

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

January 5, 2005

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

**CITY COUNCIL MEETING**

**CALL TO ORDER**

6:00 P.M., Council Chambers, 2200 Civic Center Drive, North Las Vegas, Nevada

**ROLL CALL**

**COUNCIL PRESENT**

Mayor Michael L. Montandon  
Mayor Pro Tempore William E. Robinson  
Councilwoman Stephanie S. Smith  
Councilman Shari Buck  
Councilman Robert L. Eliason

**STAFF PRESENT**

City Manager Gregory Rose  
Assistant City Manager Dan Tarwater  
City Attorney Sean McGowan  
City Clerk Karen L. Storms  
Finance Director Phil Stoeckinger  
Acting Fire Chief Terri L. Davis

Planning and Zoning Director Jory Stewart  
Police Chief Mark Paresi  
Public Works Director Jim Bell  
Strategic Planning Director Eric Dabney  
Utilities Director David Bereskin  
Deputy City Clerk Anita Sheldon

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Karen L. Storms, CMC  
City Clerk

**INVOCATION**

Jackie Fleekop  
Congregation Ner Tamid

**PLEDGE OF ALLEGIANCE**

Mayor Michael L. Montandon

**AGENDA**

**1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING  
AGENDA OF JANUARY 5, 2005.**

ACTION: APPROVED AS AMENDED: ITEM NOS. 2-8 AND 49 WITHDRAWN  
WITHOUT PREJUDICE; ITEM NO. 33 TABLED TO FEBRUARY 2, 2005

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

**CONSENT AGENDA**

**11. APPROVAL OF SPECIAL CITY COUNCIL STUDY SESSION MINUTES OF  
OCTOBER 20, 2004.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**12. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF OCTOBER 20, 2004.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**13. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 3, 2004.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**14. APPROVAL OF PRIVILEGED LICENSES (EXHIBIT A):**

<u>BUSINESS NAME</u>	<u>LICENSE TYPE</u>	<u>ACTIVITY</u>
<b>NEW LOCATION - GAMING</b>		
1. Victor Salerno, Pres. <b>DBA:</b> Leroy 's Horse and Sports Place 675 Grier Dr Las Vegas, Nevada	GAMING Route Operator	Race & Sports Book <u>Location:</u> Bighorn Casino
<u>Pending State Gaming Commission Approval Scheduled For January 27, 2005</u>		
<b>CHANGE OWNER - LIQUOR</b>		
2. Pedro Ramirez <b>DBA:</b> Salon Mexico 2440 Las Vegas Blvd N North Las Vegas, Nevada	LIQUOR	General On Sale Liquor  <u>Police Investigation Completed</u> <u>Former Owner: North Blvd LLC, Gary Barno</u>

ACTION: APPROVED

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

15. **APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH RICHMOND AMERICAN HOMES OF NEVADA, INC. TO PROVIDE FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT TROPICAL PARKWAY AND PECOS ROAD IN THE AMOUNT OF 7.25% OF THE TOTAL COST OR \$33,023; WASHBURN ROAD AND PECOS ROAD IN THE AMOUNT OF 8.33% OF THE TOTAL COST OR \$55,750; BELTWAY -EB AND PECOS ROAD IN THE AMOUNT OF 8.17% OF THE TOTAL COST OR \$59,053; BELTWAY - WB AND PECOS ROAD IN THE AMOUNT OF 8.17% OF THE TOTAL COST OR \$59,053 FOR THE LAUREL CANYON RESIDENTIAL DEVELOPMENT LOCATED AT THE NORTHEAST CORNER OF WASHBURN ROAD AND PECOS ROAD.**

ACTION: APPROVED

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

16. **APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH CARNEGIE HEIGHTS, INC. TO PROVIDE FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT ANN ROAD AND VALLEY DRIVE IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919 AND ANN ROAD AND SIMMONS STREET IN THE AMOUNT OF 1.0% OF THE TOTAL COST OR \$4,919 FOR THE ROSEMONT ESTATES RESIDENTIAL DEVELOPMENT LOCATED AT THE SOUTHWEST CORNER OF EL CAMPO GRANDE AVENUE AND FERRELL STREET.**

ACTION: APPROVED

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

17. **APPROVAL OF CASH PAYMENT IN LIEU OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH KB HOME TO PROVIDE FOR THEIR SHARE OF THE COST OF LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNALS AT TROPICAL PARKWAY AND NORTH 5<sup>TH</sup> STREET IN THE AMOUNT OF \$12,293.32; CENTENNIAL PARKWAY AND NORTH 5<sup>TH</sup> STREET IN THE AMOUNT OF \$10,606.51; TROPICAL PARKWAY AND COMMERCE STREET IN THE AMOUNT OF \$27,608.76; CENTENNIAL PARKWAY AND COMMERCE STREET IN THE AMOUNT OF \$7,923.12; BELTWAY - EB AND NORTH 5<sup>TH</sup> IN THE AMOUNT OF \$4,911.89; BELTWAY - WB AND NORTH 5<sup>TH</sup> STREET IN THE AMOUNT OF \$7,361.03; AND BELTWAY - EB AND REVERE STREET IN THE AMOUNT OF \$3,979.24 FOR VILLAGES AT SIERRA RANCH, VILLAGES 5 AND 6, BOUNDED BY AZURE AVENUE, EL CAMPO GRANDE AVENUE, NORTH 5<sup>TH</sup> STREET AND COMMERCE STREET.**

ACTION: APPROVED

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

18. **APPROVAL OF TRAFFIC CONTROL IMPROVEMENT COST PARTICIPATION AGREEMENT WITH PARDEE HOMES OF NEVADA FOR THEIR SHARE OF THE COST OF TRAFFIC SIGNAL AND LIGHTING INSTALLATION, STREET NAME SIGNS, AND TRAFFIC SIGNS AT HORSE DRIVE AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF 1.3% OF THE TOTAL COST OR \$9,397; GRAND TETON DRIVE AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF 7.6% OF THE TOTAL COST OR \$54,933; GRAND TETON AND VALLEY DRIVE IN THE APPROXIMATE AMOUNT OF 4.1% OF THE TOTAL**

**COST OR \$29,635; GRAND TETON AND ALLEN LANE IN THE APPROXIMATE AMOUNT OF 6.1% OF THE TOTAL COST OR \$44,091; AND FARM ROAD AND DECATUR BOULEVARD IN THE APPROXIMATE AMOUNT OF 7.5% OF THE TOTAL COST OR \$54,211 FOR GRAND TETON/VALLEY NW 80 RESIDENTIAL DEVELOPMENT LOCATED ON THE SOUTHWEST CORNER OF HORSE DRIVE AND AVIARY DRIVE. (CNLV CONTRACT NO. C-5889)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**19. APPROVAL OF SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) APPORTIONMENT REPORT NOS. 41 AND 42.**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Eliason

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

NAYS: None

ABSTAIN: None

**20. AMP-98-04 (NWC ALLEN LANE & LAKE MEAD BLVD.); AN APPLICATION SUBMITTED BY AMERICAN LAND HOLDINGS, LLC, ET AL, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF RESORT COMMERCIAL TO REGIONAL COMMERCIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF LAKE MEAD BOULEVARD AND ALLEN LANE. (SET PUBLIC HEARING FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 40, ORDINANCE NO. 2075, ZN-111-04)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

21. **AMP-100-04 (LA GRANGE RESIDENTIAL); AN APPLICATION SUBMITTED BY LAND BARON ON BEHALF OF LAGRANGE, LLC AND MIKE CHERNINE SEPARATE PARTY PPTY TRUST, PROPERTY OWNERS, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO MDR, MEDIUM DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED WEST OF COMMERCE STREET AND APPROXIMATELY 277 FEET NORTH OF CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 41, ORDINANCE NO. 2076, ZN-120-04)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

22. **AMP-101-04 (ILIA BEZANSKI); AN APPLICATION SUBMITTED BY ILIA BEZANSKI, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO OFFICE ON PROPERTY LOCATED WEST OF PECOS ROAD AND APPROXIMATELY 100 FEET SOUTH OF TABOR COURT. (SET PUBLIC HEARING FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 42, ORDINANCE NO. 2077, ZN-121-04)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

23. **AMP-106-04 (VENTANA @ SIERRA MONTANA); AN APPLICATION SUBMITTED BY BEAZER HOMES ON BEHALF OF ROZEN ARTHUR TRUST, ET AL, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO MLDR, MEDIUM LOW DENSITY RESIDENTIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND COMMERCE STREET. (SET PUBLIC HEARING FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 44, ORDINANCE NO. 2079, ZN-123-04)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

24. **UN-59-03 (JV PROPERTIES, LLC); AN APPLICATION SUBMITTED BY JV PROPERTIES, LLC, PROPERTY OWNER, TO AMEND A CONDITION OF A PREVIOUSLY APPROVED USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW AN OFF-PREMISE SIGN (BILLBOARD) ON PROPERTY LOCATED AT THE NORTHEAST CORNER OF CLARK COUNTY ROAD 215 AND MILITARY ROAD. (SET PUBLIC HEARING FOR JANUARY 19, 2005)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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



25. **UN-60-03 (FLF 98, LLC); AN APPLICATION SUBMITTED BY FLF 98, LLC, PROPERTY OWNER, TO AMEND A CONDITION OF A PREVIOUSLY APPROVED USE PERMIT IN A C-2 GENERAL COMMERCIAL DISTRICT TO ALLOW AN OFF-PREMISE SIGN (BILLBOARD) ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF REGENA AVENUE AND RANGE ROAD. (SET PUBLIC HEARING FOR JANUARY 19, 2005)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

26. **UN-133-04 (SECURED STORAGE, LLC); AN APPLICATION SUBMITTED BY SECURED STORAGE, LLC, PROPERTY OWNER, FOR A USE PERMIT IN AN M-2 GENERAL INDUSTRIAL DISTRICT TO ALLOW A 100-FOOT HIGH OFF-PREMISE SIGN (BILLBOARD) ON PROPERTY GENERALLY LOCATED APPROXIMATELY 172 FEET SOUTHEAST OF THE NORTH FIFTH STREET AND LOSEE ROAD INTERSECTION. (SET PUBLIC HEARING FOR JANUARY 19, 2005)**

ACTION: PUBLIC HEARING SET FOR JANUARY 19, 2005

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

27. **VAC-37-04 (LAUREL CANYON); AN APPLICATION SUBMITTED BY RICHMOND AMERICAN HOMES, PROPERTY OWNER, TO VACATE ANN ROAD COMMENCING AT WALNUT ROAD AND PROCEEDING EAST APPROXIMATELY 1,325 FEET. (SET PUBLIC HEARING FOR FEBRUARY 2, 2005)**

ACTION: PUBLIC HEARING SET FOR FEBRUARY 2, 2005

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

### **BUSINESS**

**28. APPROVAL TO AMEND THE 2004 - 2005 STAFFING PATTERN AS FOLLOWS:**  
(All staffing pattern changes will be processed when administratively feasible)

#### **PUBLIC WORKS**

##### Transportation Services Division

Reclassify one (1) Engineering Associate TA22 to City Traffic Engineer TA25

#### **POLICE**

##### Detention Services Division

Title Change only: one (1) Janitor TNS 12 to Custodian TNS 12

#### **PARKS AND RECREATION**

##### Recreation Division

Title change only: two (2) Janitor TNS 12 to Custodian TNS 12

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. DISCUSSION AND POSSIBLE ACTION REGARDING ABATEMENT OF FORTY PERCENT (40%) OF THE FIVE PERCENT (5%) NORTH LAS VEGAS FRANCHISE TAX FOR NEVADA POWER COMPANY IN THE AMOUNT OF \$840,000 OVER A FIVE YEAR PERIOD DUE TO THE EXPANSION OF SOLO CUPS.**

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

**30. APPROVAL OF AWARD OF REQUEST FOR PROPOSAL NO. 007-004 TO SOLBOURNE IN THE AMOUNT OF \$135,000 FOR AN ASSESSMENT OF THE ORACLE APPLICATIONS 11I MIGRATION IMPACT ON CURRENT ORACLE 11.03 PROCESSES. (CNLV CONTRACT NO. C-5856)**

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 TO AMEND AND AUGMENT THE FY 2004-05 GENERAL FUND BUDGET FOR THE STRATEGIC PLANNING DEPARTMENT IN THE AMOUNT OF \$43,462 BY TRANSFERRING FUNDS FROM THE CONTINGENCY ACCOUNT OF THE GENERAL FUND FOR THE VISIONING 2025 STRATEGIC PLANNING PROCESS APPROVED BY THE CITY COUNCIL DURING FY 2003-04.**

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

**32. ADOPTION OF PROPOSED 2005-2010 CAPITAL IMPROVEMENT PLAN.**

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 OF THE CONDEMNATION OF REAL PROPERTY NEEDED FOR THE 16<sup>TH</sup> YEAR TRAFFIC CAPACITY IMPROVEMENT PROJECT AND AUTHORIZATION TO THE CITY ATTORNEY TO INITIATE A FORMAL COMPLAINT IN CLARK COUNTY DISTRICT COURT TO CONDEMN A PORTION OF THE TRIPLE C C C, LLC PROPERTY, A.P.N. 139-14-511-001.**

ACTION: TABLED TO FEBRUARY 2, 2005

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

**34. APPROVAL OF FINAL ACCEPTANCE OF THE CRAIG ROAD IMPROVEMENT PROJECT PHASE II, BID NO. 1137, FOR MAINTENANCE AND AUTHORIZATION TO FILE THE NOTICE OF COMPLETION. (CNLV CONTRACT NO. C-5444)**

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

**35. APPROVAL TO AWARD BID NO. 1179; MARTIN LUTHER KING BOULEVARD IMPROVEMENT PROJECT, PHASE II (CHEYENNE AVENUE TO CRAIG ROAD), INCLUDING ADDITIVE ALTERNATE NO. 1, TO LAS VEGAS PAVING, CORP. IN THE AMOUNT OF \$2,164,217 (CNLV CONTRACT NO. C-5857).**

ACTION: APPROVED

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

**36. APPROVAL OF AN INCREASE OF \$95,200 TO THE POLICE DEPARTMENT'S  
FY 2004-05 OPERATING BUDGET, FROM THE PUBLIC SAFETY TAX FUND, TO  
COVER THE COSTS OF THE GUN TURN IN PROGRAM AND PAYMENT IN THE  
AMOUNT OF \$101,190 TO WAL-MART FOR THE COST OF THE GIFT  
CERTIFICATES.**

Councilman Buck asked if there was a correlation between this program and the lowering of crime in North Las Vegas. Chief Mark Paresi stated he believed there was a correlation and that some stolen weapons were turned in, as well as weapons that had been modified for the sole purpose of harming human beings, such as assault weapons. Councilman Eliason confirmed that the certificates traded for the weapons could not be used to buy more weapons.

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

**37. RESOLUTION NO. 2301; A RESOLUTION CONCERNING THE FINANCING OF  
SEWER FACILITIES; OF THE CITY OF NORTH LAS VEGAS (THE "CITY"),  
DIRECTING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT  
MANAGEMENT COMMISSION OF THE PROPOSAL TO ISSUE GENERAL  
OBLIGATION BONDS OF THE CITY; DECLARING INTENT TO REIMBURSE  
CERTAIN EXPENDITURES FROM BOND PROCEEDS; PROVIDING CERTAIN  
DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE  
DATE HEREOF.**

ACTION: PASSED AND ADOPTED

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

**PUBLIC HEARINGS - 6:15 P.M.**

2. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-41-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC. ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL TO HDR, HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED SOUTH OF CENTENNIAL PARKWAY AND APPROXIMATELY 500 FEET EAST OF FERRELL STREET. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 3, ZN-45-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

3. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-45-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC., ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR A RECLASSIFICATION OF PROPERTY FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT AND C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO AN R-3, MULTI-FAMILY RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED SOUTH OF CENTENNIAL PARKWAY AND APPROXIMATELY 500 FEET EAST OF FERRELL STREET. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 2, AMP-41-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

4. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-52-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC., ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF RANCH HOUSE ROAD AND SIMMONS STREET. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 5, ZN-46-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

5. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-46-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC. ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF RANCH HOUSE ROAD AND SIMMONS STREET. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 4, AMP-52-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

6. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY SPR-21-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC. ON BEHALF OF UNLIMITED HOLDINGS INC., PROPERTY OWNER, FOR A SITE PLAN REVIEW IN A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT AND AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT (PROPOSED C-1) TO ALLOW OFFICE BUILDINGS TO BE ORIENTED TOWARD THE REAR OF THE PROPERTY WHERE BUILDINGS ARE REQUIRED TO BE ORIENTED TOWARD THE FRONT OF THE PROPERTY AND TO ALLOW A 10 FOOT LANDSCAPE BUFFER ADJACENT TO RESIDENTIAL DEVELOPMENTS WHERE 20 FEET IS REQUIRED ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF SIMMONS STREET AND CENTENNIAL PARKWAY. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

7. **AN APPEAL SUBMITTED BY BILL CURRAN OF CURRAN AND PARRY ON BEHALF OF THE APPLICANT OF THE DECISION OF THE PLANNING COMMISSION TO DENY UN-78-04 (CENTENNIAL-SIMMONS/ALIANTE); AN APPLICATION SUBMITTED BY JAMES E. STROH ARCHITECT, INC. ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR A USE PERMIT IN A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO ALLOW A CHILD CARE FACILITY ON PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CENTENNIAL PARKWAY AND SIMMONS STREET. (CONTINUED NOVEMBER 3, 17 AND DECEMBER 1, 2004)**

ACTION: WITHDRAWN WITHOUT PREJUDICE



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

8. **AMP-89-04 (SWC CENTENNIAL-SIMMONS); AN APPLICATION SUBMITTED BY GREAT AMERICAN CAPITAL ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL TO NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND RANCH HOUSE ROAD. (CONTINUED DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 9, AMP-90-04, NO. 48, ORDINANCE NO. 2060, ZN-108-04 AND NO. 49, ORDINANCE NO. 2061, ZN-107-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

9. **AMP-90-04 (SWC CENTENNIAL-SIMMONS); AN APPLICATION SUBMITTED BY GREAT AMERICAN CAPITAL ON BEHALF OF UNLIMITED HOLDINGS, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR, LOW DENSITY RESIDENTIAL AND NEIGHBORHOOD COMMERCIAL TO M-HDR, MEDIUM-HIGH DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED SOUTH OF CENTENNIAL PARKWAY APPROXIMATELY 302 FEET WEST OF SIMMONS STREET. (CONTINUED DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 8, AMP-89-04, NO. 48, ORDINANCE NO. 2060, ZN-108-04 AND NO. 49, ORDINANCE NO. 2061, ZN-107-04)**

Mayor Montandon opened the Public Hearing.

Planning and Zoning Director Jory Stewart stated the applicant planned to build 116 2-story

townhomes and the Planning Commission unanimously recommended approval.

**Bill Curran, Curran and Parry, 300 South Fourth Street, Las Vegas**, represented the applicant and asked for Council's 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

- 48. ORDINANCE NO. 2060; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 9.7 ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT AND C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-108-04, SWC CENTENNIAL-SIMMONS), FOR PROPERTY GENERALLY LOCATED SOUTH OF CENTENNIAL PARKWAY APPROXIMATELY 302 FEET WEST OF SIMMONS STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 8, AMP-89-04, NO. 9, AMP-90-04, AND NO. 49, ORDINANCE NO. 2061, ZN-107-04)**

Ordinance No. 2060, as introduced by the City Manager:

AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 9.7 ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT AND C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-108-04, SWC CENTENNIAL-SIMMONS), FOR PROPERTY GENERALLY LOCATED SOUTH OF CENTENNIAL PARKWAY APPROXIMATELY 302 FEET WEST OF SIMMONS STREET AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: PASSED AND ADOPTED

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

10. **VAC-36-04 (ROSADA WAY); AN APPLICATION SUBMITTED BY MARK LEFKOWITZ ON BEHALF OF JAMES BENARD, PROPERTY OWNER, TO VACATE APPROXIMATELY 650 FEET OF ROSADA WAY BETWEEN HAROLD STREET AND LAWRENCE STREET.**

Mayor Montandon opened the Public Hearing.

Public Works Director Jim Bell stated Staff recommended approval of this vacation.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED SUBJECT TO THE FOLLOWING CONDITION:

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

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

**ORDINANCES**  
**INTRODUCTION ONLY**

38. **ORDINANCE NO. 2072; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 22.19 ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO AN R-3,**

**MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-51-04, LONE MOUNTAIN AND LOSEE), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF WASHBURN ROAD AND LOSEE ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2072, 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 22.19 ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO AN R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-51-04, LONE MOUNTAIN AND LOSEE), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF WASHBURN ROAD AND LOSEE ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

39. **ORDINANCE NO. 2074; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 20.97± ACRES THEREIN FROM AN M-1, BUSINESS PARK INDUSTRIAL DISTRICT TO AN R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-103-04, ROSE LAKE 20), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND PECOS ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2074, 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 20.97± ACRES THEREIN FROM AN M-1, BUSINESS PARK INDUSTRIAL DISTRICT TO AN R-3, MULTI-FAMILY RESIDENTIAL DISTRICT (ZN-103-04, ROSE LAKE 20), FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF TROPICAL PARKWAY AND PECOS ROAD, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

40. **ORDINANCE NO. 2075; 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 42.59 ACRES THEREIN FROM M-2, GENERAL INDUSTRIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT (ZN-111-04, NWC ALLEN LANE & LAKE MEAD BLVD.), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ALLEN LANE AND LAKE MEAD BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 20, AMP-98-04)**

Ordinance No. 2075, 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 42.59 ACRES THEREIN FROM M-2, GENERAL INDUSTRIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT (ZN-111-04, NWC ALLEN LANE & LAKE MEAD BLVD.), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ALLEN LANE AND LAKE MEAD BOULEVARD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

41. **ORDINANCE NO. 2076; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 6 ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO AN R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-120-04, LA GRANGE), FOR PROPERTY GENERALLY LOCATED WEST OF COMMERCE STREET AND APPROXIMATELY 277 FEET NORTH OF CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 21, AMP-100-04)**

Ordinance No. 2076, 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 6 ACRES THEREIN FROM AN R-E, RANCH ESTATES DISTRICT TO AN R-2, TWO-FAMILY RESIDENTIAL DISTRICT (ZN-120-04, LA

GRANGE), FOR PROPERTY GENERALLY LOCATED WEST OF COMMERCE STREET AND APPROXIMATELY 277 FEET NORTH OF CENTENNIAL PARKWAY AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

42. **ORDINANCE NO. 2077; 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 0.6± ACRES THEREIN FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-P PROFESSIONAL OFFICE COMMERCIAL DISTRICT (ZN-121-04, ILIA BEZANSKI), FOR PROPERTY LOCATED WEST OF PECOS ROAD APPROXIMATELY 100 FEET SOUTH OF TABOR COURT AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 22, AMP-101-04)**

Ordinance No. 2077, 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 0.6± ACRES THEREIN FROM AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-P PROFESSIONAL OFFICE COMMERCIAL DISTRICT (ZN-121-04, ILIA BEZANSKI), FOR PROPERTY LOCATED WEST OF PECOS ROAD APPROXIMATELY 100 FEET SOUTH OF TABOR COURT AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

43. **ORDINANCE NO. 2078; 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 1.04± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-119-04, NORTH 5<sup>TH</sup> & REGENA), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND REGENA AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2078, 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 1.04± ACRES THEREIN FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-119-04, NORTH 5<sup>TH</sup> & REGENA), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF NORTH 5<sup>TH</sup> STREET AND REGENA AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

44. **ORDINANCE NO. 2079; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 5.77 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-123-04, VENTANA @ SIERRA MONTANA), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND COMMERCE STREET, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005) (ASSOCIATED ITEM NO. 23, AMP-106-04)**

Ordinance No. 2079, 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 5.77 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT (ZN-123-04, VENTANA @ SIERRA MONTANA), FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF ANN ROAD AND COMMERCE STREET, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

45. **ORDINANCE NO. 2080; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 5.21 ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-122-04, GOWAN INDUSTRIAL), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOWAN ROAD AND CIVIC CENTER DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2080, 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 5.21 ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO AN M-2, GENERAL INDUSTRIAL DISTRICT (ZN-122-04, GOWAN INDUSTRIAL), FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF GOWAN ROAD AND CIVIC CENTER DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

46. **ORDINANCE NO. 2081; AN ORDINANCE AMENDING TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF NORTH LAS VEGAS, RELATING TO ZONING (ZOA-15-04); AMENDING SECTION 17.20.140(C), TO ADD CHURCHES AS A SPECIAL USE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2081, 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-15-04); AMENDING SECTION 17.20.140(C), TO ADD CHURCHES AS A SPECIAL USE, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005



47. **ORDINANCE NO. 2082; AN ORDINANCE OF THE NORTH LAS VEGAS CITY COUNCIL REPEALING IN ITS ENTIRETY CHAPTER 28 OF TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE AND ADDING A NEW CHAPTER, DESIGNATED AS CHAPTER 28, REGULATING THE PRACTICE OF MASSAGE AND THE LICENSING OF MASSAGE THERAPISTS AND MASSAGE ESTABLISHMENTS. (SET FINAL ACTION FOR JANUARY 19, 2005)**

Ordinance No. 2082, as introduced by the City Clerk:

AN ORDINANCE OF THE NORTH LAS VEGAS CITY COUNCIL REPEALING IN ITS ENTIRETY CHAPTER 28 OF TITLE 5 OF THE NORTH LAS VEGAS MUNICIPAL CODE AND ADDING A NEW CHAPTER, DESIGNATED AS CHAPTER 28, REGULATING THE PRACTICE OF MASSAGE AND THE LICENSING OF MASSAGE THERAPISTS AND MASSAGE ESTABLISHMENTS.

ACTION: FINAL ACTION SET FOR JANUARY 19, 2005

**ORDINANCES**  
**FINAL ACTION**

49. **ORDINANCE NO. 2061; AN ORDINANCE RELATED TO ZONING; AMENDING SECTION 010 OF CHAPTER 16 OF TITLE 17 OF THE CITY OF NORTH LAS VEGAS MUNICIPAL CODE BY RECLASSIFYING APPROXIMATELY 2.5 ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO C-1, NEIGHBORHOOD COMMERCIAL DISTRICT (ZN-107-04, SWC CENTENNIAL-SIMMONS), FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF SIMMONS STREET AND RANCH HOUSE ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (CONTINUED DECEMBER 1, 2004) (ASSOCIATED ITEM NO. 8, AMP-89-04, NO. 9, AMP-90-04, AND NO. 48, ORDINANCE NO. 2060, ZN-108-04)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

MOTION: Councilwoman Smith

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**50. ORDINANCE NO. 2073; AN ORDINANCE TO AMEND SECTION 6.12.021 OF THE NORTH LAS VEGAS MUNICIPAL CODE REGULATING THE KEEPING OF POT-BELLIED PIGS IN CERTAIN RESIDENTIALLY ZONED DISTRICTS.**

Ordinance No. 2073, as introduced by the City Manager:

ORDINANCE NO. 2073; AN ORDINANCE TO AMEND SECTION 6.12.021 OF THE NORTH LAS VEGAS MUNICIPAL CODE REGULATING THE KEEPING OF POT-BELLIED PIGS IN CERTAIN RESIDENTIALLY ZONED DISTRICTS.

City Attorney Sean McGowan stated Staff had drafted this ordinance at the request of a citizen. He stated the zoning district in which pot bellied pigs could be maintained upon approval of an application for a special use permit was expanded. The ordinance set height and weight limitations and required the animal be neutered or spayed.

Mayor Montandon confirmed the use permit would be good for one year and would be renewed upon payment of a \$10 fee if no enforcement actions had been taken against the owner. Mayor Montandon asked what the process would be if the City received a complaint. City Attorney McGowan stated the City would have to seek an enforcement action to revoke the use permit.

Councilwoman Smith stated the request had come to her for this ordinance. She stated the City of North Las Vegas was more restrictive than other municipalities. She said this Ordinance created a mechanism to allow pot bellied pigs, but also allowed complaints to be addressed. Mayor Montandon confirmed with City Attorney McGowan that this ordinance was enforceable.

**Reggie Brown, 1734 Bluff Hollow Place, North Las Vegas**, stated he lived about 100 yards from the property owner. He claimed the smell prevented his family from using their backyard. He said the owner of the pig did not clean up after the animal and claimed smells were coming from the pig farm.

**Edward Tellis, 1747 Bluff Hollow Place, North Las Vegas**, stated he lived behind the house where the pig lived and he cannot go out into his yard because of the smell.

**Robert Barber, 1748 Evening Bluff Place, North Las Vegas**, showed Council pictures of the yard and stated the yard was not clean.

**Tammy Lee, 1748 Evening Bluff Place, North Las Vegas**, stated she was unable to use her spa because of the smell from the yard of the pig owner.

**Jared Meeks, 4429 Lawrence Street, North Las Vegas**, stated he had lived in the same residence as the pot bellied pig for three years. He said the yard was immaculate and they had never had complaints from the neighbors.

**Tracy and Lance Palazzolo, 4321 Tarkin Avenue, Las Vegas**, stated they were friends of the owners and there had never been flies or smells when they had visited the property.

**Connie Christofferson, 6624 Night Owl Bluff, North Las Vegas**, stated the content of a pot bellied pig's food was fiber and it did not have an odor. Ms. Christofferson cited different sites on the Internet which stated pot bellied pigs were nearly odor free.

**James Miracle, 4108 Tyler William Street, Las Vegas**, stated both the inside and outside of the house were clean when he visited.

**Christina Guasto, 3889 Tatiana Street, Las Vegas**, stated she had visited the homeowner several times and had never experienced any odors.

Mayor Pro Tempore Robinson verified that the applicant's lot fell within the guidelines. Planning and Zoning Director Jory Stewart stated the lot was in excess of 9,000 square feet.

Councilwoman Smith stated that if the ordinance were approved, there was still a process for the applicant and the application could be denied or revoked if there were complaints.

Councilwoman Smith moved to adopt the ordinance with some changes. The motion died for lack of a second.

Councilman Buck moved to adopt the ordinance as written with no amendments. Mayor Pro Tempore Robinson seconded. The motion failed by a 3 to 2 vote, with Mayor Montandon, Council Members Smith and Eliason voting no.

**ACTION: AMENDMENTS APPROVED AS FOLLOWS:**

1. TEN FOOT SETBACK REQUIREMENT DELETED
2. FEES ALIGNED WITH DOG LICENSING FEES
3. AN ANNUAL CERTIFICATION REPORT FROM A VETERINARIAN AS TO ANIMAL'S WEIGHT AND HEIGHT REQUIRED

**MOTION:** Councilwoman Smith

**SECOND:** Councilman Eliason

**AYES:** Mayor Montandon, Council Members Smith and Eliason

**NAYS:** Mayor Pro Tempore Robinson and Councilman Buck

**ABSTAIN:** None

**ACTION:** PASSED AND ADOPTED, AS AMENDED

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

### **APPOINTMENT**

**51. APPOINTMENT OF A MUNICIPAL COURT JUDGE FOR DEPARTMENT NO. 2 FOR A TERM TO EXPIRE WHEN A SUCCESSOR IS ELECTED IN THE 2005 PRIMARY OR GENERAL MUNICIPAL ELECTION.**

ACTION: MARK LARSON APPOINTED FOR A TERM EXPIRING WHEN A SUCCESSOR IS ELECTED IN THE 2005 PRIMARY OR GENERAL MUNICIPAL ELECTION

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

### **COUNCIL ITEMS**

Councilman Eliason directed Staff to look at changes to the Special Improvement District on Craig Road to waive the design standards for meandering sidewalks. He also directed Staff to consider a Show Cause Hearing for Win Dee Bar.

Councilman Buck directed Staff to develop an emergency plan for the citizens of North Las Vegas in the event of a major disaster or terrorist act.

Councilwoman Smith was concerned about the number of taverns being approved by the Planning Commission and suggested City Council have final approval of tavern applications. City Manager Gregory Rose stated Staff would move forward with placing that on a future Study Session agenda. Councilwoman Smith stated she was concerned about the lighting on Yale Street in the Housing Authority area and directed Staff to look into installing some type of lighting.

### **CITY MANAGER'S REPORT**

No report was given.

**PUBLIC FORUM**

**William Parker, 2208 Matheson Street, North Las Vegas** questioned the timeliness of court actions related to Code Enforcement issues. Judge VanLandschoot responded that the goal of the program was to ensure compliance and not to collect large fines. Mr. Parker also commented on the unsightliness of covered cars in residential areas. Mayor Montandon stated the City would continue to cite violators.

**Virginia Brooks-Brewster, 6109 Casper Sands Court, Las Vegas**, spoke in opposition to the outcall provision of massage establishment licenses. Mayor Montandon encouraged her to attend the January 19<sup>th</sup> Council meeting where a Public Hearing on the ordinance regulating massage establishments would be heard.

**Mattie Wormwood, 2725 Revere Street, North Las Vegas**, commented she had received a citation for Code Enforcement issues and had taken corrective action, which was costly and took some time to accomplish. She also reported weeds on the lot next to her home.

**ADJOURNMENT**

ACTION: THE MEETING ADJOURNED AT 7:48 P.M.

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**APPROVED: APRIL 6, 2005**

\_\_\_\_\_  
Michael L. Montandon, Mayor

ATTEST:

\_\_\_\_\_  
Karen L. Storms, CMC  
City Clerk