

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

December 17, 2003

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	Community Development Director Jacque Hinchman
Assistant City Manager Dan Tarwater	Public Works Director Jim Bell
City Attorney Sean McGowan	Fire Chief Jim Stubler
City Clerk Eileen M. Sevigny	Detention Center Chief Ken Ellingson
Human Resources Director Vince Zamora	Assistant Police Chief Joe Forti
Finance Director Phil Stoeckinger	Assistant to the City Manager Brenda Johnson
Acting Development Services Director Steve Baxter	Assistant City Clerk Karen L. Storms
Strategic Planning Director Eric Dabney	Sr. Deputy City Clerk Jo Ann Lawrence
Parks & Recreation Director Michael Henley	Deputy City Clerk Julie A. Shields

**WELCOME**

Mayor Michael L. Montandon

**VERIFICATION**

Karen L. Storms, CMC  
Assistant City Clerk

**INVOCATION**

Pastor Rose Haag  
Flaming Sword International Ministries

**PLEDGE OF ALLEGIANCE**

Councilman Robert L. Eliason

**AGENDA**

**1. APPROVAL OF THE REGULAR NORTH LAS VEGAS CITY COUNCIL MEETING AGENDA OF DECEMBER 17, 2003.**

ACTION: APPROVED AS AMENDED; ITEM NOS. 2, 3, AND 4 WITHDRAWN WITHOUT PREJUDICE. ITEM NOS. 5 AND 6 CONTINUED TO JANUARY 21, 2004; ITEM NOS. 17 AND 18 SET PUBLIC HEARING FOR JANUARY 21, 2004.

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**CONSENT AGENDA**

**9. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF OCTOBER 15, 2003.**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**10. APPROVAL OF SPECIAL JOINT MEETING OF THE NORTH LAS VEGAS CITY COUNCIL AND PARKS AND RECREATION ADVISORY BOARD MINUTES OF NOVEMBER 4, 2003.**

ACTION: APPROVED

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

**11. APPROVAL OF SPECIAL CITY COUNCIL STUDY SESSION MINUTES OF NOVEMBER 5, 2003.**

ACTION: APPROVED

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

**12. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 5, 2003.**

ACTION: APPROVED

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

**13. APPROVAL OF A WAIVER OF THE HOUSING AUTHORITY OF THE CITY OF NORTH LAS VEGAS REQUIREMENT TO MAKE A PAYMENT IN LIEU OF TAXES FOR THE FISCAL YEAR ENDING JUNE 30, 2003 IN THE AMOUNT OF \$11,547.**

ACTION: APPROVED

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

**14. APPROVAL TO ACCEPT THE AWARD OF ADDITIONAL FUNDING PROVIDED THROUGH THE DEPARTMENT OF JUSTICE - OFFICE OF DOMESTIC PREPAREDNESS PHASE I GRANT IN THE AMOUNT OF \$27,064.88 TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT FOR THE NORTH LAS VEGAS DETENTION/CORRECTIONS DEPARTMENT. (CNLV CONTRACT NO. C-5492)**

ACTION: APPROVED

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

**15. APPROVAL OF SPECIAL IMPROVEMENT DISTRICT NO. 54 (CIVIC CENTER DRIVE) APPORTIONMENT REPORT.**

ACTION: APPROVED

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

**16. APPROVAL OF SPECIAL IMPROVEMENT DISTRICT NO. 60 (ALIANTE) APPORTIONMENT REPORT NO. 19.**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**17. APPEAL, SUBMITTED BY BILL CURRAN ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY AMP-52-03 (COMMERCE AND CENTENNIAL); AN APPLICATION SUBMITTED BY LAND BARON INVESTMENTS ON BEHALF OF MARILYN REDD TRUST, JANETTE BUNCH TRUSTEE, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF LDR LOW DENSITY RESIDENTIAL TO COMMUNITY COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF COMMERCE STREET AND CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 18, ZN-74-03)**

ACTION: PUBLIC HEARING SET FOR JANUARY 21, 2004

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

**18. APPEAL, SUBMITTED BY BILL CURRAN ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-74-03 (COMMERCE AND CENTENNIAL); AN APPLICATION SUBMITTED BY LAND BARON INVESTMENTS ON BEHALF OF MARILYN REDD TRUST, JANETTE BUNCH TRUSTEE, PROPERTY OWNER, FOR RECLASSIFICATION OF**

**PROPERTY FROM AN R-E RANCH ESTATES RESIDENTIAL DISTRICT TO A C-2 GENERAL COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF COMMERCE STREET AND CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 17, AMP-52-03)**

ACTION: PUBLIC HEARING SET FOR JANUARY 21, 2004

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

19. **AMP-61-03 (GRAND TETON/VALLEY); AN APPLICATION SUBMITTED BY PARDEE HOMES OF NEVADA, 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 SOUTHEAST CORNER OF SAN MATEO STREET AND HORSE DRIVE. (SET PUBLIC HEARING FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 20, AMP-62-03 AND ITEM NO. 44, ORDINANCE NO. 1920, ZN-108-02)**

ACTION: PUBLIC HEARING SET FOR JANUARY 7, 2004

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

20. **AMP-62-03 (GRAND TETON/VALLEY); AN APPLICATION SUBMITTED BY PARDEE HOMES OF NEVADA, PROPERTY OWNER, FOR AN AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE RACEL STREET BETWEEN SAN MATEO STREET AND AVIARY WAY. (SET PUBLIC HEARING FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 19, AMP-61-03 AND ITEM NO. 44, ORDINANCE NO. 1920, ZN-108-02)**

ACTION: PUBLIC HEARING SET FOR JANUARY 7, 2004

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

21. **APPEAL, SUBMITTED BY ROBERT J. GRONAUER OF KUMMER KAEMPFER BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-19-03 (PT CORP.); AN APPLICATION SUBMITTED BY PT CORPORATION, PROPERTY OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN R-E RANCH ESTATES DISTRICT TO A C-1 NEIGHBORHOOD COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAWRENCE STREET AND CENTENNIAL PARKWAY. (SET PUBLIC HEARING FOR JANUARY 7, 2004)**

ACTION: PUBLIC HEARING SET FOR JANUARY 7, 2004

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

### **BUSINESS**

22. **APPROVAL OF THE CONTRACT WITH MARVIN LEAVITT TO PROVIDE GOVERNMENTAL TAXATION, FINANCE, INSURANCE AND REDEVELOPMENT CONSULTING SERVICES, AS WELL AS REPRESENTATION OR SUPPORT FOR THE CONSORTIUM AS PART OF THE NEVADA URBAN GOVERNMENT CONSORTIUM IN THE AMOUNT OF \$38,500 FOR THE PERIOD JANUARY 1, 2004 THROUGH JUNE 30, 2005. (CNLV CONTRACT NO. C-5073)**

Mayor Montandon confirmed with Finance Director Phil Stoeckinger that Mr. Leavitt had been under contract with the City for a period of two years.

ACTION: APPROVED

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

**23. ACCEPTANCE OF THE AUDIT REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2003.**

Thomas Donahue of Piercy, Bowler, Taylor and Kern, reported the City received an Unqualified Opinion, the highest opinion rendered, on its financial statements for the current audit year findings.

As required by State statute, Mr. Donahue summarized the reported audit findings and stated the City's compliance and internal control for financial reporting was found on Page 195 of the City's Comprehensive Annual Financial Report (CAFR). There were instances of non-compliance required to be reported under governmental auditing standards, described in the Schedule of Findings and Question Costs as Items 03-03 through 03-09, Page 204 of the City's CAFR. Tests revealed certain matters regarding internal control over financial reporting and its operations were described in detail in the Schedule of Findings and Question Costs as Items 03-01 and 03-02, Page 202 of the City's CAFR. It was also noted Item 03-01 was considered to be a material weakness which was defined as a condition where an operation of internal control components did not reduce the risk in relation to the City's basic financial statements. Material weakness of a design or operation may occur or not be detected in a timely manner by employees in the normal course of performing their assigned functions.

Mayor Montandon affirmed with Finance Director Stoeckinger the weaknesses identified in the CAFR would be resolved.

ACTION: ACCEPTED

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

**24. APPROVAL OF THE 2004-2009 CAPITAL IMPROVEMENT PLAN IN THE AMOUNT OF \$486,100,250 OVER THE NEXT FIVE YEARS.**

City Manager Gregory Rose presented an overview of the Proposed 2004-2009 Capital Improvement Program (CIP) which was initially presented to Council on November 19, 2003. City Manager Rose stated many of the capital items would originate from the 2004-2005 Annual Operating Budget and the CIP had been developed based upon current financial conditions and future projections.

The total amount of the CIP over the next five years was \$486,100,250. The amount of funding allocated to Public Safety was \$35.6M, to Parks and Recreation was \$128.1M and to Transportation was \$178.1M.

Funding sources, in most cases, were restricted to the CIP. The largest source was the Regional Transportation Commission for \$129.6M.

City Manager Rose reviewed the major components of the CIP:

**Community Development (\$3,890,000)**

- Neighborhood Beautification and Improvement (\$1.2M)
- Redevelopment Area Property Acquisition Program (\$2.1M)
- Commercial Rehabilitation and City Entryway Program (\$600K)
- Projects Funded by Redevelopment Funds and Grants

**Building Maintenance (\$2.2M)**

- City Hall Campus Remodel Program (\$1.8M)
  - City Hall Renovations
  - Municipal Court Building Remodel
  - Community Development Building Remodel
  - Re-Roofing Projects
- Other Projects (\$400K) included Air Duct Replacement at Police Department
- Mostly Funded by General Fund

**Flood Control Highlights (\$75.2M)**

- Centennial Parkway Channel East (\$13.3 M)
- Upper Las Vegas Wash, Phase I/Craig Road to Centennial Parkway (\$32.4M)
- Gowan Outfall - Lone Mountain System (\$18.3M)
- Other Improvements - (\$11.2M)
- Funded by Clark County Regional Flood Control District

**Sewer Utility Highlights (\$33.8M)**

- Water Reclamation Facility (\$24.0M)
  - Funded by General Obligation/Revenue Bonds
- Sewer Rehabilitation Projects (\$4.3M)
- Sewer Oversizing (\$1.5M)
- Other Projects (\$4.0M)
- Projects and Debt Service Funded through Sewer Rates

**Water Utility Highlights (\$22.8M)**

- Automated Meter Reading Program (\$10.0M)
- Reservoirs and Reservoir Improvements (\$7.1M)
- Waterline Oversizing (\$2.0M)
- Decatur Pumping Station (\$1.9M)
- Other Improvements (\$1.8M)
- Projects Funded by Water Rates

**Transportation Highlights (\$178.1M)**

- Ann Road-Decatur Boulevard to Camino Al Norte (\$11.3M)
- Craig Road Grade Separation, Phase III (\$32.3M)
- I-15/Lamb Boulevard Interchange (\$10.1M)
- Lamb Boulevard/I-15 to Northern Beltway (\$15.8M)
- North Fifth Street Super Arterial, Phase I; Las Vegas Boulevard to Carey Avenue (\$34.1M)
- Losee Road/Alexander Road to Northern Beltway (\$17.6M)
- Simmons Street/Carey Avenue to Lone Mountain Road (\$14.8M)
- Simmons Street/Lone Mountain Road to Centennial Parkway (\$9.2M)
- Light Rail Study (\$250K)
- Major Street Rehabilitation Program (\$13.0M)
  - Funded by Street, Fire and Parks Override Fund

**Parks and Recreation (\$128.2M)**

- Projects Funded by Street, Fire and Parks Tax Override Fund and Parks Construction Tax Funds
- Lower Las Vegas Wash Detention Basin Park (\$2.9M)

**Parks and Recreation (\$128.2M), Continued**

- Simmons-Gowan Park (\$2.8M)
- Neighborhood Park #2 (\$3.2M)
- Hartke Park Improvement (\$1.0M)
- Petitti Park/Pool Improvements (\$1.4M)
- Civic Center Drive Landscaping (\$1.0M)
- Cheyenne Peaking Basin Park (\$5.0M)
- Multi-Generational Recreation Center (\$10.1M) will be changed to Senior Center
- Propose Medium-Term General Obligation Bonds for Major Facilities (Ten-Year Bonds)

**Other Park Improvements**

Tonopah Park	Cheyenne Ridge
Monte Vista Park	Hebert Park
Cheyenne Sports Complex	Eldorado Park
City View Park	Joe Kneip Park
Seastrand Park	College Park
Neighborhood Center Remodel	Windsor Park
Boris Terrace Park	Walker Pool/Park

- Round Four (\$44.8M): Approved Bureau of Land Management (BLM) Funded Projects:
  - Craig Ranch Golf Course Acquisition (\$38.0M)
  - Las Vegas Wash Trails Phase II (\$2.5M)
  - Kiel Ranch Historic Park (\$2.4M), deferred to Las Vegas Valley Water District

**Public Safety Highlights (\$35.6M)**

- Completion of Justice Facility and Washburn Community Police Facility (\$10.0M)
- City Dispatch Communications Rehabilitation (\$540K)
- Offsite Police Precinct (\$7.3M Funded by Developer Contributions). Staff will ask the successful bidder in the next take down of 7500 acres to absorb the cost of this facility, pending Council approval. The City would have the responsibility for operations and staffing.

**Public Safety Highlights (\$35.6M), continued**

- Police Headquarters Land Acquisition and Design (\$5.4M) - An additional funding source was required and was identified in year five. The challenge was with the consolidated tax. If the City were successful in movement of this issue, this would result in expediting this project.
- Operations and Maintenance on Proposed Facilities Not Factored into General Fund Forecast
- Fire Station 57 (\$3.8M)
- Fire Station 52 Training Facility (\$1.0M)
- Fire Station 53 Relocation (\$3.4M)
- Fire Station 51 Land and Administration Relocation (\$1.0M)
- Equipment Replacement (\$2.5M)
- Major Fire Projects Financed by Medium-Term General Obligation Bonds
- Fire Department Improvements Funded by Tax Override Fund and Special Revenues

**Library District (\$6.3M)**

- Aliante Library (\$5.5M) Proposed Medium-Term Bond. The Board of Trustees identified this project as the highest priority.
- Alexander Library Scheduled in "Out" Years

**Summary of Changes**

- Final CIP remained as Proposed (\$486.1M)
- Changes to CIP
  - General Obligation Bonds Increased by \$10.0M
  - Grants Decreased by \$9,788,000
  - Regional Transportation Commission Decreased by \$212,000
  - Will attempt to Relocate Kiel Ranch
  - Add language to the Executive Summary and reflect as Council's high priority to construct a new police headquarters.

City Manager Rose proposed Council adopt the 2004-2009 Capital Improvement Program with the noted changes. City Manager Rose confirmed with Councilwoman Smith the proposal included the change for the Senior Center.

ACTION: APPROVED AS AMENDED; GENERAL OBLIGATION BONDS INCREASED BY \$10.0 M; GRANTS DECREASED BY \$9,788,000; RTC DECREASED BY \$212,000; AN ATTEMPT WILL BE MADE TO RELOCATE KIEL RANCH; ADD LANGUAGE TO THE EXECUTIVE SUMMARY THAT INDICATES CONSTRUCTION OF NEW POLICE HEADQUARTERS AS A HIGH PRIORITY; CHANGE MULTI-GENERATIONAL RECREATION CENTER TO SENIOR CENTER

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

**25. APPROVAL OF INTERLOCAL AGREEMENT CONCERNING NRS 354.59815 AD VALOREM TAX LEVY WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA, CLARK COUNTY, CITY OF LAS VEGAS, CITY OF NORTH LAS VEGAS, CITY OF HENDERSON, CITY OF BOULDER CITY, CITY OF MESQUITE (THE INCORPORATED CITIES), AND THE UNINCORPORATED TOWNS OF BUNKERVILLE, LAUGHLIN, MOAPA VALLEY, PARADISE, SEARCHLIGHT, SPRING VALLEY, SUNRISE MANOR, WHITNEY AND WINCHESTER, WHICH PROVIDES FOR THE METHODOLOGY TO DISTRIBUTE \$0.03 OF THE \$0.05 COUNTY AD VALOREM TAX LEVY TO FUND CAPITAL PROJECTS WITH THE REMAINING \$0.02 OF THE LEVY BEING DEDICATED TO CAPITAL PROJECTS DESIGNED TO ALLEVIATE CRITICAL TRANSPORTATION NEEDS WITHIN THE COUNTY. (CNLV CONTRACT NO. C-5314)**

ACTION: APPROVED

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

26. **APPROVAL OF INTERLOCAL CONTRACT WITH CLARK COUNTY, NEVADA FOR THE ADMINISTRATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS PROGRAM SERVICES FOR FY 2003/2005, TO BRING THE PREVIOUSLY APPROVED CDBG URBAN COUNTY PROGRAM (RESOLUTION NO. 2232) INTO FEDERAL COMPLIANCE, TO BE IN EFFECT UPON ITS APPROVAL AND SIGNATURE BY ALL PARTIES INVOLVED. (CNLV CONTRACT NO. C-5106)**

ACTION: APPROVED

MOTION: Councilman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

27. **APPROVAL OF AN AGREEMENT TO GRANT HOME INVESTMENT PARTNERSHIPS (HOME) AND/OR LOW INCOME HOUSING TRUST FUND (LIHTF) PROGRAM FUNDS TO FORE PROPERTY COMPANY IN THE AMOUNT OF \$500,000 (\$20,000 IN HOME FUNDS AND \$480,000 IN LIHTF FUNDS) FOR THE DEVELOPMENT OF GLENBROOK TERRACE APARTMENTS LOCATED AT THE SOUTHWEST CORNER OF MCCARRAN STREET AND ROME BOULEVARD. (CNLV CONTRACT NO. C-5564)**

Community Development Director Jacque Hinchman stated this was an application by Fore Property Company to build a low-income family housing development at McCarran Street and Rome Boulevard. Council previously approved the allocation of State funded bond cap monies for the development of these projects. The City needed to alleviate a condition of condensed low income housing, based upon Housing Urban Development (HUD) findings. A mandate was received by HUD directing affordable housing be provided throughout the community to be in compliance for Federal Funding.

Councilman Eliason inquired how the developer was selected and Director Hinchman responded Fore Property Company applied to the City for private the activity bond cap. She stated there were two developers, Fore Property Company and Pacific Cap. Pacific Cap was building a separate low income family housing project which was brought forward in October at the time of the private activity bond cap. Fore Property Company was the only one who applied for the bond cap.

Councilwoman Smith stated the last assessment of housing indicated the City provided 75% of the affordable housing in the Valley. Director Hinchman stated this percentage was based on the 1997 Urban Land Institute Study. Henderson and the City of Las Vegas had built considerable numbers of low-income housing during the past two years. Henderson had 350 units on-line, in addition to approximately 300 units completed. The City of Las Vegas completed Casa Del Sol and the Single Room Occupancy project. Other entities came forward and built more low-income housing projects. The issue North Las Vegas faced was although there was a predominant amount of low income housing, the majority was in the downtown area and had become substandard. A new product was needed to enable the City to acquire or demolish the substandard areas.

Councilwoman Smith asked through what process would the City acquire these areas and Director Hinchman stated the substandard buildings came under either a Building Department demolition because they became substandard and were unable to be acquired, or the City would negotiate with a willing seller in the redevelopment area. Councilwoman Smith asked how approving this item would change low income housing. Director Hinchman stated approval would provide another level of housing that was not substandard and gave citizens an opportunity to move out of sub-standard housing. Councilwoman Smith stated although the City may not have 75% of the affordable housing market, she assessed the City had 60% in the Valley. Her recollection when Council reviewed the bond cap was higher priorities were placed on job creation and senior housing. The lower priority was affordable housing because the City had exceeded its share and placing affordable housing as a priority was contrary to the direction the City was heading. Councilwoman Smith did not see additional affordable housing development as a need in the Community at this time.

Director Hinchman stated if the City did not allocate funding to the projects the City preferred, the State would allocate monies to low-income projects anywhere, which could affect the City and the City was currently in a position to direct where the money would be allocated.

City Manager Rose stated Councilwoman Smith was correct in stating North Las Vegas had the larger share of affordable housing in the Valley. He sought direction from Council on whether the City should continue to pursue affordable housing in North Las Vegas. This issue was divided into two sections; one segment was anyone could move into affordable housing and the other segment was age-restrictive, affordable housing.

Mayor Montandon stated providing support for this project was a better option than trying to provide affordable housing or a segregated system on all new developments.

Councilman Eliason asked Director Hinchman for what period of time would the City remain in compliance as a result of approving affordable housing through this action. Director

Hinchman stated the City needed to be vigilant in maintaining affordable housing stock, viable in rehabilitation and in development of new and affordable housing. She stated affordable housing was based on percentages of population and the percentage grew as the population increased.

Mayor Montandon added planning for affordable housing was a constant process. He stated if the City did not address this issue through proposed projects such as this, the City would address it through a global situation where they would advise every subdivision builder a specific percentage of housing would be planned for affordable housing.

Councilman Buck stated affordable housing did not mean the project would be sub-standard. The proposed builder produced high-end, excellent work which was where importance should be placed. Director Hinchman stated developers must meet all of the City's standards before the allocation was directed to them.

Councilwoman Smith suggested further discussion regarding this issue was needed if the Council's priorities regarding this issue were no longer in alignment with the City's needs. Director Hinchman stated she would create a proposal for the City Manager's review.

Mayor Pro Tempore Robinson stated he did not agree with Housing Urban Development's (HUD) assessment, but thought Council should accept this proposal. He wondered how it was possible other entities could match the affordable housing development ratios with North Las Vegas during the past two years, when the City had far and above the greatest number of affordable housing residences throughout the Valley.

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

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

2. **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-55-03, LAKE RIDGE APARTMENTS; AN APPLICATION SUBMITTED BY GSL PROPERTIES, INC., ON BEHALF OF CENTENNIAL PARKWAY-COMMERCE, LLC, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN LAND USE ELEMENT TO CHANGE THE CURRENT DESIGNATION OF RESORT**

**COMMERCIAL TO HDR, HIGH DENSITY RESIDENTIAL ON PROPERTY  
GENERALLY LOCATED SOUTH OF CAREY AVENUE APPROXIMATELY 712  
FEET WEST OF ALLEN LANE. (ASSOCIATED ITEM NO. 3, ZN-100-03 AND  
ITEM NO. 4, SPR-23-03)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

MOTION: Councilman Eliason

SECOND: Mayor Pro Tempore Robinson

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

NAYS: None

ABSTAIN: None

3. **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-100-03, LAKE RIDGE  
APARTMENTS; AN APPLICATION SUBMITTED BY GSL PROPERTIES, INC.,  
ON BEHALF OF CENTENNIAL PARKWAY-COMMERCE, LLC, PROPERTY  
OWNER, FOR RECLASSIFICATION OF PROPERTY FROM AN M-2 GENERAL  
INDUSTRIAL DISTRICT TO AN R-4 HIGH DENSITY RESIDENTIAL DISTRICT ON  
PROPERTY GENERALLY LOCATED SOUTH OF CAREY AVENUE  
APPROXIMATELY 712 FEET WEST OF ALLEN LANE. (ASSOCIATED ITEM NO.  
2, AMP-55-03 AND ITEM NO. 4, SPR-23-03)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

4. **APPEAL, SUBMITTED BY ROBERT GRONAUER OF KUMMER KAEMPFER  
BONNER & RENSHAW ON BEHALF OF THE APPLICANT, OF THE DECISION  
OF THE PLANNING COMMISSION TO DENY SPR-23-03, LAKE RIDGE  
APARTMENTS; AN APPLICATION SUBMITTED BY GSL PROPERTIES, INC. ON  
BEHALF OF CENTENNIAL PARKWAY-COMMERCE, LLC, PROPERTY OWNER,**

**FOR A SITE PLAN REVIEW IN AN M-2, GENERAL INDUSTRIAL DISTRICT, PROPOSED R-4 HIGH DENSITY RESIDENTIAL DISTRICT FOR A 384 UNIT APARTMENT COMPLEX ON PROPERTY GENERALLY LOCATED SOUTH OF CAREY AVENUE APPROXIMATELY 712 FEET WEST OF ALLEN LANE. (ASSOCIATED ITEM NO. 2, AMP-55-03 AND ITEM NO. 3, ZN-100-03)**

ACTION: WITHDRAWN WITHOUT PREJUDICE

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

5. **AMP-56-03, LAMB & TROPICAL; AN APPLICATION, SUBMITTED BY UNLIMITED HOLDINGS ON BEHALF OF LORENE M. JIMMERSON REVOCABLE TRUST, JAMES JIMMERSON, TRUSTEE, PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF INDUSTRIAL AND BUSINESS, RESEARCH, OR DEVELOPMENT PARK TO REGIONAL COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAMB BOULEVARD AND AZURE AVENUE. (ASSOCIATED ITEM NO. 6, ZN-101-03)**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO JANUARY 21, 2004

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

6. **APPEAL, SUBMITTED BY GEORGE GARCIA ON BEHALF OF THE APPLICANT, OF THE DECISION OF THE PLANNING COMMISSION TO DENY ZN-101-03, LAMB & TROPICAL; AN APPLICATION SUBMITTED BY GEORGE GARCIA, REPRESENTING UNLIMITED HOLDINGS ON BEHALF OF LORENE M. JIMMERSON REVOCABLE TRUST, JAMES JIMMERSON, TRUSTEE,**

**PROPERTY OWNER, TO CHANGE THE CURRENT ZONING FROM M-2, GENERAL INDUSTRIAL TO C-2, GENERAL COMMERCIAL ON PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF LAMB BOULEVARD AND AZURE AVENUE. (ASSOCIATED ITEM NO. 5, AMP-56-03)**

Mayor Montandon opened the Public Hearing.

ACTION: CONTINUED TO JANUARY 21, 2004

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

7. **AMP-58-03, 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 MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE A PORTION OF SAN MIGUEL AVENUE COMMENCING AT MARTIN LUTHER KING BOULEVARD AND PROCEEDING EAST APPROXIMATELY 1,175 FEET. (ASSOCIATED ITEM NO. 45, ORDINANCE NO. 1911, ZN-103-03 AND ITEM NO. 46, ORDINANCE NO. 1912, ZN-104-03)**

Mayor Montandon opened the Public Hearing.

Acting Development Services Director Baxter stated this was a request to delete an alignment Staff determined was not necessary because it did not provide continuity, but allowed the developer more flexibility in design. Staff and the Planning Commission recommended approval.

Mayor Montandon closed the Public Hearing.

ACTION: APPROVED

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

8. **AMP-60-03, TROPICAL & LAWRENCE; AN APPLICATION SUBMITTED BY CENTEX HOMES ON BEHALF OF AMERICAN CARE GROUP, INC., PROPERTY OWNER, FOR AN AMENDMENT TO THE COMPREHENSIVE PLAN, LAND USE ELEMENT, TO CHANGE THE CURRENT DESIGNATION OF OS, OPEN SPACE TO LDR, LOW DENSITY RESIDENTIAL ON PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF EL CAMPO GRANDE AVENUE AND LAWRENCE STREET. (ASSOCIATED ITEM NO. 47, ORDINANCE NO. 1913, ZN-107-03)**

Acting Development Services Director Steve Baxter stated the purpose of the application was to provide an R-1 development of 92 lots at this location. The Planning Commission recommended approval.

**Kathryn Grider, Orion, Incorporated, 3068 East Sunset Road, Suite 9, Las Vegas,** stated a letter was submitted requesting this application be held indefinitely.

Councilwoman Smith referred to the site map and inquired about the status of a specific parcel of land in the vicinity of Losee Road. She questioned whether Orion, Incorporated was attempting to purchase this property. Ms. Grider responded she did not know whether they were attempting to acquire the property, but indicated there were issues that needed to be addressed.

Mayor Montandon advised an indefinite continuance could not be granted, but an extension could be given.

ACTION: CONTINUED TO FEBRUARY 18, 2004

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

47. **ORDINANCE NO. 1913; 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 21.87 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, ZN-107-03, TROPICAL & LAWRENCE, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND EL CAMPO GRANDE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 8, AMP-60-03)**

Ordinance No. 1913 as introduced by the City Manager:

ORDINANCE NO. 1913; 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 21.87 ACRES THEREIN FROM R-E, RANCH ESTATES DISTRICT TO R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT, ZN-107-03, TROPICAL & LAWRENCE, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF LAWRENCE STREET AND EL CAMPO GRANDE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: CONTINUED TO FEBRUARY 18, 2004

MOTION: Mayor Montandon

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**BUSINESS, (CONTINUED)**

28. **APPROVAL TO AMEND THE 2003-2004 STAFFING PATTERN TO RECLASSIFY ONE HUMAN RESOURCES SPECIALIST (APT 20) TO ONE HUMAN RESOURCES INFORMATION SYSTEM/CUSTOMER SERVICE ADMINISTRATOR POSITION (APT 24).**

ACTION: APPROVED

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

**29. APPROVAL TO RENEW THE CONTRACT WITH MIDWEST EMPLOYERS CASUALTY COMPANY FOR SPECIFIC EXCESS WORKERS' COMPENSATION INSURANCE (STOP LOSS INSURANCE) IN THE AMOUNT OF \$83,059 FOR THE PERIOD JANUARY 1, 2004 THROUGH DECEMBER 31, 2004. (CNLV CONTRACT NO. C-5271)**

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

**30. APPROVAL TO RENEW THE CONTRACT FOR EMPLOYEE LIFE INSURANCE WITH AETNA LIFE INSURANCE COMPANY IN THE AMOUNT OF \$66,175 WHICH INCLUDES A \$6,302 PREMIUM INCREASE FOR FY 2004/2005. (CNLV CONTRACT NO. C-2445)**

ACTION: APPROVED

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

**31. APPROVAL TO ISSUE A PURCHASE ORDER TO FACILITEC IN AN AMOUNT NOT TO EXCEED \$200,000, USING A CLARK COUNTY BID PER NRS 332.195, FOR THE PURCHASE OF MODULAR OFFICE FURNITURE AND ACCESSORIES FOR THE NEW POLICE DEPARTMENT FACILITY LOCATED AT WASHBURN ROAD AND ALLEN LANE.**

Councilwoman Smith confirmed this purchase order was included in the budget.

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

**32. APPROVAL TO NAME THE REGIONAL PARK MODEL AIRPLANE FLYING FIELD LOCATED IN THE 160 ACRE REGIONAL PARK OF THE CITY OF NORTH LAS VEGAS FOR WILLIE C. MCCOOL AND TO ERECT A CONCRETE PARK SIGN AT A COST OF \$1,100 HONORING WILLIE C. MCCOOL AND THE OTHER SIX ASTRONAUTS WHO WERE ON BOARD THE COLUMBIA SPACE SHUTTLE.**

Mayor Montandon asked the entire park, rather than a section of the park, be renamed Willie C. McCool Regional Park. Councilman Buck suggested a ceremony be held to include Willie C. McCool's parents and Mayor Montandon agreed.

Willie McCool's father expressed his appreciation to Council. He requested he be able to provide input on the sign's design and Mayor Montandon referred him to Recreation Manager Jim Stritchko.

**Chuck McBride, a member of Prop Nuts**, expressed his appreciation to the Council for renaming the park.

ACTION: APPROVED AS AMENDED; ENTIRE PARK TO BE RENAMED WILLIE C. MCCOOL REGIONAL PARK

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

**33. DISCUSSION AND/OR ACTION REGARDING THE DESIGN OF THE LOWER LAS VEGAS WASH PARK IN AN AMOUNT NOT TO EXCEED \$4.4 MILLION (\$2.9 MILLION FROM PARK DISTRICT III FUNDS AND \$1.5 MILLION FROM BLM TO CONSTRUCT A TRAIL HEAD).**

Recreation Manager Jim Stritchko presented the proposed design of the Lower Las Vegas Wash and reviewed the amenities. Approximately four to five years ago, this park was reserved for a soccer complex and approximately one year ago, Parks and Recreation Staff had considered including baseball fields in the design plans. Recent flooding throughout the City created a need to reconsider the plans for detention basin projects. Parks and Recreation Staff planned to use soccer fields in large, lit, open spaces and incorporate a skateboard park on a concrete pad. Two areas for skateboarding were designated; one area was for more experienced skateboarders and the other was for beginners or less experienced skateboarders.

Recreation Manager Stritchko proposed a circuitous path of decomposed granite, with shade shelters. The upper tier of the park would provide a parking area, restrooms and an additional concrete pad for a possible future track break. Staff recommended the City move forward with this design to construct the Lower Las Vegas Wash.

Mayor Montandon conveyed discussions had been held regarding the park and Staff's concern for sediment and damage during flooding. Mayor Montandon and several Council members discussed the possibility of a multi-use area, to include a baseball field that could also be used as a soccer field, located in the northwest area.

Recreation Manager Stritchko stated a ball field could be designed with portable fencing that could be sleeved into the ground for Little League and baseball and then be removed for soccer. Mayor Montandon requested the final design be brought before Council either in a work session or to a regularly scheduled meeting.

Councilman Buck requested Recreation Manager Stritchko meet with the following: 1) Little League Officials to determine their needs; 2) Clark County Parks and Recreation Staff to review their recommendations based on prior design experience; and 3) Skateboarders to receive their input to insure the skate park would be used.

Councilwoman Smith requested a compromise be achieved for use between the areas designated as soccer and baseball fields and to insure proper maintenance. Recreation Manager Stritchko stated the design of removable home-run fences would address those issues.

ACTION: APPROVED AS AMENDED; MODIFY THE NORTHWEST CORNER OF THE LOWER LAS VEGAS WASH PARK FOR MULTI USE, TO INCLUDE PROVISIONS FOR SOCCER AND BASEBALL ACTIVITIES; STAFF TO CONSULT WITH LITTLE LEAGUE OFFICIALS FOR RECOMMENDATIONS ON BASEBALL FIELD DESIGN; STAFF TO SUBMIT FINAL PLAN DESIGN TO COUNCIL

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

**34. APPROVAL TO AWARD THE CONSTRUCTION CONTRACT FOR THE SIMMONS STREET CHANNEL PROJECT, BID NO. 1150 IN THE AMOUNT OF \$4,488,888 TO FREHNER CONSTRUCTION, INC. (CNLV CONTRACT NO. C-5565)**

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

**35. APPROVAL OF INTERLOCAL CONTRACT, NLV.10.E.03, WITH THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,898,000 FOR CONSTRUCTION, CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE "A" CHANNEL THREE BRIDGES PROJECT TO BE COMPLETED BY DECEMBER 31, 2005. (CNLV CONTRACT NO. C-5566)**

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 INTERLOCAL CONTRACT, NLV.14.B.03, WITH THE CLARK COUNTY REGIONAL FLOOD CONTROL DISTRICT IN AN AMOUNT NOT TO EXCEED \$6,749,050 FOR CONSTRUCTION, CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE TRIBUTARY TO THE WESTERN TRIBUTARY AT ALEXANDER ROAD PROJECT TO BE COMPLETED BY DECEMBER 31, 2006. (CNLV CONTRACT NO. C-5567)**

ACTION: APPROVED

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

**37. APPROVAL OF INTERLOCAL CONTRACT NO. 422A WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA IN AN AMOUNT NOT TO EXCEED \$7,228,000 FOR THE ANN ROAD IMPROVEMENT PROJECT, DECATUR BOULEVARD TO CAMINO AL NORTE WHICH CHANGES THE SCOPE OF WORK TO INCLUDE ONE MILE OF HALF STREET IMPROVEMENTS ON DECATUR BOULEVARD, VALLEY DRIVE, ALLEN LANE, SIMMONS STREET, AND CLAYTON STREET JUST NORTH AND SOUTH OF ANN ROAD. (CNLV CONTRACT NO. C-5196)**

ACTION: APPROVED

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

38. **APPROVAL OF INTERLOCAL CONTRACT NO. 441 WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA (RTC) WHICH PROVIDES FOR REQUIRED LOCAL MATCHING FUNDS FROM RTC IN THE AMOUNT OF \$384,000, TO BRING THE TOTAL PROJECT BUDGET TO \$2,857,012, FOR THE ARTERIAL INCIDENT AND EVENT MANAGEMENT SYSTEM PROJECT FOR PRELIMINARY ENGINEERING, FINAL DESIGN, RIGHT-OF-WAY ACQUISITIONS, CONSTRUCTION, AND CONSTRUCTION MANAGEMENT. (CNLV CONTRACT NO. C-5568)**

ACTION: APPROVED

MOTION: Mayor Pro Tempore Robinson

SECOND: Councilman Buck

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

NAYS: None

ABSTAIN: None

Mayor Montandon stated approval of Interlocal Contract No. 441 with the Regional Transportation Commission (RTC) brought the City up to most national standards for lit, information billboards along I-15.

39. **APPROVAL OF INTERLOCAL CONTRACT NO. 445 WITH THE REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA, CLARK COUNTY AND THE CITIES OF LAS VEGAS, NORTH LAS VEGAS, AND HENDERSON IN AN AMOUNT NOT TO EXCEED \$500,000 FOR OFFSITE IMPROVEMENTS ADJACENT TO REGIONAL FLOOD CONTROL DISTRICT DETENTION BASIN PROJECTS FOR FY 2003/2004. (CNLV CONTRACT NO. C-5569)**

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

## ORDINANCES

### INTRODUCTION ONLY

40. **ORDINANCE NO. 1840; AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCES 1167 AND 1171, SECTIONS 16.04.090 BEING "POWERS AND DUTIES OF CITY PLANNING COMMISSION," 16.04.100 BEING "POWERS AND DUTIES OF THE CITY ENGINEER," AND 16.16.160 BEING "PLANNING COMMISSION APPROVAL AND ACCEPTANCE" OF TITLE 16 OF THE NORTH LAS VEGAS MUNICIPAL CODE, CLARIFYING THE CHAPTER AND ALLOWING THE DIRECTOR OF DEVELOPMENT SERVICES TO APPROVE SUBDIVISION FINAL MAPS WHICH CONFORM TO THE APPROVED TENTATIVE MAP WITHOUT FURTHER ACTION BY THE PLANNING COMMISSION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004)**

Ordinance No. 1840 as introduced by the Assistant City Clerk:

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS AMENDING ORDINANCES 1167 AND 1171, SECTIONS 16.04.090 BEING "POWERS AND DUTIES OF CITY PLANNING COMMISSION ," 16.04.100 BEING "POWERS AND DUTIES OF THE CITY ENGINEER," AND 16.16.160 BEING "PLANNING COMMISSION APPROVAL AND ACCEPTANCE" OF TITLE 16 OF THE NORTH LAS VEGAS MUNICIPAL CODE, CLARIFYING THE CHAPTER AND ALLOWING THE DIRECTOR OF DEVELOPMENT SERVICES TO APPROVE SUBDIVISION FINAL MAPS WHICH CONFORM TO THE APPROVED TENTATIVE MAP WITHOUT FURTHER ACTION BY THE PLANNING COMMISSION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR JANUARY 7, 2004

41. **ORDINANCE NO. 1917; 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR**

**PROPERTY LOCATED IN THE FAMILY VILLAGE AREA OF ALIANTE, ZN-112-03, NORTH VALLEY ENTERPRISES LLC, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004)**

Ordinance No. 1917 as introduced by the Assistant 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY LOCATED IN THE FAMILY VILLAGE AREA OF ALIANTE, ZN-112-03, NORTH VALLEY ENTERPRISES LLC, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR JANUARY 7, 2004

42. **ORDINANCE NO. 1918; 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 81.77 ACRES THEREIN FROM R-1 SINGLE FAMILY RESIDENTIAL TO PSP, PUBLIC/SEMI-PUBLIC, ZN-111-03, CCSN-CHEYENNE CAMPUS, FOR PROPERTY GENERALLY LOCATED AT 3200 EAST CHEYENNE AVENUE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004)**

Ordinance No. 1918 as introduced by the Assistant 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 81.77 ACRES THEREIN FROM R-1 SINGLE FAMILY

RESIDENTIAL TO PSP, PUBLIC/SEMI-PUBLIC,  
ZN-111-03, CCSN-CHEYENNE CAMPUS, FOR  
PROPERTY GENERALLY LOCATED AT 3200  
EAST CHEYENNE AVENUE AND PROVIDING  
FOR OTHER MATTERS PROPERLY  
RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR JANUARY 7, 2004

43. **ORDINANCE NO. 1919; 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 1.79± ACRES THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT DISTRICT, ZN-113-03, CAREFREE VILLAS, FOR PROPERTY LOCATED APPROXIMATELY 282 FEET SOUTH OF ALEXANDER ROAD AND NORTH OF MEXICO DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004)**

Ordinance No. 1919 as introduced by the Assistant 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 1.79± ACRES  
THEREIN FROM R-1, SINGLE-FAMILY RESIDENTIAL  
DISTRICT TO PUD, PLANNED UNIT DEVELOPMENT  
DISTRICT, ZN-113-03, CAREFREE VILLAS, FOR  
PROPERTY LOCATED APPROXIMATELY 282 FEET  
SOUTH OF ALEXANDER ROAD AND NORTH OF  
MEXICO DRIVE AND PROVIDING FOR OTHER  
MATTERS PROPERLY RELATING THERETO.

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR JANUARY 7, 2004

44. **ORDINANCE NO. 1920; 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 49.87**

**ACRES THEREIN FROM R-1 SINGLE FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT, ZN-108-03, GRAND TETON/VALLEY, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF SAN MATEO STREET AND HORSE DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 19, AMP-61-03 AND ITEM NO. 20, AMP-62-03)**

Ordinance No. 1920 as introduced by the Assistant City Clerk:

ORDINANCE NO. 1920; 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 49.87 ACRES THEREIN FROM R-1 SINGLE FAMILY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT, ZN-108-03, GRAND TETON/VALLEY, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF SAN MATEO STREET AND HORSE DRIVE AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (SET FINAL ACTION FOR JANUARY 7, 2004) (ASSOCIATED ITEM NO. 19, AMP-61-03 AND ITEM NO. 20, AMP-62-03)

ACTION: INTRODUCTION ONLY; FINAL ACTION SET FOR JANUARY 7, 2004

### **ORDINANCES**

#### **FINAL ACTION**

45. **ORDINANCE NO. 1911; 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 11.14± ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-P, PROFESSIONAL OFFICE COMMERCIAL DISTRICT, ZN-103-03, NORTHSTAR ESTATES, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND ALEXANDER ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 7, AMP-58-03 AND ITEM NO. 46, ORDINANCE NO. 1912, ZN-104-03)**

Ordinance No. 1911 as introduced by the City Manager:

ORDINANCE NO. 1911; 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 11.14± ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-P, PROFESSIONAL OFFICE COMMERCIAL DISTRICT, ZN-103-03, NORTHSTAR ESTATES, FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF MARTIN LUTHER KING BOULEVARD AND ALEXANDER ROAD 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

46. **ORDINANCE NO. 1912; 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 4.24± ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO A C-1, NEIGHBORHOOD COMMERCIAL DISTRICT, ZN-104-03, NORTHSTAR ESTATES, FOR PROPERTY LOCATED EAST OF MARTIN LUTHER KING BOULEVARD APPROXIMATELY 760 FEET SOUTH OF CRAIG ROAD AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 7, AMP-58-03 AND ITEM NO. 45, ORDINANCE NO. 1911, ZN-103-03)**

Ordinance No. 1912 as introduced by the City Manager:

ORDINANCE NO. 1912; 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 4.24± ACRES THEREIN FROM AN R-1, SINGLE-FAMILY RESIDENTIAL DISTRICT TO A

C-1, NEIGHBORHOOD COMMERCIAL DISTRICT, ZN-104-03, NORTHSTAR ESTATES, FOR PROPERTY LOCATED EAST OF MARTIN LUTHER KING BOULEVARD APPROXIMATELY 760 FEET SOUTH OF CRAIG ROAD 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

48. **ORDINANCE NO. 1914; 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY LOCATED IN ALIANTE, ZN-105-03, NORTH VALLEY ENTERPRISES, LLC, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 49, ORDINANCE NO. 1915, ZN-106-03)**

Ordinance No. 1914 as introduced by the City Manager:

ORDINANCE NO. 1914; 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY LOCATED IN ALIANTE, ZN-105-03, NORTH VALLEY ENTERPRISES, LLC, 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

**49. ORDINANCE NO. 1915; 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY LOCATED IN ALIANTE, ZN-106-03, NORTH VALLEY ENTERPRISES, LLC, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO. (ASSOCIATED ITEM NO. 48, ORDINANCE NO. 1914, ZN-105-03)**

Ordinance No. 1915 as introduced by the City Manager:

ORDINANCE NO. 1915; 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 A CERTAIN PROPERTY THEREIN FROM A MASTER PLANNED COMMUNITY DISTRICT TO A SINGLE-FAMILY RESIDENTIAL MASTER PLANNED COMMUNITY DISTRICT FOR PROPERTY LOCATED IN ALIANTE, ZN-106-03, NORTH VALLEY ENTERPRISES, LLC, 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

**APPOINTMENTS**

**50. APPOINTMENT OF ONE MEMBER TO THE LIBRARY DISTRICT BOARD OF TRUSTEES FOR A TERM ENDING JUNE 30, 2005 TO FILL THE POSITION VACATED BY LAURIE PORRITT NOVEMBER 13, 2003.**

ACTION: CONTINUED TO JANUARY 7, 2004

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

**51. APPOINTMENT BY COUNCILMAN BUCK OF ONE MEMBER TO THE CITIZENS ADVISORY COMMITTEE FOR A TERM ENDING JUNE 30, 2006 TO FILL THE POSITION VACATED BY CARLOS MORALES, JR. NOVEMBER 17, 2003.**

ACTION: JARED HARDY APPOINTED

MOTION: Councilman Buck

SECOND: Councilwoman Smith

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

NAYS: None

ABSTAIN: None

**COUNCIL ITEMS**

Councilman Buck requested City Clerk Eileen Sevigny and Acting Development Services Director Steve Baxter attend the regularly scheduled Council meeting to be held January 7, 2004.

Councilman Eliason requested Council revisit the yard sale ordinance. City Manager Gregory Rose recommended this issue be reviewed through a work session prior to being presented to Council.

**CITY MANAGER'S REPORT**

City Manager Rose acknowledged Acting Development Services Director Baxter for his contributions to the City throughout the past 12 years and expressed his appreciation for his service.

### **PUBLIC FORUM**

**Earnest Smith, 3133 Carroll Street, North Las Vegas,** conveyed his frustration to Council that no action had been taken during the past two years to address his complaints regarding noise that originated from Fort Cheyenne Casino.

Mayor Montandon stated he received frequent communication regarding this issue and although some action had been taken, this issue had not been resolved. He advised Mr. Smith, City Manager Rose and Police Chief Paresi would be notified to research this matter further.

Mr. Smith stated he and his family were awakened throughout the night. His children were unable to sleep because of the noise level, and lack of sleep adversely affected his children's education.

Mr. Smith filed police reports and police officers advised him they were unable to resolve this issue. Mr. Smith questioned why the ordinance was not enforced. City Attorney McGowan stated the police reports he received concluded the police were unable to ascertain the connection between the Fort Cheyenne Casino and noise at the Smith residence.

Mr. Smith advised club owners had been to his home, heard the noise and offered to make modifications to his home and purchase his property.

**Earnest A. Smith, 2315 East Brooks Avenue, North Las Vegas,** reiterated his son's (Earnest Smith) statements. He, too, could hear the music at his residence, which was four blocks away from his son's home.

Councilman Buck questioned whether the ordinance properly addressed the noise level issue. City Attorney McGowan stated a sound study was received from the business operator which refuted the noise could be connected to Fort Cheyenne Casino.

Councilwoman Smith stated it should be obvious to the lay person whether the noise could be heard. She suggested a show cause hearing be held for the business in question, at which time it would be stated until this issue was mitigated, they could no longer operate.

**Earnest A. Smith, 2315 East Brooks Avenue, North Las Vegas, (continued)**

Councilwoman Buck stated you could not hold someone accountable or enforce a law that was not in place. Mayor Montandon stated the ordinance needed to be reviewed.

**Jimmy Lee McVade, East 3028 Magnet Street, North Las Vegas**, conveyed his frustration regarding the noise coming from Fort Cheyenne Casino. He stated his children were also kept awake by the noise and requested Council take action.

**Amber Smith, 3133 Carroll Street, North Las Vegas**, stated the noise coming from Fort Cheyenne Casino was keeping her awake on Sunday nights which affected her education. Teachers told her if she was unable to remain awake in school, she would be given detentions and the school would investigate her home environment.

**Scott Payne, 3133 Carroll Street, North Las Vegas**, expressed he was unable to stay awake on Monday morning at school because of the noise level coming from Fort Cheyenne Casino on Sunday night.

**Haley Grady, 3133 Carroll Street, North Las Vegas**, conveyed she was having trouble sleeping because of the noise coming from the Fort Cheyenne Casino. Her reading teacher told her she needed to get more sleep.

**P. Theresa Brushfield, 3429 West Lone Mountain, North Las Vegas**, appeared on behalf of Arbor Gardens and requested the City issue a business license for a group care home facility for 10 disabled, elderly people and their caregivers. She contacted City Staff and was told a license could only be issued for a maximum of 10 people, which included caregivers. She stated this was in violation of Nevada Revised Statutes and a Supreme Court ruling and requested this matter be reviewed further.

Mayor Montandon referred this matter to City Attorney McGowan.

**Bob Borgersen, 4751 Possum Berry Lane, North Las Vegas**, thanked staff for the wonderful job they did during the past year. He agreed with Council the garage/yard sale ordinance needed to be reviewed as it did not allow residents to hold a garage sale in their yard. He stated the restrictions on posting signs violated freedom of speech.

## **ADJOURNMENT**

ACTION: THE MEETING ADJOURNED AT 7:24 P.M.

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

**APPROVED: January 21, 2004**

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

Attest:

/s/ Karen L. Storms  
Karen L. Storms, CMC  
Acting City Clerk