

**MEETING NOTICE AND AGENDA
CITY OF NORTH LAS VEGAS
REGULAR CITY COUNCIL**

September 2, 2009

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

WELCOME

The North Las Vegas City Council welcomes each of you to its City Council Meeting. If you wish to speak, please complete one of the blue cards which are located at the back of the room. Please give the card to the City Clerk. When the Mayor calls upon you to speak, we request that you limit your comments to no more than five minutes, and that you avoid repetition. **Please keep in mind the rules of decorum by addressing the Council as a whole and not individual members and limiting your comments to issues regarding City government.** As a courtesy to others, we ask that cellular phones and pagers be turned off during the meeting.

The North Las Vegas City Council Chamber is accessible to all persons. For reasonable accommodations to those with disability impairments, please contact the ADA Coordinator at (702) 633-1510 or TDD (800) 326-6868 at least seventy- two (72) hours in advance of the meeting. For general questions regarding this agenda, please contact the City Clerk's Office at (702) 633-1030.

All agenda items are action items except those listed for discussion only and Public Forum issues.

VERIFICATION

Verification the Agenda and Meeting Notice was properly posted on the bulletin board at City Hall, the bulletin board at the Public Safety Building, the bulletin board at the North Las Vegas Public Library, the Aliante Library, and the Alexander Library in compliance with N.R.S. 241, "The Open Meeting Law."

INVOCATION

L. Dean Leavitt
Planning Commissioner

PLEDGE OF ALLEGIANCE

Councilman Richard J. Cherchio

PUBLIC FORUM

This is the first of two portions of the meeting devoted to the Public. After completing and submitting a blue card, please come forward upon recognition by the Mayor and feel free to speak on any topic or item not listed on the agenda. Usually items received under this heading will be referred to the City Manager for action at a later date. Items listed on the agenda will be heard after introduction by the City Manager. In consideration of other citizens, we ask that you please limit your comments to five minutes and that repetition be avoided. The Mayor may, at his discretion, hold the cards until the second Public Forum at the end of the meeting.

PRESENTATION

Presentation recognizing Carie Torrence, City Attorney for her years of service.

AGENDA

1. Approval of the Regular City Council Meeting Agenda of September 2, 2009.

PUBLIC HEARING - 6:15 P.M.

2. [VAC-06-09 \(KAPEX\); an application submitted by Poggemeyer Design Group, Inc., on behalf of Kapex, LLC, property owner, to vacate 20 feet of a roadway easement for the extension of Grand Valley Parkway located 420 feet west of Chuck Lenzie Court.](#)

CONSENT AGENDA

3. [Approval of Special City Council Meeting Minutes of July 15, 2009.](#)
4. [Approval of Regular City Council Meeting Minutes of July 15, 2009.](#)
5. [Approval of Special City Council Meeting Minutes of August 5, 2009.](#)
6. [Approval of Regular City Council Meeting Minutes of August 5, 2009.](#)
7. [Approval of an application for a Day Nursery business license for Maria Elena Pantoja, dba Maria Elena Martinez Day Care, 17 West La Madre Way, North Las Vegas, Nevada, 89031 pending verification of Southern Nevada Health District permit, current health card issued by the Southern Nevada Health District, and required departmental approvals.](#)
8. [Approval of an application for a Family Day Care Home business license for Tameka Henry, dba My 3 Z's Day Care, 1221 Star Meadow Drive, North Las Vegas, Nevada, 89030 pending verification of Southern Nevada Health District permit, current health card issued by the Southern Nevada Health District, and required departmental approvals.](#)
9. [Approval of an application for a Special Event Beer and Wine permit for Specialized Alternatives for Families and Youth of Nevada, Inc. for the Foxfest event to be held at Seastrand Park on September 19, 2009 pending verification of Southern Nevada Health District approval and required departmental approvals.](#)

10. Approval of an application for Jennifer M. Mattox as key employee for the Beer-Wine-Spirit-Based Products Off-Sale business license for Fresh & Easy Neighborhood Market Inc., dba Fresh & Easy Neighborhood Market, 265 West Centennial Parkway, North Las Vegas, Nevada, 89031.
11. Approval of the First Amendment to City of North Las Vegas/North Las Vegas Library District Cooperative Loan Agreement which will result in construction cost savings in the amount of \$3,775,833.33 for the Alexander Library.
12. Approval of the Third Supplemental Interlocal Contract (No. NLV10H07) with the Clark County Regional Flood Control District for the Las Vegas Wash - Lake Mead Boulevard to Las Vegas Boulevard, City Improvement Project 10115, which increases the project funding to an amount not to exceed \$1,381,000.
13. Approval of an Interlocal Agreement with Clark County in the amount of \$26,076 that will enable the City to be a subrecipient of funds made available through the State of Nevada, State Emergency Response Commission under the United We Stand Grant Program for the acquisition of emergency communications equipment for the Police Department.
14. Approval of Change Order No. 2 to the construction services contract with CNLV Constructors II which will reduce the guaranteed maximum price to \$240,000,000 for the Water Reclamation Facility.
15. An appeal submitted by Gregory Cortese, on behalf of the property owner, of the Planning Commission's decision to deny **VN-09-09** (Taschner Sheds); an application submitted by Ronald and Rita Taschner, property owners, for a variance in an R-1 Single-Family Residential District to allow a zero rear yard building setback and side yard building setback where three feet is the minimum building setback required for two existing accessory structures; and to allow a one foot and a three foot separation from the principle structure where a five foot separation is the minimum required on property located at 4627 Imperial Beach Street. **(Set Public Hearing for September 16, 2009)**

BUSINESS

16. [WAV-05-09 \(ALCO LANDSCAPE FACILITY EXPANSION\); an application submitted by Fernando Arriaga, property owner, for a waiver in an M-2 General Industrial District to waive curb, gutter, and sidewalk improvements as required by Title 16 on property located at 119 Water Avenue.](#)
17. [Discussion and/or action regarding an appeal by Danielle Wallace of a Work Card Denial.](#)
18. [Review of the unaudited financial information for fiscal year ended June 30, 2009 and; discussion, direction and/or action for addressing budget shortfalls.](#)
19. [Approval of a Fiscal 2008-09 transfer between the Municipal Facilities Fund and the General Fund in the amount of \\$2,300,000 that will be used to help offset a portion of the debt service payment for the new City Hall bonds in FY2008-2009.](#)
20. [Approval of an Interlocal Contract \(No. NLV04H09\) with the Clark County Regional Flood Control District in an amount not to exceed \\$5,503,818, funded by the Clark County Regional Flood Control District for the Simmons Street Drainage Improvements - Gowan Outfall, City Improvement Project 10169 located on Simmons Street, north of Craig Road at the confluence with the Gowan Outfall Channel.](#)
21. [Approval of an Interlocal Contract \(No. NLV18D09\) with the Clark County Regional Flood Control District in an amount not to exceed \\$4,650,000, funded by the Clark County Regional Flood Control District for the Freeway Channel - Owens Avenue to Miller Avenue, Phase 1, City Improvement Project 10270 for construction of improvements by the Nevada Department of Transportation as part of the I-15 North Design-Build Project.](#)

22. Approval of Grant of Easement to Embarg to enable them to operate and maintain their facilities for the North 5th Street Phase 1B Improvements Project, Clark County Assessor's Parcel Number 139-23-399-002 located along North 5th Street, between Owens Avenue and Lake Mead Boulevard.
23. Award of Bid Number 1328 and approval of a construction contract with Western States Contracting, Inc., in the amount of \$6,109,954.50 from Clark County Regional Flood Control District funds for the Tropical Parkway Channel East Project along Tropical Parkway between North 5th Street and the Upper Las Vegas Wash; accept payment from NV Energy in the amount of \$672,978.20 for utility relocation; and authorize the City Manager to execute an agreement with NV Energy in a form approved by the City Attorney's Office to require NV Energy to pay all costs and expenses required by the project.
24. Award of Bid Number 1339 and approval of a construction contract with 1 Development Construction Corporation in the amount of \$249,948.44, from Park District funds for the Cheyenne Ridge Park Lighting and Shade Shelter Project located on Scott Robinson Boulevard, between Gowan Road and Alexander Road.
25. Award of Bid Number 1341 and approval of a construction contract with Tand, Inc., in the amount of \$585,380.60; \$443,222 from Community Development Block Grant/American Reinvestment and Recovery Act funds; \$100,000 from Community Development Block Grant funds; and \$42,158.60 from Utility Enterprise funds to abandon in place an existing 4-inch water pipeline and replace with 8-inch water pipeline along Lillis Avenue and Glendale Avenue.
26. Award of Bid Number 1342 and approval of a contract with Zim Industries in the amount of \$92,800 from the Utility Enterprise Fund Capital Improvement Plan to rehabilitate the well located at 4301 West Alexander Road.

27. Acceptance of a grant award in the amount of \$109,913 provided through the Office of the Attorney General under the Recovery Act Stop Violence Against Women Grant Program that will be utilized to hire a Victim Advocate for eighteen months in the City Attorney's Office.
28. Approval of the allocation of the 2009/2010 Neighborhood Stabilization Program Funds in the amount of \$2,349,766 to four non-profit organizations for the administration of the Acquisition/Rehabilitation/Resale Program.
29. Approval of the allocation of the 2009/2010 Neighborhood Stabilization Program funds in the amount of \$2,293,957 to Community Development Programs Center of Nevada for the administration of the Acquisition/Rehabilitation/Rental Program.
30. Discussion and direction to City Staff regarding the use of FY 2010 – 2011 Community Development Block Grant funding in the amount of \$1,631,780.
31. Presentation and discussion regarding the National Clean Energy Summit, University of Nevada Las Vegas Renewable Energy Symposium and Economic Development Initiatives.

ORDINANCES
FINAL ACTION

32. **Ordinance No. 2490**; 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 26.0 +/- acres therein from an R-1, Single-Family Residential District and an R-E, Ranch Estates District to an MUD/MX-1, Mixed Use Development District/Neighborhood Center Mixed Use Subdistrict (ZN-26-08, North 5th and Washburn) consisting of 344 residential units and 81,600 square feet of commercial space for property generally located at the southwest corner of Washburn Road and North 5th Street, and providing for other matters properly relating thereto. **(Continued December 17, 2008, January 21, February 18, June 17 and July 15, 2009)**

33. **Ordinance No. 2512** (Annexation No. 146); an ordinance extending the corporate limits of the City of North Las Vegas, Nevada, to include within, annex to, and make a part of said City certain specifically described territory adjoining and contiguous to the corporate limits of said City; declaring said territory and the inhabitants thereof to be annexed to said City and subject to all debts, laws, ordinances, and regulations in force in said City; offering a map or plat of said described territory to be recorded in the Office of the County Recorder of the County of Clark, State of Nevada; and providing other matters properly relating thereto.

APPOINTMENTS

34. Appointment of two at-large citizens to serve as commissioners to the Southern Nevada Regional Housing Authority. **(Tabled August 19, 2009)**
35. Appointment by Councilman Cherchio of a member to the Parks and Recreation Advisory Board for a term ending June 30, 2011. **(Tabled August 19, 2009)**
36. Appointment by Councilman Eliason of a citizen member to the Redevelopment Advisory Committee for a term ending June 30, 2013. **(Tabled August 19, 2009)**
37. Appointment of an at-large citizen representative and alternate to the Clark County Community Development Advisory Committee for a one-year term ending September 5, 2010.

COUNCIL ITEMS

CITY MANAGER'S REPORT

PUBLIC FORUM

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ADJOURNMENT

The City Clerk keeps the official record of all proceedings of the City Council. In order to maintain a complete and accurate record of all proceedings, any photograph, map, chart, or other document used in any presentation to the Council should be submitted to the City Clerk. If materials are to be distributed to members of the City Council, please provide ten copies for distribution to the City Manager, Assistant City Managers, City Attorney, City Clerk, and Staff.