

**ORDINANCE NO. 1805**

**AN ORDINANCE TO REPEAL ORDINANCE NO. 1126, BEING CHAPTER 13.08 OF THE NORTH LAS VEGAS MUNICIPAL CODE AND ADOPT A NEW CHAPTER 13.08 ENTITLED WATER CONSERVATION AND DROUGHT, DECLARING PENALTIES FOR VIOLATION OF SAID REGULATIONS, AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.**

**THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, DOES ORDAIN:**

**SECTION 1:** Chapter 13.08 of the Municipal Code of the City of North Las Vegas, Nevada, is hereby repealed in its entirety, and the following Chapter 13.08 is hereby adopted in its entirety:

**Chapter 13.08**

**WATER CONSERVATION AND DROUGHT**

**Sections:**

- 13.08.010 Definitions**
- 13.08.020 General Provisions**
- 13.08.030 Adoption of Drought Plan**
- 13.08.040 Waste of Water Unlawful**
- 13.08.050 Responsibility for Water Waste**
- 13.08.060 Landscaping Watering Restrictions**
- 13.08.070 Mist Systems**
- 13.08.080 Other Outdoor Water Use Restrictions**
- 13.08.090 Drought Rates**
- 13.08.100 Operation of Man-Made Decorative Water Features**
- 13.08.110 Enforcement**
- 13.08.120 Appeals for Reconsideration**

**Section 13.08.010 Definitions**

“Acre-foot of water” means the equivalent to 325,851 gallons of water.

“AFY” means acre-feet per year.

“Bubbler” means a type of sprinkler head that delivers water to a level area where standing water gradually infiltrates into the soil.

“City” means the City of North Las Vegas, a municipal corporation and political subdivision of the State of Nevada.

“Community Use Recreational Turf” means any private or public park facility which is a turf-dominated, multi-purpose recreational area of at least two acres, but not less than 100 feet wide in any dimension.

“Customer” means any person who is an owner, occupant or manager of real property to which water is supplied by a public water system; any person who uses water supplied by a public water system; any person who is billed for

the supply of water from a public water system; or any person who otherwise has the right or permission to utilize water provided by a public water system, but does not include any firefighting department or agency.

“Director” means the Director of Public Works for the City of North Las Vegas.

“Drip Irrigation” means an irrigation method in which water is slowly applied through low-pressure porous piping that has small openings and/or drip emitters.

“Drought” means a combination of many complex factors acting and interacting with the environment resulting in water supplies not being replenished normally. Drought occurs when existing water supplies cannot meet established demands for a period of time.

“Drought Alert” means a second-level drought declaration of the Board of Directors of the SNWA based upon current or projected reductions in the community’s renewable water supply.

“Drought Emergency” means a third-level drought declaration of the Board of Directors of the SNWA based upon current or projected reductions in the community’s renewable water supply.

“Drought Watch” means a first-level drought declaration of the Board of Directors of the SNWA based upon current or projected reductions in the community’s renewable water supply.

“Hand watering” means the sporadic use or application of water outside any dwelling, building or structure for any purpose by a customer or any person through a hose connected to a piping system while such hose is hand held by an individual.

“Irrigate” means to apply or to expend water onto land, whether by channels, by flooding, by sprinkling, or by any other means whatsoever.

“Landscaping” means the combination of irrigated area, nonirrigated planted area, water features, hardscape, and natural undeveloped area.

“Man-made decorative water features” is as defined in chapter 13.16 of the North Las Vegas Municipal Code.

“Man-made lake” is as defined in chapter 13.12 of the North Las Vegas Municipal Code.

“Master planned community” is as defined in chapter 17.12 of the North Las Vegas Municipal Code.

“No Drought” means a condition where no drought declaration of the Board of Directors of the SNWA is in effect.

“Non-Potable water” means water not suitable for drinking.

“Park” means a tract of land that is dedicated to, and set aside and maintained for, recreational purposes and includes without limitation areas of turf and trees, playgrounds and playground equipment, picnic facilities, playing fields, and other recreational appurtenances such as lighted tennis courts, lighted baseball and softball fields, trails, vehicular parking lots and public restrooms.

“Potable water” means water suitable for drinking.

“Public water system” means any publicly or privately owned network of pipes, conduits, wells, reservoirs, holding tanks and other components, including any combination thereof, which supplies water to customers who are charged a fee of any kind or nature for such purpose or which is designed to supply water or is capable of supplying water to customers for a fee.

“Raw water” means water diverted from a natural source, subjected to minimal or no treatment, and delivered to a user for subsequent treatment or use. Raw water is not suitable for human consumption without treatment.

“Reclaimed water” means municipal wastewater treated to meet all applicable federal, state and local standards for use in approved applications, including, but not limited to: landscaping irrigation, construction and industrial cooling.

“Sanitary sewer” means any publicly or privately owned network of pipes, conduits, holding tanks and other components, which carries wastewater to a treatment facility that discharges to the Las Vegas Wash.

“SNWA” means the Southern Nevada Water Authority, which is an organization formed by local agencies to address Southern Nevada's water resource needs on a regional basis.

“Spray irrigation” or “spray irrigate” means the use of a sprinkler irrigation nozzle that delivers water in a fixed pattern.

“Turf” means hybridized grasses that, when regularly mowed, form a dense growth of leaf blades and roots.

“Watering Group” means an area of the City designated for specific watering day assignments.

“Xeriscape” means a type of landscaping which incorporates drought-tolerant and low water-use plants with an organic or inorganic surface mulch layer, as a water efficient alternative to traditional turf and/or grass landscaping.

#### **Section 13.08.020 General Provisions**

- A. Purpose and Policy. This chapter is intended to establish water conservation and drought measures and enhance the efficient utilization of the City's water resources. The City relies on conservation as an essential resource to help meet water needs. Drought conditions affecting the Colorado River Basin mandate aggressive conservation measures. These measures are intended to implement the SNWA's Drought Plan when necessary.
- B. Scope. The provisions of this chapter shall apply to all raw, potable, non-potable, and reclaimed water services.
- C. Administration. The Director or designee shall be vested with the authority to make exemptions to the provisions of this chapter, when in the opinion of the Director or designee, these exemptions protect the public health, safety and well-being of the City's water system. Except as otherwise provided in this chapter, the Director or designee, shall administer, implement and enforce the provisions of this chapter to maintain equity among customers.
- D. Compliance. All provisions of this chapter are subject to compliance procedures as proscribed within this chapter.

#### **Section 13.08.030 Adoption of Drought Plan**

- A. The City adopted the SNWA Drought Plan, including subsequent amendments thereto, as a guideline in establishing this chapter, and to preserve, protect and encourage the conservation of water resources. The Drought Plan describes different stages of water

supply conditions, which include:

1. NO DROUGHT;
2. DROUGHT WATCH;
3. DROUGHT ALERT; and
4. DROUGHT EMERGENCY.

Upon declaration of a drought condition by the SNWA Board of Directors in accordance with the SNWA Drought Plan, the City will implement the appropriate drought measures as proscribed in this chapter with respect to the declared drought condition. In the event the SNWA declares a Drought Emergency then the City Council may by ordinance adopt additional appropriate drought measures as necessary to protect the health, safety and well-being of the inhabitants of the City and of the City's water supply.

- B. In the event of a conflict between the Drought Plan and this ordinance, this ordinance will prevail.

#### **Section 13.08.040 Waste of Water Unlawful**

- A. It is unlawful for any owner, occupant, or manager of real property served by the City to waste water. Water waste shall include, but not be limited to, the following:
  1. Allowing water to flow or spray into a public street, alley, right-of-way, gutter or drain in a steady stream of flow during the course of a period of five (5) minutes or more;
  2. Failure to repair a water leak;
  3. Washing vehicles, equipment, driveways, parking lots, sidewalks, streets or other surfaces or objects, where water is allowed to flow off of the parcel for a continuous period of five minutes or more;
  4. Under a SNWA declaration of a drought condition, failure to comply with the requirements of this chapter related to man-made decorative water features, outdoor water use restrictions, landscaping watering restrictions, and restrictions concerning mist systems shall be considered water waste.
- B. It is unlawful for a water customer to permit the excess use, loss or escape of water through breaks, leaks or malfunction in the water customer's plumbing or distribution facilities for any period of time after such escape of water should have been reasonably discovered and corrected as determined by the Director or designee.
- C. Where a sanitary sewer is available, it shall be required that all swimming pool water drainage be discharged into a sanitary sewer as per applicable codes.

#### **Section 13.08.050 Responsibility for Water Waste**

Any waste of water as set forth in this chapter, together with proof that such waste originated at any residence or place of business, shall constitute a rebuttable presumption that the owner, current occupant, or

manager of real property of such residence or place of business was responsible for such waste.

**Section 13.08.060 Landscaping Watering Restrictions**

- A. As a water conservation measure, from May 1<sup>st</sup> until September 30<sup>th</sup> of each calendar year from the hours of 11:00 a.m. until 7:00 p.m., it is unlawful for any customer of a public water system to use water within the water service area of the City for the purpose of irrigation, regardless of method, of turf, gardens, trees, grass, shrubbery, or other vegetation, except as otherwise provided in Section 13.08.060(C) of this chapter.
- B. Except as otherwise provided in Section 13.08.060(C), Section 13.08.060(D)(2), Section 13.08.060(E)(3) and Section 13.08.060(F)(2) of this chapter, during Drought Watch and Drought Alert, it is unlawful to use water within the City’s water service area to spray irrigate turf, gardens, trees, grass, shrubbery, or other vegetation except in accordance with Table 13.08.060A and with the watering schedule the City may assign to each Watering Group pursuant to Section 13.08.060(B)(1) of this chapter.

**Table 13.08.060A Drought Watering Schedule for Spray Irrigation**

Schedule	Drought Watch	Drought Alert
Winter (November – February)	Once Per Week*	Once Per Week*
Spring (March - April)	Four Days per Week*	Three Days per Week*
Summer (May- August)	Any Day	Any Day
Fall (September - October)	Four Days per Week*	Three Days per Week*

\*Days will be specified for each Watering Group by the City

1. For the purpose of managing the water distribution system, the City may designate Watering Groups for the areas serviced by the City’s water system and may assign to each Watering Group specific watering days and/or schedules. The City shall provide all affected known water customers in each Watering Group with reasonable prior notification of assigned watering days and/or schedules. The City reserves the right to change or amend Watering Groups and/or watering days or schedules as deemed necessary

with reasonable prior notice. A determination of the Watering Group in which each water customer is located will be based upon such water customer's address or location. For the purpose of water conservation the City may be divided into as many as seven (7) Watering Groups.

2. When assigned watering schedules are in effect, it shall be unlawful to spray irrigate turf, gardens, trees, grass, shrubbery, or other vegetation, except in compliance with the days, dates and times assigned to each Watering Group. Watering days will be defined as starting at 12:01 a.m. and ending at 12:00 midnight and no irrigation overlap will be allowed.
- C. Exemptions from landscaping watering restrictions of Section 13.08.060(A) and Section 13.08.060(B) of this chapter:
1. Hand watering for the purpose of preserving lawn or shrubbery so vegetation does not die.
  2. Irrigation of new lawns or as necessitated by the re-seeding of an existing lawn, for a period of thirty days from the date of planting or installation;
  3. Drip and/or bubbler irrigation systems, provided that they are not run more frequently than permitted for spray irrigation pursuant to Table 13.08.060A.
  4. Irrigation by licensed commercial gardens or plant nurseries.
  5. Supervised operation of irrigation systems for the purpose of testing and repair during daylight hours.
  6. Municipal operations or procedures that are necessary to protect the health, safety and well-being of the public.
- D. Provisions related to Community Use Recreational Turf areas and Parks.
1. During Drought Watch and Drought Alert, Community Use Recreational Turf areas and Parks are required to comply with the landscaping watering restrictions of Section 13.08.060(A) of this chapter.
  2. During Drought Watch and Drought Alert, Parks and Community Use Recreational Turf areas may request an alternative watering schedule in lieu of the mandatory landscaping watering restrictions of Section 13.08.060(B) of this chapter, by submitting to the Director or designee an alternative watering schedule that meets the following requirements:
    - a. During the months of March, April, September and October, a watering schedule for each area may not exceed seven (7) days out of 14 days.
    - b. During the months of November, December, January and February, a watering schedule for each area may

not exceed two (2) days out of seven (7) days.

3. The alternative watering schedule shall be submitted to the Director or designee for review and approval. The City may approve the alternative watering schedule if it protects the health, safety and well-being of the City's water supply.
4. Each approved alternative watering schedule must be posted at the Community Use Recreational Turf area or Park to which it pertains.
5. It is prohibited to commence irrigation prior to 9:00 p.m. on the day prior to each watering day designated on the alternative watering schedule.

E. Schools and Government Facilities

1. During Drought Watch and Drought Alert, schools and government facilities are required to comply with the landscaping watering restrictions of Section 13.08.060(A) and Section 13.08.060(B) of this chapter, except as otherwise provided in Section 13.08.060(E)(3) of this chapter.
2. During Drought Watch, schools and governmental facilities with greater than 5 acres of turf and/or grass must conduct an annual self-assessment of water conservation potential and submit a plan that minimizes outdoor water use to the Director or designee for review and approval by the City. During Drought Alert, schools and governmental facilities must also submit an annual report of water use reductions to the Director or designee for review and approval by the City.
3. Exemption from the requirements of Section 13.08.060(B) of this chapter for schools.
  - a. Schools may apply to the Director or designee for approval of an alternative watering schedule in lieu of the mandatory landscaping watering restrictions of Section 13.08.060(B) of this chapter, by submitting a Drought Response Plan (DRP), which includes the following:
    - Water usage reduction statement;
    - Sites covered by the DRP;
    - Central Control System standards;
    - Metered usage;
    - Documentation of conservation efforts establishing baseline;
    - Irrigation system efficiency and turf and/or grass reduction efforts;
    - Employee training on conservation methods;
    - Annual water usage reports;

Identification of additions to or reductions in landscaping;

Efforts to provide public education on conservation;

Demonstration of need, based on public usability of the facility; and

Demonstration that the alternative schedule of the DRP uses less water than the landscaping watering restrictions of Section 13.08.060(B) of this chapter.

- b. The City may approve the DRP if it protects the health, safety and well-being of the City's water supply.
- c. It is prohibited to commence irrigation prior to 9:00 p.m. on the day prior to each watering day designated in the DRP.

F. Golf Courses

- 1. Golf courses shall be required to comply with the restrictions of Section 13.08.060(A) of this chapter.
- 2. Golf courses shall have water budgeting policies in lieu of the landscaping watering restrictions of Section 13.08.060(B) of this chapter. During Drought Watch and Drought Alert, golf courses using City supplied water shall be on a water budget. The City will determine the amount of the initial water budget by determining the irrigated acreage of each golf course within the City's water service area, using the 2002 data submitted by the golf courses pursuant to Section 13.08.060(F)(7) of this chapter. For this purpose, irrigated acreage will include, without limitation, lakes and ponds serving in whole or in part as a golf course irrigation reservoir.
  - a. In the event a golf course customer contests the calculated irrigated acreage as determined by the City, the golf course may provide calculations supported by other methods acceptable to the City. Alternative measurements would need to be determined by an independent consultant not affiliated with the golf course. In any case, however, the City shall make the final determination of irrigated acreage.
- 3. During Drought Watch, the water budget for each golf course will be 6.5 AFY (including potable, raw and reclaimed water) per irrigated acre as determined by the City pursuant to Section 13.08.060(F)(2) of this chapter.
- 4. During Drought Alert, the AFY per irrigated acre water budget for golf courses will be determined by ordinance of the City Council.

5. The initial water budget will be determined with reference to the drought condition declared by SNWA upon the date of adoption of this chapter and the irrigated acreage. The initial water budget will be in effect at the beginning of the first calendar month following the adoption of this chapter. At the end of 12 months, the water budget will be established for the remainder of the calendar year based on the drought condition and irrigated acreage at that time, with the water budget being prorated accordingly for the remainder of the calendar year. Subsequent water budgets will be established by the City at the beginning of each calendar year with respect to the irrigated acreage and drought condition declared by the SNWA at such time.
6. Water used in excess of the water budget will be assessed an annual surcharge based upon the schedule below. Surcharges shall be in addition to the cost of water.

**Golf Course Surcharge**

Percentage of budget	101 to 120 percent	121 to 140 percent	Over 140 percent
Surcharge to apply to water use in excess of budget.	2.0 times \$0.95 per 1,000 gallons.	4.0 times \$0.95 per 1,000 gallons.	8.0 times \$0.95 per 1,000 gallons.

7. Within 90 days following the adoption of this chapter, each golf course shall be required to submit its own water use reduction plan containing at least the following elements:
  - a physical description of the course, including detailed descriptions of all irrigated areas;
  - an itemized accounting of the prior calendar year water use;
  - a review of spray irrigation efficiency; and
  - a description of key water use reduction strategies and timelines for implementing those strategies.

By February of each year, each golf course shall submit follow-up reports including the same data to the Director or designee, so performance can be evaluated and surcharges assessed.

**Section 13.08.070 Mist Systems**

- A. During Drought Watch, residential mist cooling systems used for human comfort will not be restricted; however, commercial use mist cooling systems are only allowed from June 1<sup>st</sup> to August 31<sup>st</sup> and only between noon and midnight.

- B. During Drought Alert, all outdoor uses of mist cooling systems related to human comfort will be prohibited.
- C. During Drought Watch and Drought Alert mist cooling systems for animal safety are permitted.

### **Section 13.08.080 Other Outdoor Water Use Restrictions**

- A. Surface, Building and Equipment Washing (excluding vehicles).  
During Drought Watch and Drought Alert, surface, building, and equipment washing will be prohibited unless the water is discharged to a sanitary sewer through City approved methods.
- B. Vehicle Washing.
  - 1. Under Drought Watch:
    - a. Washing of personal vehicles upon residential properties is limited to once per week per vehicle and requires a positive shut-off nozzle
    - b. Commercial vehicles may be washed at a commercial facility where water is discharged to the sanitary sewer through City approved methods, or by a high-pressure, low volume sprayer using less than ten (10) gallons of water per vehicle.
  - 2. Under Drought Alert all vehicles must be washed at a commercial facility where water is discharged to the sanitary sewer through City approved methods, or by a high-pressure, low volume sprayer using less than ten (10) gallons of water per vehicle.

### **Section 13.08.090 Drought Rates**

- A. During No Drought, Drought Watch, and Drought Alert, all water recorded as having passed through the meter will be billed at the appropriate rate blocks shown in chapter 13.04 of the North Las Vegas Municipal Code.
- B. Under Drought Emergency, the City Council may assess an additional 15% surcharge on all water use except as follows:
  - 1. The first 15,000 gallons (first two tiers) of residential water use per month will not be subject to drought surcharges.
  - 2. The first two (2) tiers of master metered multi-family units will not be subject to drought surcharges.
  - 3. Golf courses will be exempt from the drought surcharges of this Section 13.08.090.
  - 4. A water customer may make application with the City for a separate irrigation meter, such that inside and outside water use can be billed separately. In the event the City approves the application, then additional service fees will be charged, and only the outside use of water will be subject to drought surcharges.

5. Man-made lakes shall pay the drought surcharges on all fill water.

### **Section 13.08.100 Operation of Man-Made Decorative Water Features**

- A. Except as otherwise provided in this Section 13.08.100, during Drought Watch and Drought Alert, the operation of man-made decorative water features, whether utilizing potable or non-potable water provided by the City or water reprocessed by the customer, shall be prohibited.
- B. During Drought Watch and Drought Alert, the following uses will be permitted:
  1. Swimming pools and spas.
  2. Fountains or water features that are necessary and functional components serving other allowable uses such as storage ponds on golf courses or aeration devices.
  3. Indoor water features that drain to the sanitary sewer, or features with the majority of the total water volume contained indoors or underground. If practical alternatives exist for separating indoor and outdoor components, they shall be separated and managed accordingly.
  4. Commercial fountains or water features vital to a core economic function of the region, as determined by the City, including but not limited to:
    - a. Recreational water parks, both public and private.
    - b. Water features integral or vital to an entertainment venue, such that substantial economic harm could be associated with discontinuation of use.
    - c. Fountains or water features necessary to sustain aquatic animals, provided that such animals are of significant value as determined by the City and have been actively managed within the water feature prior to declaration of drought condition.
- C. During Drought Watch the following additional use will be permitted:
  - a. Fountains or water features of less than 200 square feet in surface area at a single-family residence or multi-family residence (but excluding ornamental fountains or water features in the entryway of a residential development other than a master planned community).
- D. During Drought Alert the following additional use will be permitted:
  - a. Fountains or water features of less than 25 square feet in surface area at a single-family residence or multi-family residence (but excluding ornamental fountains or water features in the entryway of a residential development other than a master planned community).

**Section 13.08.110 Enforcement**

A. The Director or designee shall adopt and maintain administrative procedures for the enforcement of the provisions of this chapter and to assess fines and/or penalties for violations. The administrative procedures shall be consistent with any authorities delegated to the City by legislative statute or the North Las Vegas Municipal Code.

B. Violations.  
 Observations of violations of this chapter will result in the customer being issued a warning letter. Failure to correct or resolve the violation of this chapter will result in a violation letter and fine assessment to be applied on the customer's, or legal property owner's, water bill, according to the tables below. Violation levels shall be based upon violation history for the preceding 12 months and the drought condition level. Administrative fines assessed during No Drought and Drought Watch will be in accordance with Table 13.08.110A. Administrative fines assessed during Drought Alert will be in accordance with Table 13.08.110B.

**Table 13.08.110A Administrative Fines for No Drought and Drought Watch**

Meter Size	Observance	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation	5 <sup>th</sup> Violation & More
1" and Less	Warning Letter	\$20.00	\$40.00	\$80.00	\$160.00	\$320.00
>1" and <3"	Warning Letter	\$40.00	\$80.00	\$160.00	\$320.00	\$640.00
3" and Greater	Warning Letter	\$80.00	\$160.00	\$320.00	\$640.00	\$1,280.00

**Table 13.08.110B Administrative Fines for Drought Alert**

Meter Size	Observance	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation	5 <sup>th</sup> Violation & More
1" and Less	Warning Letter	\$25.00	\$50.00	\$100.00	\$200.00	\$400.00
>1" and <3"	Warning Letter	\$50.00	\$100.00	\$200.00	\$400.00	\$800.00
3" and Greater	Warning Letter	\$100.00	\$200.00	\$400.00	\$800.00	\$1,600.00

C. Continued non-compliance with this chapter could escalate to include the issuance of a misdemeanor citation and, upon conviction thereof, punishment by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for a term of not

more than six months, or by any combination of such fine and imprisonment.

**Section 13.08.120 Appeals for Reconsideration**

- A. Any owner, occupant, or responsible party affected by any decision, action or determination, including any enforcement action taken by the City, interpreting or implementing the provisions of this chapter, may file an appeal. All appeals for reconsideration shall be written requests filed with the Director or designee within ten days of such action, setting forth in detail the facts supporting the request for appeal.
- B. The decision of the Director or designee shall be rendered within 10 days after the date of the hearing of the appeal. Such decision shall be deemed to be the final administrative action on such appeal.

**SECTION 2: NON-INFRINGEMENTS OF RIGHTS.** The City Council of the City of North Las Vegas has been informed by its City Attorney as to the constitutionality of this ordinance and based upon such information is adopting this Ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges, or immunities secured by the laws providing for equal rights of citizens or persons.

**SECTION 3: SEVERABILITY.** If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall in no way affect the validity and enforceability of the remaining provisions of this Ordinance.

**SECTION 4: EFFECTIVE DATE.** This Ordinance shall become effective October 1, 2003, after its passage by the City Council of the City of North Las Vegas and, after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

**SECTION 5: PUBLICATION.** The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Councilmen voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

PASSED AND ADOPTED THIS 17<sup>TH</sup> DAY OF SEPTEMBER, 2003.

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

NAYS: None

ABSENT: None

ABSTAIN: None

APPROVED:

/s/ Michael L. Montandon  
MICHAEL L. MONTANDON, MAYOR

ATTEST:

/s/ Eileen M. Sevigny  
EILEEN M. SEVIGNY, CITY CLERK