR TERMS, WITH PACIFIC BELL WIRELESS LLC FOR A TELECOMMUNICATION FACILITY AND FLAGPOLE TO BE CONSTRUCTED AT RICHARD TAM PARK LOCATED ON THE WEST SIDE OF ROCKPINE DRIVE, IN THE COBBLESTONE RIDGE SUBDIVISION, PARCEL NUMBER 139-02-102-006, WITH ANNUAL REVENUE FOR THE CITY OF \$12,000 WITH A 2% INCREASE EACH YEAR, WITH ANY ADDITIONAL CARRIERS ALLOWED ON THE FACILITY CAUSING THE RENT TO INCREASE BY AN ADDITIONAL \$150 PER MONTH WITH AN ANNUAL 2% INCREASE. (CNLV Contract No. C-5501)**

Mayor Montandon commented that placing flag poles in public parks was a good idea, and installing a flag pole that doubled as a communications tower and allowed the City to generate revenue, was a fantastic idea.

ACTION: APPROVED

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

32. **APPROVAL OF SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) APPORTIONMENT REPORT #18 BASED UPON SUBDIVISION OF LAND INTO NUMEROUS NEW PARCELS NECESSITATING THE APPORTIONMENT OF THE ASSESSMENT ON WHICH AN IMPROVEMENT DISTRICT IS LEVIED.**

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**33. APPROVAL TO AWARD THE CONSTRUCTION CONTRACT FOR THE WASHBURN COMMUNITY POLICE FACILITY PROJECT, BID NO. 1138, INCLUDING ADDITIVE ALTERNATES A, B, C, D, AND E IN THE AMOUNT OF \$3,925,000 TO CARSON TAYLOR HARVEY, INC. (CNLV Contract No. C-5502)**

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

**34. APPROVAL OF A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$75,000 TO AZTEC GROUP, INC. FOR SUBSURFACE UTILITY LOCATION SERVICES FOR THE CRAIG ROAD GRADE SEPARATION PROJECT. (CNLV Contract No. C-5503)**

ACTION: APPROVED

MOTION: Councilwoman Smith

SECOND: Mayor Montandon

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

NAYS: None

ABSTAIN: None

**PUBLIC HEARINGS - 6:30 P.M.**

**2. AMP-38-03 (LONE MOUNTAIN AND LOSEE); AN APPLICATION, SUBMITTED BY CENTEX HOMES ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OFFICE, MHDR, MEDIUM HIGH DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL TO M-LDR, MEDIUM-LOW DENSITY RESIDENTIAL ON PROPERTY GENERALLY**

**LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND LONE MOUNTAIN ROAD. (CONTINUED SEPTEMBER 17, 2003) (ASSOCIATED ITEM NO. 3, AMP-32-03 AND ITEM NO. 4, ORDINANCE NO. 1859, ZN-54-03)**

Mayor Montandon opened the Public Hearing.

Mr. Baxter advised this development was approximately 47 acres, the density was approximately 5.4 dwelling units per acre, and was designated for 4500 square foot lots. He stated the Planning Commission recommended approval.

**Brad Burns, 3626 North Rancho Drive, Suite 102, Las Vegas**, concurred with Staff and the Planning Commission and requested Council move forward on this action.

Councilman Eliason asked whether or not Mr. Burns would be willing to place meandering sidewalks on the perimeter of his project, and he agreed to do so.

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

3. **AMP-32-03 (LONE MOUNTAIN AND LOSEE); AN APPLICATION, SUBMITTED BY CENTEX HOMES ON BEHALF OF UNLIMITED HOLDINGS, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE A PORTION OF LA MADRE WAY COMMENCING AT LAWRENCE STREET AND PROCEEDING EAST TO LOSEE ROAD. (ASSOCIATED ITEM NO. 2, AMP-38-03 AND ITEM NO. 4, ORDINANCE NO. 1859, ZN-54-03)**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Baxter advised the Planning Commission recommended approval of this vacation request.

Mayor Montandon asked Brad Burns for his comments, who concurred with the



recommendation for approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

4. **FINAL ACTION ORDINANCE NO. 1859; 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 APPROXIMATELY 47.76 ACRES FROM AN R-E RANCH ESTATES DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-54-03, LONE MOUNTAIN AND LOSEE), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND LONE MOUNTAIN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 2, AMP-38-03 AND ITEM NO. 3, AMP-32-03)**

Ordinance No. 1859 as introduced by City Manager Rose:

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 APPROXIMATELY 47.76 ACRES FROM AN R-E RANCH ESTATES DISTRICT TO A PUD PLANNED UNIT DEVELOPMENT DISTRICT (ZN-54-03, LONE MOUNTAIN AND LOSEE), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND LONE MOUNTAIN ROAD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Acting Development Services Director Baxter advised the Planning Commission recommended approval.

Mayor Montandon stated two changes to conditions were made; Item 27.e was deleted and Condition 12 was amended regarding the type of materials to be used.

Brad Burns stated Condition No. 24, regarding the pedestrian foot bridge, would not apply to the project because there were no lots on the other side of the wash from which to link the bridge.

Acting Development Services Director Baxter and Mayor Montandon concurred with the amendment to delete Condition No. 24.

ACTION: PASSED AND ADOPTED AS AMENDED; CONDITION NO. 24 DELETED

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

5. **VAC-14-03 (WESTWIND); AN APPLICATION, SUBMITTED BY SIGNATURE HOMES ON BEHALF OF PLASTER DEVELOPMENT CO., INC., PROPERTY OWNER, FOR A VACATION OF APPROXIMATELY 1,250 FEET OF THE NORTHERLY 30 FEET OF RACEL STREET BETWEEN SAN MATEO STREET AND VALLEY DRIVE AND VACATION OF APPROXIMATELY 1,270 FEET OF THE WESTERLY SIX FEET OF VALLEY DRIVE BETWEEN HORSE DRIVE AND RACEL STREET.**

Mayor Montandon opened the Public Hearing.

Public Works Associate Director Gubler stated he supported this application.

Acting Development Services Director Baxter stated the Planning Commission approved the Racel Street vacation, but not the Valley Drive vacation. He believed the applicant concurred with the recommendation.

Mayor Montandon stated this was not a complete vacation of this street, but was a vacation of a part of the street, which would become the new Aviary Drive.

Brad Burns confirmed the Aviary Way right-of-way was 68 feet, back-of-curb to back-of-curb.

Half of this dimension would be 34 feet. The application was for 40 feet, 6 feet would be removed, resulting in 34 feet.

Acting Development Services Director Baxter stated the minutes reflected Public Works did not support the Valley Drive vacation. Mr. Burns stated the initial submittal was not supported because there was no traffic study to support the vacation, since then a traffic study had been completed and eliminated that portion of the vacation.

Mayor Montandon closed the Public Hearing.

ACTION: VACATION OF APPROXIMATELY 1,250 FEET OF THE NORTHERLY 30 FEET OF RACEL STREET BETWEEN SAN MATEO DRIVE AND VALLEY DRIVE 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-39-03 (CHEYENNE VALLEY); AN APPLICATION, SUBMITTED BY INNOVATIVE RESORT COMMUNITIES ON BEHALF OF LOLLITO, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF BUSINESS, RESEARCH/DEVELOPMENT PARK TO MHDR MEDIUM HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ALLEN LANE AND COLTON AVENUE. (ASSOCIATED ITEM NO. 43, ORDINANCE NO. 1872, ZN-76-02)**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Baxter stated this item was for approximately 32 acres. The Planning Commission approved medium-residential, rather than medium/high-density residential as it was originally advertised. The density was approximately nine dwelling units per acre for this project and was in the form of condominium duplexes. The Planning Commission recommended approval.

**Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas,** represented the applicant in this matter. He stated the Planning Commission and Staff had recommended approval for this application. Initially, his client requested approval for medium-high density; however,

because the density came in over nine units per acre, they agreed to amend it down to a medium-density category.

A neighborhood meeting was held after this item was recommended for approval by the Planning Commission. The Planned Unit Development application was being introduced and the Public Hearing would be held in two weeks, at which time the application could be reviewed.

**Patrick C. Leary, 3527 Barrel Race Court, North Las Vegas**, requested Council deny the action for medium-density zoning, and revert back to single family units. He purchased his home specifically in this area because it was zoned for single family units. He expressed that medium-density zoning would increase traffic, decrease the property value of his home, increase activity in the development and would negatively impact policing, schools and parks.

Councilman Eliason confirmed with Mr. Leary that he wanted single-family residence, and multiple-family units in the area.

Mayor Pro Tempore Robinson asked how the school district responded to the proposed zoning change, and Acting Development Services Director Baxter stated the school was notified of the zoning change and there were no objections from the school district.

**Roberta Young, 3436 Trotting Horse Road, North Las Vegas**, expressed her disappointment concerning the lack of listening by Council and Staff, as well as the Planning Commission.

She stated the quality of the master plan presented four years ago had changed, and several variances had been granted, which increased the density within the master plan. She commented the quality of buildings should have been ensured by City inspections and code enforcement, as well as the quality of landscaping.

The walled corridor on Valley Drive had led to unenforced speed limits on Valley Road and Rancho Rea Parkway by cars and trucks. These streets were used as a shortcut to Craig Road and Cheyenne Avenue. She further stated poor monitoring of parks, increased crime, and unenforced noise level limits were due to the lack of personnel in the police and fire departments.

She requested four-way stops, speed bumps and/or traffic lights be placed in the Valley Drive area, and that Council revert back to the original master plan designations.

**Candy McGlathery, 3508 Trotting Horse, North Las Vegas**, stated the residents of Silver Wood Ranch did not want duplex housing in their area. They gathered together three to four

years ago to prevent apartments from being built. Two years ago they agreed to light industrial on and behind the Cheyenne Corridor, and were attending meetings now because plans had changed again. She stated they could not afford increased traffic, crime, and destruction to parks.

She invited Council to meet with residents at Silver Wood Ranch and requested their assistance.

Mayor Pro Tempore Robinson advised the Police Department had been notified about increased speeding in this area and asked that he be notified if there were no reduction in speeding activity.

Mayor Montandon acknowledged the walled corridors between Valley Drive and Rancho Rea Parkway were an issue. He stated walls were no longer allowed to come to the back of the sidewalk and there was a landscape setback on every street. He requested that Public Works look at traffic calming in this area.

Councilman Buck advised there were traffic calming devices at the north end of Valley Drive. She inquired how many notices were sent out to the citizens on this matter and Acting Development Services Director Baxter advised everyone was contacted within a radius of approximately 500 feet.

Mr. Gronauer stated his office worked with neighbors to schedule a neighborhood meeting following the Planning Commission meeting approximately one month ago. They also worked with the Homeowner's Association president, Mr. Bob Evans, and provided them with flyers advising them of the meeting. He stated there was a lot of frustration overall with this property over the years. He and the applicant attempted to address issues within the community and extended as much notice as was possible.

Councilwoman Smith stated the area needed to be examined for accessibility to the residents' homes, as various on-going phases of development might make access difficult.

Mayor Montandon acknowledged that an award was given earlier to the Brennan Brothers for their partnership in the Cheyenne Technology corridor project and he was not comfortable decreasing the size of the Technology Park for residential zoning.

Councilman Eliason asked Mr. Gronauer whether gating this community would be considered. Mr. Gronauer responded he had researched the possibility and discovered this would not be a viable option. Councilman Eliason asked whether or not there was an interest in creating a senior community (ages 55+), and Mr. Gronauer responded no, this option was not considered.

Mayor Pro Tempore Robinson asked Mr. Gronauer whether single stories would be considered and Mr. Gronauer stated the product design was two-story.

Councilwoman Smith commented she favored some types of higher-density zoning if the planning was done well. She noted there were single story homes on the north side of the road and two-story duplexes on the south side of the road, facing each other. She stated she was not comfortable with this.

Mr. Gronauer stated the developer to the north said he thought he would be able to sell his homes with the existing proposal. Councilwoman Smith stated the issue was not whether he could sell his homes, but dealing with the aftermath of poor planning and development.

Mayor Montandon stated Council heard an amendment to the master plan regarding overall density, but they did not have the zoning before them. It was his recommendation this item be held until the accompanying zoning item could be heard, when all information was present.

ACTION: CONTINUED TO OCTOBER 15, 2003

MOTION: Mayor Montandon

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

7. **APPEAL, SUBMITTED BY BRUCE A. FORTHUN ON BEHALF OF THE POTLATCH CORPORATION, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE UN-54-03; AN APPLICATION SUBMITTED BY LAS VEGAS PAVING CORPORATION, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW OUTDOOR MANUFACTURING ON PROPERTY GENERALLY LOCATED 585 FEET EAST OF NORTH FIFTH STREET ON THE SOUTH SIDE OF GOWAN ROAD.**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Baxter explained the application was approved to be in effect until October 1, 2004.

**Bob Gronauer, 3800 Howard Hughes Parkway, Las Vegas**, stated initially, the Planning Commission had approved the application to be effective until October 1, 2004. It was effective for one year only. It was planned for the construction phase to last approximately six weeks to build the plant. An extension of the use permit until December 1, 2004 would allow the applicant to build the plant and have an additional one year for the effective period

of the use permit.

City Attorney Sean McGowan asked for clarification. He stated the item was an appeal by the Potlatch Corporation against the approval by the Planning Commission. Mr. Gronauer agreed and stated he represented Las Vegas Paving in this matter. He explained Las Vegas Paving and Potlatch had an agreement, whereby Potlatch would withdraw their appeal if Council agreed to the extension of the use permit to December 1, 2004.

City Attorney McGowan felt it would be appropriate to act on the appeal so the effective date of the appeal would be the current date. The use permit would be effective for one year. He felt Council was being asked to act upon a request that was never considered by the Planning Commission. Mr. Gronauer responded the Planning Commission had approved the application in August to be effective until October. The additional eight weeks to construct the plant had been necessary to comply with Health District requirements regarding air quality. Those eight weeks had been lost due to the appeal process. He requested the eight weeks be granted in addition to the year which was essentially what the Planning Commission approved with only the dates moved forward.

Councilwoman Smith suggested the one year use permit be approved, after that the applicant was free to apply for an extension, if necessary.

City Attorney McGowan requested the item be trailed to a later time to allow for research of the issues involved. Councilman Eliason questioned whether this item could be continued until December. Mr. Gronauer responded no building permits could be pulled until approval of the use permit.

Councilman Buck questioned the appropriateness of taking Mr. Gronauer's word the applicant was willing to withdraw his appeal when it was not Mr. Gronauer's client. Mr. Gronauer showed Council a letter from the Potlatch Corporation requesting the withdrawal of the appeal.

Mayor Montandon questioned if Mr. Gronauer was asking Council for a fourteen month use permit. Mr. Gronauer responded that was correct.

**ACTION: ITEM NO. 7 TRAILED TO THE END OF THE MEETING**

**MOTION: Mayor Montandon**

**SECOND: Councilwoman Smith**

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

**NAYS: None**

**ABSTAIN: None**

**8. UN-62-03 (SHOW MEDIA); AN APPLICATION, SUBMITTED BY SHOW MEDIA ON**

**BEHALF OF JIM DODGE, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW AN OFF-PREMISE SIGN (BILLBOARD) AND TO ALLOW 65 FEET IN HEIGHT WHERE 50 FEET IS THE MAXIMUM ON PROPERTY LOCATED AT 4611 MITCHELL STREET.**

Mayor Montandon opened the Public Hearing.

Acting Community Development Director Baxter stated the Planning Commission approved this application for 50 feet, and the applicant concurred. Staff and the Planning Commission recommended approval.

**Chris Jurgensen, 4680 South Polaris, Las Vegas**, representing Show Media, confirmed Acting Community Development Director Baxter's statement and agreed to withdraw their variance request. He stated the original application was for 65 feet, and the applicant agreed to accept 50 feet.

Mayor Montandon closed the Public Hearing.

**ACTION: APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:**

1. That, unless expressly authorized through a variance, waiver or other approved method, the development shall comply with all applicable codes and ordinances; and
2. That the height of the structure not exceed 50.00 feet; and
3. That paved access be provided to the base of the pole; and
4. That the applicant provide a survey clearly indicating that there are no other existing or approved billboards within 750 feet, no residential districts within 300 feet, and no on-premise signs within 150 feet of the proposed location, and not located within any railroad easement or public utility easement. A surveyor licensed in Nevada shall be required to stamp the survey; and
5. That UN-62-03 be reviewed by the Planning Commission on August 27, 2008, in accordance with Section 17.24.110.1.3(b)(iii)(4) of the Municipal Code.

**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

Note: Councilman Eliason left Chambers at 7:30 p.m. and returned at 7:31 p.m.



**ORDINANCES**

**INTRODUCTION ONLY**

35. **ORDINANCE NO. 1864; 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 31.67 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-62-03, THE SHADOWS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 18, AMP-44-03, ITEM NO. 19, AMP-45-03, AND ITEM NO. 36, ORDINANCE NO. 1865, ZN-63-03)**

Ordinance No. 1864 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 31.67 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-62-03, THE SHADOWS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LOSEE ROAD AND TROPICAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

36. **ORDINANCE NO. 1865; 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 135.81 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-63-03, THE SHADOWS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND STATZ STREET AND PROVIDING FOR OTHER MATTERS**

**PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 18, AMP-44-03, ITEM NO. 19, AMP-45-03, AND ITEM NO. 35, ORDINANCE NO. 1864, ZN-62-03)**

Ordinance No. 1865 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 135.81 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT (ZN-63-03, THE SHADOWS), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND STATZ STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

37. **ORDINANCE NO. 1866; 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 15.83 ACRES THEREIN FROM R-E, RANCH ESTATES TO R-1, SINGLE FAMILY RESIDENTIAL (ZN-57-03, FERRELL HILLS), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND FERRELL STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1866 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 15.83 ACRES THEREIN FROM R-E, RANCH ESTATES TO R-1, SINGLE FAMILY RESIDENTIAL (ZN-57-03, FERRELL HILLS), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND FERRELL STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

38. **ORDINANCE NO. 1867; 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 APPROXIMATELY 5.82± ACRES FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-58-03, ROMAN CATHOLIC BISHOP OF LAS VEGAS), FOR PROPERTY GENERALLY LOCATED AT 4519 SIMMONS STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1867 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 APPROXIMATELY 5.82± ACRES FROM AN R-1, SINGLE FAMILY RESIDENTIAL DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-58-03, ROMAN CATHOLIC BISHOP OF LAS VEGAS), FOR PROPERTY GENERALLY LOCATED AT 4519 SIMMONS STREET; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

39. **ORDINANCE NO. 1868; 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 .84 ACRES THEREIN FROM R-E, RANCH ESTATES TO C-1, NEIGHBORHOOD COMMERCIAL (ZN-59-03, LEE BIGELOW), FOR PROPERTY LOCATED NORTH OF ANN ROAD, APPROXIMATELY 150 FEET WEST OF CLAYTON STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1868 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 .84 ACRES THEREIN FROM R-E, RANCH ESTATES TO C-1, NEIGHBORHOOD COMMERCIAL (ZN-59-

03, LEE BIGELOW), FOR PROPERTY LOCATED NORTH OF ANN ROAD, APPROXIMATELY 150 FEET WEST OF CLAYTON STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

40. **ORDINANCE NO. 1869; 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 18.5 ACRES THEREIN FROM R-E RANCH ESTATES TO R-1 SINGLE-FAMILY RESIDENTIAL (ZN-60-03, FIESTA DEL CENTRO), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ANN ROAD AND ALLEN LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1869 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 18.5 ACRES THEREIN FROM R-E RANCH ESTATES TO R-1 SINGLE-FAMILY RESIDENTIAL (ZN-60-03, FIESTA DEL CENTRO), FOR PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF ANN ROAD AND ALLEN LANE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

41. **ORDINANCE NO. 1870; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-07-03); AMENDING SECTION 17.12.020, TO CHANGE THE DEFINITION OF A FINANCIAL INSTITUTION; ADD A DEFINITION FOR AN AUTOMOBILE TITLE LOAN FACILITY AND A CHECK CASHING FACILITY; REMOVE FINANCIAL INSTITUTIONS AS A SPECIAL USE FROM SECTIONS 17.20.100(C), 17.20.110(C), 17.20.120(C), 17.20.130(C) AND 17.20.140(C) AND ADD FINANCIAL USES AS A PERMITTED USE TO SECTIONS 17.20.100(B), 17.20.110(B), 17.20.120(B), 17.20.130(B) AND 17.20.140(B); AND ADD AUTOMOBILE TITLE LOAN FACILITIES AND CHECK CASHING FACILITIES AS**

**PERMITTED USES TO SECTIONS 17.20.130(B) AND 17.20.140(B); REMOVE “BANKS AND FINANCIAL INSTITUTIONS” FROM SECTION 17.24.020(7) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1870 as introduced by the City Clerk:

AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-07-03); AMENDING SECTION 17.12.020, TO CHANGE THE DEFINITION OF A FINANCIAL INSTITUTION; ADD A DEFINITION FOR AN AUTOMOBILE TITLE LOAN FACILITY AND A CHECK CASHING FACILITY; REMOVE FINANCIAL INSTITUTIONS AS A SPECIAL USE FROM SECTIONS 17.20.100(C), 17.20.110(C), 17.20.120(C), 17.20.130(C) AND 17.20.140(C) AND ADD FINANCIAL USES AS A PERMITTED USE TO SECTIONS 17.20.100(B), 17.20.110(B), 17.20.120(B), 17.20.130(B) AND 17.20.140(B); AND ADD AUTOMOBILE TITLE LOAN FACILITIES AND CHECK CASHING FACILITIES AS PERMITTED USES TO SECTIONS 17.20.130(B) AND 17.20.140(B); REMOVE “BANKS AND FINANCIAL INSTITUTIONS” FROM SECTION 17.24.020(7) AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

42. **ORDINANCE NO. 1871; 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 15 ACRES THEREIN FROM R-E, RANCH ESTATES TO R-3, MULTI-FAMILY RESIDENTIAL (ZN-53-03, MCCARRAN & CENTENNIAL), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF MCCARRAN STREET AND ROME BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 16, AMP-40-03)**

Ordinance No. 1871 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 15 ACRES THEREIN FROM R-E, RANCH ESTATES TO R-3, MULTI-FAMILY RESIDENTIAL (ZN-53-03, MCCARRAN & CENTENNIAL), FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF MCCARRAN STREET AND ROME BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

43. **ORDINANCE NO. 1872; AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1672 WHICH RECLASSIFIED CHEYENNE VALLEY (ZN-76-02) TO A PUD PLANNED UNIT DEVELOPMENT TO ALLOW TWO FAMILY RESIDENTIAL, AND BY RENUMBERING, AMENDING AND ADDING CONDITIONS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003) (ASSOCIATED ITEM NO. 6, AMP-39-03)**

Ordinance No. 1872 as introduced by the City Clerk:

AN ORDINANCE RELATED TO ZONING; AMENDING ORDINANCE NUMBER 1672 WHICH RECLASSIFIED CHEYENNE VALLEY (ZN-76-02) TO A PUD PLANNED UNIT DEVELOPMENT TO ALLOW TWO FAMILY RESIDENTIAL, AND BY RENUMBERING, AMENDING AND ADDING CONDITIONS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

44. **ORDINANCE NO. 1873; AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2003B; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF; REPEALING ORDINANCE NO. 1580; AND PROVIDING OTHER MATTERS RELATING THERETO. (SET FINAL ACTION FOR OCTOBER 15, 2003)**

Ordinance No. 1873 as introduced by the City Clerk:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF NORTH LAS VEGAS, NEVADA, GENERAL OBLIGATION (LIMITED TAX) WATER AND SEWER

REFUNDING BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES), SERIES 2003B; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF; REPEALING ORDINANCE NO. 1580; AND PROVIDING OTHER MATTERS RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR OCTOBER 15, 2003

### ORDINANCES

#### FINAL ACTION

45. **ORDINANCE NO. 1825; AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS REPEALING ORDINANCE NO. 1371; TO ESTABLISH THE SALARY OF THE MUNICIPAL COURT JUDGES; TO FIX THE COMPENSATION OF ALTERNATE MUNICIPAL COURT JUDGES; TO CODIFY BENEFITS CURRENTLY AVAILABLE TO JUDGES; TO PROVIDE FOR COST OF LIVING INCREASES; AND ALL OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 1825 as introduced by the City Manager:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS REPEALING ORDINANCE NO. 1371; TO ESTABLISH THE SALARY OF THE MUNICIPAL COURT JUDGES; TO FIX THE COMPENSATION OF ALTERNATE MUNICIPAL COURT JUDGES; TO CODIFY BENEFITS CURRENTLY AVAILABLE TO JUDGES; TO PROVIDE FOR COST OF LIVING INCREASES; AND ALL OTHER MATTERS PROPERLY RELATED THERETO.

**Municipal Court Judge Warren VanLandschoot, 3806 Verde Way, North Las Vegas,** thanked the Council for supporting the Municipal Court. He acknowledged City Manager Rose and thanked his Staff for assisting the Court. He conveyed the City had one of the busiest and best courts in the State, and further thanked the Council for getting the new court building started.

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

**46. ORDINANCE NO. 1855; AN ORDINANCE TO AMEND ORDINANCE NO. 1353, BEING CHAPTER 5.21 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "GARAGE/YARD SALES," RELATING TO THE REGULATION OF GARAGE/YARD SALES; REQUIRING AN APPLICATION AND PERMIT FOR EACH GARAGE/YARD SALE.**

Ordinance No. 1855 as introduced by the City Manager:

AN ORDINANCE TO AMEND ORDINANCE NO. 1353, BEING CHAPTER 5.21 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "GARAGE/YARD SALES," RELATING TO THE REGULATION OF GARAGE/YARD SALES; REQUIRING AN APPLICATION AND PERMIT FOR EACH GARAGE/YARD SALE.

**LeRoy Pasbrig, 3504 East Reynolds, North Las Vegas,** stated he was not against the ordinance, but was upset with Council, the City Attorney and others involved in making decisions who use threatening language in ordinances. He stated he should not be required to have a permit for a one or two-day garage sale, and the ordinances should state the location of where to receive permits.

Councilman Eliason inquired about quarterly, versus semi-annual yard sales.

Mayor Montandon stated he had a recent opportunity to participate on a television talk show, where people called in to ask about this topic. He asked the callers how long they had lived in the area and how often they had a garage sale or yard sale. Mayor Montandon stated that anyone having a yard or garage sale more than once per year was not having a yard sale, but was conducting a business.

Councilwoman Smith stated this ordinance brought the City into compliance with other municipalities. She advised Mr. Pasbrig he could ask Staff about the location of permits, use the website, or call the hotline number: 633-CNLV, or Business Licensing.

City Manager Rose stated once City Council decided on policy, he would develop administrative procedures on how the policy would be administered. This process would currently reside under Community Development, and Code Enforcement would be



administering it.

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: Councilman Eliason

ABSTAIN: None

47. **ORDINANCE NO. 1856; AN ORDINANCE TO AMEND TITLE 8, "HEALTH AND SAFETY," OF THE NORTH LAS VEGAS MUNICIPAL CODE, BY ADDING CHAPTER 8.40, ENTITLED "GRAFFITI," PROVIDING FOR THE PREVENTION, PROHIBITION AND REMOVAL OF GRAFFITI FROM WALLS, STRUCTURES OR SURFACES ON PUBLIC AND PRIVATE PROPERTY IN ORDER TO REDUCE BLIGHT AND DETERIORATION WITHIN THE CITY AND TO PROTECT THE PUBLIC HEALTH AND SAFETY; TO INCORPORATE ADOPTED PROVISIONS OF STATE LAW; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING CONFLICTING ORDINANCES AND/OR RESOLUTIONS.**

Ordinance No. 1856 as introduced by the City Manager:

AN ORDINANCE TO AMEND TITLE 8, "HEALTH AND SAFETY," OF THE NORTH LAS VEGAS MUNICIPAL CODE, BY ADDING CHAPTER 8.40, ENTITLED "GRAFFITI," PROVIDING FOR THE PREVENTION, PROHIBITION AND REMOVAL OF GRAFFITI FROM WALLS, STRUCTURES OR SURFACES ON PUBLIC AND PRIVATE PROPERTY IN ORDER TO REDUCE BLIGHT AND DETERIORATION WITHIN THE CITY AND TO PROTECT THE PUBLIC HEALTH AND SAFETY; TO INCORPORATE ADOPTED PROVISIONS OF STATE LAW; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING CONFLICTING ORDINANCES AND/OR RESOLUTIONS.

ACTION: PASSED AND ADOPTED

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

**48. ORDINANCE NO. 1857; AN ORDINANCE TO AMEND ORDINANCE NO. 1408, BEING SECTION 17.24.110 OF CHAPTER 17.24 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "SIGNS," PROVIDING FOR THE EXPEDITIOUS REMOVAL OF ILLEGAL SIGNS AND SIGN STRUCTURES, PROHIBITING PLACING SIGNS ON PUBLIC UTILITY INSTALLATIONS AND COLLECTING FEES FOR SIGN REMOVAL.**

Ordinance No. 1857 as introduced by the City Manager:

AN ORDINANCE TO AMEND ORDINANCE NO. 1408, BEING SECTION 17.24.110 OF CHAPTER 17.24 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "SIGNS," PROVIDING FOR THE EXPEDITIOUS REMOVAL OF ILLEGAL SIGNS AND SIGN STRUCTURES, PROHIBITING PLACING SIGNS ON PUBLIC UTILITY INSTALLATIONS AND COLLECTING FEES FOR SIGN REMOVAL.

Staff recommended denial of this ordinance.

City Manager Rose stated due to some confusion on the introduction copy, it would be appropriate to introduce a new version that would accomplish the same results.

ACTION: WITHDRAWN

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

**49. ORDINANCE NO. 1861; AN ORDINANCE TO AMEND PORTIONS OF ORDINANCE NO. 886, PRESENTLY CODIFIED IN TITLE 10, CHAPTER 04 ("DEFINITIONS") AND TITLE 10, CHAPTER 48, SECTION 100 ("STORAGE AND REPAIR OF VEHICLES IN RESIDENTIAL ZONING DISTRICT"), OF THE NORTH LAS VEGAS MUNICIPAL CODE; PROVIDING FOR ADDITIONAL DEFINITIONS FOR**

**CLARIFICATION AND FOR OTHER MATTERS PROPERLY RELATED THERETO.**

Ordinance No. 1861 as introduced by the City Manager:

AN ORDINANCE TO AMEND PORTIONS OF ORDINANCE NO. 886, PRESENTLY CODIFIED IN TITLE 10, CHAPTER 04 ("DEFINITIONS") AND TITLE 10, CHAPTER 48, SECTION 100 ("STORAGE AND REPAIR OF VEHICLES IN RESIDENTIAL ZONING DISTRICT"), OF THE NORTH LAS VEGAS MUNICIPAL CODE; PROVIDING FOR ADDITIONAL DEFINITIONS FOR CLARIFICATION AND FOR OTHER MATTERS PROPERLY RELATED THERETO.

Councilman Buck requested this item be continued to the next meeting, to allow her to review this matter further. Mayor Montandon acknowledged her request.

**Bob Borgersen, 4751 Possum Berry Lane, North Las Vegas**, asked if a person drove their car off of the driveway after 72-hours, would they be towed or fined. Mayor Montandon clarified this ordinance applied to vehicles parked on the street.

Councilman Eliason pointed out the ordinance made reference to private drives, as well.

Bob Borgersen thanked Code enforcement for coming to his neighborhood, and requested businesses be held accountable for the appearance of their areas, too.

**James Sohns, 1000 Bonanza, Las Vegas**, President of Nevada Car Owners Association, stated approximately one and a half to two years ago, they attempted to establish ordinances for the classic car community in the State of Nevada. They helped the City of Las Vegas and Clark County re-write ordinances for vehicles and conducted seminars for North Las Vegas, Clark County, Las Vegas, Henderson, and Boulder City on the classic car community and the laws.

The Nevada Car Owners Association appeared before the Legislative Council Bureau because of varying interpretations of the laws. Mr. Sohns presented a document which defined abandoned vehicles, junk vehicles, and nuisance vehicles from the Legislative Council Bureau.

He requested Ordinance Nos. 1861 and 1862 be put on hold due to contradictions in definitions with Nevada Revised Statutes definitions, and would like to meet with Sheldon Kain, the Manager of Code Enforcement.

**Anthony Hedges, 3640 Las Vegas Boulevard, North Las Vegas**, referenced Item "b" concerning vehicles left unattended on private property in excess of seven days. He asked how this would impact those who left town on vacation, got sick or were hospitalized, etc.

ACTION: CONTINUED TO OCTOBER 15, 2003

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

City Attorney Sean McGowan advised that a definitive action needed to be taken on Ordinance No. 1857.

**48. ORDINANCE NO. 1857; AN ORDINANCE TO AMEND ORDINANCE NO. 1408, BEING SECTION 17.24.110 OF CHAPTER 17.24 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "SIGNS," PROVIDING FOR THE EXPEDITIOUS REMOVAL OF ILLEGAL SIGNS AND SIGN STRUCTURES, PROHIBITING PLACING SIGNS ON PUBLIC UTILITY INSTALLATIONS AND COLLECTING FEES FOR SIGN REMOVAL.**

Ordinance No. 1857 as introduced by the City Manager:

AN ORDINANCE TO AMEND ORDINANCE NO. 1408, BEING SECTION 17.24.110 OF CHAPTER 17.24 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "SIGNS," PROVIDING FOR THE EXPEDITIOUS REMOVAL OF ILLEGAL SIGNS AND SIGN STRUCTURES, PROHIBITING PLACING SIGNS ON PUBLIC UTILITY INSTALLATIONS AND COLLECTING FEES FOR SIGN REMOVAL.

ACTION: DENIED

MOTION: Councilman Smith

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**50. ORDINANCE NO. 1862; AN ORDINANCE TO REPEAL ORDINANCE NO. 661, BEING CHAPTER 8.32 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "NUISANCES," RELATING TO THE ABATEMENT OF NUISANCES; ESTABLISHING PROVISIONS FOR THE VARIOUS ABATEMENT PROCEDURES TO INCORPORATE ADOPTED PROVISIONS OF STATE LAW; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING CONFLICTING**

**ORDINANCES AND/OR RESOLUTIONS.**

Ordinance No. 1862 as introduced by the City Manager:

AN ORDINANCE TO REPEAL ORDINANCE NO. 661, BEING CHAPTER 8.32 OF THE NORTH LAS VEGAS MUNICIPAL CODE ENTITLED "NUISANCES," RELATING TO THE ABATEMENT OF NUISANCES; ESTABLISHING PROVISIONS FOR THE VARIOUS ABATEMENT PROCEDURES TO INCORPORATE ADOPTED PROVISIONS OF STATE LAW; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING CONFLICTING ORDINANCES AND/OR RESOLUTIONS.

Councilman Buck requested a two-week continuance. Mayor Montandon acknowledged her request.

**Bob Borgersen, 4751 Possum Berry Lane, North Las Vegas,** commented in favor of the ordinance, but stated it would be better if the City required businesses to comply, as well.

Mr. Borgersen asked whether the new cell tower pole, previously approved, would be lit at night and Mayor Montandon responded if a flag was up, a light would be on it, as well. In addition, he asked whether a cell tower would be placed in Aliante, Seastrand, or El Dorado Parks and Mayor Montandon advised that as cell towers were needed, approval may be given for public places such as parks, but the City could not solicit placement of cell towers.

**Municipal Court Judge Warren VanLandschoot, 3806 Verde Way, North Las Vegas,** complimented Code Enforcement on cleaning up his neighborhood, with no citations issued. He stated the City and Court worked hard to make citizens happy. Fines would be levied with a sufficient amount of time to clean up an area. No one had been arrested for not paying code enforcement fines.

Councilman Eliason stated the City should make sure its own back yard was clean before it started imposing those laws on the citizens.

Councilwoman Smith further clarified the issue of removal of private vehicles from property and defined indications such as flat tires, cob webs, dust, inoperative broken windows, leaking fluids, broken glass, storage of items not commonly found in vehicles, cars sitting on

blocks, engine parts removed, absence of hood, doors, locks or ignition were indications vehicles would be in violation.

**Kevin Smith, 4014 Greenbridge, North Las Vegas,** believed the ordinance dealt more with beautification rather than nuisance. He moved to North Las Vegas because he did not want to live where Codes, Covenants and Restrictions dictated how he should live. He requested they reconsider this item at another a time.

**Kathy McManus, 3321 Helmsman Drive, North Las Vegas,** stated vehicles had been damaged in her neighborhood, including her own. Damage included flat tires, broken windows, and mirrors removed from cars.

Mayor Montandon stated this was a crime issue and not a code enforcement issue.

ACTION: CONTINUED TO OCTOBER 15, 2003

MOTION: Councilwoman Buck

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

51. **ORDINANCE NO. 1858; AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, SPECIAL ASSESSMENT DISTRICT NO. 59 (CRAIG ROAD PHASE II) LOCAL IMPROVEMENT BONDS, SERIES 2003; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO.**

Ordinance No. 1858 as introduced by the City Manager:

AN ORDINANCE PROVIDING FOR THE ISSUANCE BY THE CITY OF NORTH LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, SPECIAL ASSESSMENT DISTRICT NO. 59 (CRAIG ROAD PHASE II) LOCAL IMPROVEMENT BONDS, SERIES 2003; PROVIDING THE FORM, TERMS AND CONDITIONS THEREOF AND COVENANTS RELATING TO THE PAYMENT OF THE BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Buck

SECOND: Councilman Eliason

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

Buck and Eliason  
NAYS: None  
ABSTAIN: None

Mayor Montandon recalled trailed Item No. 7.

7. **APPEAL, SUBMITTED BY BRUCE A. FORTHUN ON BEHALF OF THE POTLATCH CORPORATION, OF THE DECISION OF THE PLANNING COMMISSION TO APPROVE UN-54-03; AN APPLICATION SUBMITTED BY LAS VEGAS PAVING CORPORATION, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW OUTDOOR MANUFACTURING ON PROPERTY GENERALLY LOCATED 585 FEET EAST OF NORTH FIFTH STREET ON THE SOUTH SIDE OF GOWAN ROAD.**

City Attorney McGowan stated use permits could be granted for up to two years. The Planning Commission granted approval for 14 months.

ACTION: EXTEND USE PERMIT TO DECEMBER, 1, 2004

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

#### **APPOINTMENTS**

52. **APPROVAL TO REMOVE GEORGE ASSAD AND SUSAN WINTERS, ESQ. FROM THE APPROVED PANEL OF ALTERNATE JUDGES, DECREASING THE NUMBER TO EIGHT.**

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

53. **APPROVAL TO ADD STEFANY TEWELL MILEY, ESQ. TO THE APPROVED PANEL OF ALTERNATE JUDGES, INCREASING THE NUMBER TO NINE.**

ACTION: APPROVED

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

### COUNCIL ITEMS

Councilman Eliason requested a review of street width requirements for meandering sidewalks.

### CITY MANAGER'S REPORT

No report was given.

### PUBLIC FORUM

**Leroy Pasbrig, 3504 E. Reynolds Avenue, North Las Vegas**, stated the need for reciprocal feedback between Council and the citizens. He requested Public Forum be held at the beginning of Council meetings, rather than at the end. He suggested advance notice be given on the water rate increases and be posted on water bills.

He thanked the City Manager for addressing the manhole cover issue.

**Dean Leavitt, 918 Dawn Valley Drive, North Las Vegas**, acknowledged the appointment of Gregory Rose to City Manager, and praised Judge VanLandschoot for his diligent work in the community and in the legal profession.

### ADJOURNMENT

ACTION: THE MEETING ADJOURNED AT 8:26 p.m.

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



NAYS: None  
ABSTAIN: None

**APPROVED: November 19, 2003**

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

Attest:

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