



CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

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- CALL TO ORDER

MINUTES:

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS REESE, BROWN, WEEKLY, MACK, MONCRIEF (excused from the morning session), and WOLFSON

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - Meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(9:05)

1-1

- INVOCATION - DR. ANNE JONES-ANDERSON, SENIOR PASTOR, LIFE CHRISTIAN CENTER

MINUTES:

DR. PASTOR ANNE JONES-ANDERSON, Senior Pastor, Life Christian Center, gave the invocation.

(9:06- 9:07)

1-22

- PLEDGE OF ALLEGIANCE

MINUTES:

MAYOR GOODMAN led the audience in the Pledge.

(9:07 - 9:08)

1-60

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:

CEREMONIAL

RECOGNITION OF THE CITIZEN OF THE MONTH

MOTIONS:

None required. A presentation was made.

MINUTES:

Before making this presentation, COUNCILMAN BROWN commented that this country always comes together, despite individual political beliefs.

He then recognized LYNN JACKSON as November's Citizen of the Month for her activism in Garehime Heights Elementary School. She has made a big difference in the school and her community. Garehime Elementary School's motto is "The Power of One," and MS. JACKSON has certainly made a difference as an individual at Garehime Elementary School, in her neighborhood, and in her community.

MS. JACKSON'S husband came forward as she accepted the Citizen of the Month plaque. FRANCIE SUMMERS, Principal of Garehime Elementary School, was in the audience. MS. JACKSON mentioned that she became involved at Garehime Elementary School to make attending school a great experience for her daughter and the other students. She is very grateful to be a part of this great community and for all the support she has received.

(9:35 - 9:40)

1-982

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:

CEREMONIAL

RECOGNITION OF EAGLE SCOUT WILLIAM TOMPKINS

MOTIONS:

None required. A presentation was made.

MINUTES:

NOTE: A Certificate of Accomplishment was issued, but a copy was not submitted for the record.

Parents, NICK and JANNA TOMPKINS, and their daughter, MARISA TOMPKINS, joined COUNCILMAN WOLFSON at the podium to recognize their son and brother, WILLIAM TOMPKINS, who is the youngest Eagle Scout of Troop 133. He is 13 and has been active with the Boy Scouts of America since first grade. With the support of his parents, MR. W. TOMPKINS advanced one rank each year, ending with the Arrow of Light and then prepared himself for the change to Boy Scouts. He was awarded a special firefighter award by the park rangers at Mount Potosi when he led older scouts and a park ranger to the site where he witnessed a lightning strike that set a smoldering brush fire in the foothills. He was also awarded the World Cub Scout Award for his efforts and involvement in annual coastal cleanups.

MR. W. TOMPKINS is an A/B student who had to meet many requirements before becoming an Eagle Scout. As a mark of his standing within the troop organization, he was invited to join the Order of the Arrow, which represents the best of the best in scouting. Those scouts that are nominated by their peers to join this organization within the scouts have shown that they live the scout oath and do their best to help others, to better themselves, and to give back to their troop and community. In order to move up further in the ranks of scouting and possibly join the United States Coast Guard Academy, MR. W. TOMPKINS became a Sea Scout. COUNCILMAN WOLFSON congratulated MR. W. TOMPKINS and stated that he is an outstanding representation of this country's future leaders.

MR. W. TOMPKINS accepted a Certificate of Accomplishment from COUNCILMAN WOLFSON and thanked the entire Council for recognizing him. He said he had to work very hard to achieve the rank of Eagle Scout, and he aspires to one day become a Sea Scout and a Venture Scout, and then become an environmental lawyer. He said that he has done a lot through scouting and hopes to accomplish a lot more. Scouting means more to him than a college education ever will. At the request of the Mayor, he described some of the badges he has earned.

(9:08 - 9:14)

1-90

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:

CEREMONIAL

RECOGNITION OF NATIVE AMERICAN HERITAGE MONTH

BACKUP DOCUMENTATION:

Submitted after meeting: copy of Proclamation proclaiming November 3, 2004, as Native American Heritage Day

MOTIONS:

None required. A presentation was made.

MINUTES:

As the representative of the most diverse ward in the City of Las Vegas, COUNCILMAN WEEKLY stated that this month he was happy to celebrate Native American Heritage Month. To help him with this presentation, he called forward RICHARD ARNOLD, Executive Director of the Las Vegas Indian Center, staff from the Las Vegas Indian Center, and other representatives of the community. MR. ARNOLD expressed his appreciation to the Council for this recognition. It is very important for the Indian population, especially since many of them feel they have been here from the beginning. The Indian population is growing strong in Southern Nevada. He noted that, in collaboration with the City of Las Vegas, the Indian Center would be holding an event to recognize Native American and local veterans in the community at Lorenzi Park. MR. ARNOLD accepted a proclamation, a copy of which was submitted for the record, from COUNCILMAN WEEKLY declaring November 3, 2004, as Native American Heritage Day in the City of Las Vegas.

(9:14 - 9:18)

1-282

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:

CEREMONIAL

RECOGNITION OF CITY EMPLOYEE JOHN CHAMBERS FOR THE MERITORIOUS SERVICE AWARD

MOTIONS:

None required. A presentation was made.

MINUTES:

DR. BARBARA JACKSON, Director, Leisure Services, said that it is the ultimate lifetime accolade to accomplish something worthwhile and significant enough to be recognized by your peers. This October, the National Therapeutic Recreation Society of the National Recreation and Park Association recognized JOHN CHAMBERS, Adaptive Recreation Manager for Leisure Services, with the Meritorious Service Award. MR. CHAMBERS is well-deserving of this award because he has worked tirelessly throughout his career, especially in the field of therapeutic recreation. DR. JACKSON presented MR. CHAMBERS with the Meritorious Service Award and said that she felt honored to work with him.

MR. CHAMBERS thanked the Council and DR. JACKSON for all their support. He also thanked the entire Leisure Services staff for embracing the opportunity to provide recreation in every neighborhood.

MAYOR GOODMAN interjected that the soccer tournament that was recently held at the Bettye Wilson Soccer Complex was terrific. It was wonderful to see one of the City's recreational facilities being utilized.

(9:18 - 9:21)

1-390

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: COMMUNICATIONS
DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:
CEREMONIAL

RECOGNITION OF OUTSTANDING COMMUNITY LEADERSHIP

MOTIONS:

None required. A presentation was made.

MINUTES:

COUNCILMAN MACK recognized JOHN RITTER, CEO of Focus Property Group, and his significant other, HILARY WESTROM, for establishing the Ritter Charitable Trust, a supporting organization of the Nevada Community Foundation, which is a non-profit organization that acts as a community savings account, giving gifts to various charitable organizations. As successful people, MR. RITTER and MS. WESTROM feel it is their obligation to reach out and help those less fortunate. They focus donations on families and children in need in Southern Nevada. They have given to many local charities and are always ready to help with any community project. After the devastating flood in August 2003, they were instrumental in fundraising efforts to help those impacted by the storm.

MR. RITTER felt privileged to be recognized and to be in the presence of such wonderful people, among them WILLIAM TOMPKINS. He said he has always ascribed to the philosophy of doing well and then doing for others, especially at a time when social services are stretched. He indicated that MS. WESTROM is responsible for deciding where the approximate \$500,000 in the current charitable budget will be distributed. MS. WESTROM said she feels it is their duty to help those less fortunate because she has a private practice and works with families that are victimized and abused.

(9:27 - 9:32)

1-700

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

CONSENT DISCUSSION

SUBJECT:

CEREMONIAL

ADDITIONAL ANNOUNCEMENTS AND RECOGNITIONS

BACKUP DOCUMENTATION:

Submitted at meeting: copy of Proclamation to Laborers Local 872

MINUTES:

RECOGNITION OF LABORERS LOCAL 872

TOMMY WHITE joined COUNCILMAN MACK for the recognition of Laborers' Union Local No. 872 for its contributions to the community, as well as its involvement in various local organizations, such as Community College of Southern Nevada's Applied Science Department, "Helmets to Hardhats," and Las Vegas High School's PAL program.

MAYOR GOODMAN noted that the City recently received an unsolicited check in the amount of \$50,000 from Local No. 872. The Local is a great part of the fabric of this community and is always willing to lend a helping hand. The Mayor presented MR. WHITE with a proclamation, a copy of which was not submitted for the record.

MR. WHITE said that Local No. 872 would continue to help as long as he is there.

(9:32 - 9:35)

1-872

RECOGNITION OF THE AMERICAN COUNCIL OF YOUNG POLITICAL LEADERS

Following the above presentation, COUNCILMAN WEEKLY mentioned that he recently traveled to Russia with the American Council of Young Political Leaders, which is a political exchange program that provides individuals the opportunity to study government in other countries. As part of that program, he was given the honor to serve as host to delegates from the People's Republic of China. He thanked his liaison, RICKI BARLOW, and FRANKLIN SIMPSON of Neighborhood Services for serving as tour guides to the delegates. The delegates had the opportunity to visit the Election Department to witness the election process in progress.

COUNCILMAN WEEKLY called forward MS. BRONWYN BEDIANT, Program Officer, to introduce the following delegates - who came forward individually as their names were called to receive a Certificate of Appreciation: MR. HU WEI, Executive Vice President of the All-China Youth Federation; MR. LU YONGZHENG, Secretary-General of the Chinese Young Volunteers Association; MS. XIAO JUHUA, President of the Hubei Provincial Youth Federation; MR. WANG SHIQI, Division Chief of the Ministry of Supervision; MR. YANG JIANWEN, Division Chief of the China Training Center for Senior Personnel Management Officials; MS. SHEN BING, Journalist and Anchorwoman with China Central Television; MR. JIANG MING, Board Chairman of the Beijing Tianming Investment Company; MS. TENG WEI, Justice and Deputy Director of the Second Division of Supervising Office of the Supreme People's Court; and MS. GAO JINLU, Director of the International Department of the All-China Youth Federation.

City of Las Vegas

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

MS. BEDIENT commented that The American Council of Young Political Leaders is very proud to have done exchanges with the People's Republic of China for 25 years.

COUNCILMAN WEEKLY noted that after this meeting the delegates would be meeting with JUDGE LLOYD GEORGE, attending the Clark County Commission meeting, and then touring UNLV. A wonderful closing ceremony would be held for them at Anthem that evening.

(9:21 - 9:27)

1-507

RECOGNITION GAREHIME ELEMENTARY SCHOOL STUDENTS

In conjunction with this presentation, MAYOR GOODMAN welcomed and called forward the following students from Garehime Elementary School who make up the Garehime City Council: MAYOR JOHNATHAN EARY, MAYOR PRO-TEM KAITLIN GOODHART, and COUNCILPERSONS HEIDY HILL, JENNA WEBSTER, OLIVIA BARKER, SHARON FANG, and LINDSEY KODWEISS. These students would be sitting with the corresponding City of Las Vegas Councilmembers for part of the day. Also, MAYOR GOODMAN recognized other Garehime Council representatives and alternates in the audience. He then mentioned that he was pleased to have a delegation present from across the world to witness the wonderful ceremonial matters presented at this meeting and to be told that this is a great city.

Right after being seated, each of the Garehime Council representatives made a brief presentation. Each member of the City of Las Vegas Council corresponded with a Key to the City.

(9:40 - 9:55)

1-1705

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

CONSENT **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - Motion to bring forward and STRIKE Item 50 and Hold in ABEYANCE Item 53 to 12/1/2004 - UNANIMOUS with MONCRIEF excused

MINUTES:

There was no discussion.

(9:55 - 9:57)

1-1705

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

CONSENT **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the regular City Council Meeting of August 18, 2004

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED by Reference - UNANIMOUS with MONCRIEF excused

MINUTES:

There was no discussion.

(9:57)

1-1787

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$72,590,628.07
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Accounting Operations
<input type="checkbox"/>	Augmentation Required	Funding Source:	All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 10/01/04 - 10/15/04

Total Services & Material Checks	\$19,817,233.27
Total Payroll Checks	\$ 5,655,762.30
Total Wire Transfers	\$47,117,632.50

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed for Item 7 that it involves a site near a Timbers Bar & Grill owned by his brother-in-law, **ANDREW DONNER**. Also, Item 50 involves property near the Lady Luck Casino, with which **MR. DONNER** has a contract related to its non-restricted gaming license. **COUNCILMAN MACK** indicated he felt comfortable voting on these matters, as he did not believe either matter would affect **MR. DONNER'S** business interests, nor have they spoken about these items.

MINUTES:

MAYOR GOODMAN and **COUNCILMAN BROWN** respectively requested Items 5 and 32 be pulled for discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Special Event License for F. L. O. C. K. (For the Love of Cats & Kittens), Location: Charleston Heights Art Center, 800 South Brush Street, Date: November 17, 2004, Type: Special Event Beer/Wine/Cooler, Event: Wine & Cheese Art Auction, Responsible Person in Charge: Brian Adams - Ward 1 (Moncrief)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Special Event License for Dino's Lounge, Location: The Funk House, 1228 South Casino Center Boulevard, Dates: December 3, 2004 and January 7, 2005, Type: Special Event Beer/Wine/Cooler, Event: First Friday, Responsible Person in Charge: Kristin Bartolo - Ward 1 (Moncrief)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTIONS:

GOODMAN - APPROVED - UNANIMOUS with MONCRIEF excused

MINUTES:

MAYOR GOODMAN stated he requested under Item 3 that this matter be pulled for discussion in order to advise the public about First Friday, which is a wonderful event held the first Friday of every month in the Arts District located in the vicinity of Main Street and Charleston Boulevard. Attendance has significantly increased from 30 persons the first year to over 3,000 the previous First Friday event. He invited everyone to attend the First Friday event of November.

(9:59 - 10:01)

1-1875

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a new Beer/Wine/Cooler Off-sale License, Nakata Trading, Inc., dba Nakata Market of Japan, 2350 South Rainbow Boulevard, Suite 6, Kumiko A. Nakata, Pres, Secy, Treas, 100% - Ward 1 (Moncrief)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

Map

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Change of Business Name for a Beer/Wine/Cooler On-sale License, American Capital Investments, dba From: Southern Comfort Cafe & Catering, To: Soul 2 Soul Bistro, 2101 North Rainbow Boulevard, Suite 102, Jeffrey E. Campbell, Dir, Pres, Secy, Treas, 100% - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Business Name for a Beer/Wine/Cooler On-sale License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

NOTE: Under Item 3, COUNCILMAN MACK disclosed for Item 7 that it involves a site near a Timbers Bar & Grill, owned by his brother-in-law, ANDREW DONNER. Also, Item 50 involves property near the Lady Luck Casino, with which MR. DONNER has a contract related to its non-restricted gaming license. COUNCILMAN MACK indicated he felt comfortable voting on these matters, as he did not believe either matter would affect MR. DONNER'S business interests, nor have they spoken about these items.

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Change of Ownership and Business Name for a Tavern License subject to Health Dept. regulations, From: Artisan Cafe, LLC, dba Aruba Hotel Lounge (Non-operational), Audrey N. DaSilva, Mgr, Mmbr, 100%, Douglas B. DaSilva, Principal, To: Thunderbird Bar & Lounge, LLC, dba Thunderbird Lounge, 1215 Las Vegas Boulevard South, Venkat R. Vangala, Mgr, Mmbr and Nirupama R. Vangala, Mmbr, 100% jointly as husband and wife - Ward 3 (Reese)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership and Business Name for a Tavern License

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a new Burglar Alarm Service, Ultimate Electronics, Inc., dba Ultimate Electronics, 741 South Rainbow Boulevard, William J. Pearse, Dir, Chairman, 12.3%, David J. Workman, Dir, Pres, CEO, Alan E. Kessock, Dir, CFO, Gerard P. Demple, Sr VP - Ward 1 (Moncrief)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Burglar Alarm Service

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

Map

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Franchise Managers for a Beer/Wine/Cooler Off-sale License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store 22416F, 901 North Rancho Drive, Jatinder K. Singh, Franchise Manager, Veena Singh, Franchise Manager - Ward 5 (Weekly)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Approval of Franchise Managers for a Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of revision to purchase order 219386 for Installation, Maintenance and Support of Access Control System Hardware and Software - Detention and Enforcement - Award to: DIEBOLD, INC. (\$361,150 - Various Funds)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$361,150.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Detention and Enforcement
<input type="checkbox"/>	Augmentation Required	Funding Source:	Various Funds

PURPOSE/BACKGROUND:

On May 19, 2004, the City Council approved increased funding for an annual requirements contract for hardware, installation, software licensing, and maintenance to support the City's Access Control System for an annual total estimated amount of \$213,324. Security needs to have prompted increased hardware installations, resulting in a total estimated annual amount for hardware and services of \$361,150 for the next contract period 11/20/04 to 11/19/05.

PCC: D. Kaplan
POC: Joseph Rousseau - (714) 933-6000
CFN: 030168

RECOMMENDATION:

That the City Council approve the issuance of a revision to purchase order 219386 for installation, maintenance and support of Access Control System hardware and software for a total revised estimated annual amount of \$361,150 though November 19, 2005 to Diebold, Inc.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of revision to award of Bid No. 010095 for Various Electrical Supplies - Various Departments - Award to: GRAYBAR ELECTRIC, STANDARD WHOLESALE SUPPLY, LAS VEGAS WINLECTRIC, JCH WHOLESALE ELECTRIC and APPLIED INDUSTRIAL CONTROLS (\$200,000 - Various Funds)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$200,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Various
<input type="checkbox"/>	Augmentation Required	Funding Source:	Various Funds

PURPOSE/BACKGROUND:

On August 15, 2001, City Council approved the award of Bid No. 010095 to Various Suppliers for an estimated annual aggregate amount of \$500,000 for various electrical supplies. Due to the increase in usage, this revision is being issued to increase the estimated annual aggregate amount by \$200,000 for a revised estimated annual amount of \$700,000.

PCC: K. Falline

POC: Graybar Electric - (702) 876-9888

POC: Standard Wholesale Supply - (702) 382-6930

POC: Las Vegas Winlectric - (702) 898-4400

POC: JCH Wholesale Electric - (702) 639-4000

POC: Applied Industrial Controls - (702) 367-2322

RECOMMENDATION:

That the City Council approve the revision to award of Bid No. 010095 for Various Electrical Supplies to various vendors to increase by \$200,000 for a revised estimated annual amount of \$700,000.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of award of Contract No. 050120 for Work Environment and Work Processes Consulting Services - Department of Public Works - Award recommended to: THE APQC CONSULTING GROUP (\$131,000 - Sanitation Enterprise Fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$131,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

The contract will provide consulting services to identify work processes, procedures, operating policies and organizational dynamics at the Water Pollution Control Facility (WPCF) that can be improved for a better work environment. The estimated amount is \$131,000 from date of award through January 31, 2005. Services are exempt from the competitive bidding process pursuant to NRS 332.115.1(b), professional services.

PCC: D. Kaplan
POC: Billy Burke - (713) 417-2206

RECOMMENDATION:

That the City Council approve the award of Contract No. 050120 to The APQC Consulting Group in the amount of \$131,000 from date of contract award to January 31, 2005. Authority to execute contract is given to the Purchasing Manager per R- 88-2004.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:57 - 9:59)
1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of revision to award of Bid No. 010039 for Various Plumbing Supplies - Various Departments - Award to: STANDARD WHOLESALE SUPPLY and KELLYS PIPE & SUPPLY (\$125,000 - Various Funds)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$125,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Various
<input type="checkbox"/>	Augmentation Required	Funding Source:	Various Funds

PURPOSE/BACKGROUND:

On July 18, 2001, City Council approved the award of Bid No. 010039 to Various Suppliers for an estimated annual aggregate amount of \$130,000 for various plumbing supplies. Due to the increase in usage, this revision is being issued to increase the estimated annual aggregate amount by \$125,000 for a revised estimated annual amount of \$255,000.

PCC: T. Bowman

POC: Standard Wholesale Supply - Tammy Robertson - (702) 382-6930

POC: Kellys Pipe & Supply - Chris Dresch - (702) 383-4957

RECOMMENDATION:

That the City Council approve the revision to award of Bid No. 010039 for Various Plumbing Supplies to various vendors to increase by \$125,000 for a revised estimated annual amount of \$255,000.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of issuance of a purchase order for Water Champ Submersible Chemical Induction Units - Department of Public Works - Award recommended to: CHEMICAL INJECTION TECHNOLOGY (\$35,000 - Sanitation Enterprise Fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$35,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/Environmental
<input type="checkbox"/>	Augmentation Required	Funding Source:	Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

This request provides for the purchase of Water Champ submersible chemical induction units to replace existing failed units at the Water Pollution Control Facility.

This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(d), equipment which, by reason of the training of the personnel or of an inventory of replacement parts maintained by the local government is compatible with existing equipment.

PCC: D. Dixon
POC: Katie Flanagan - (623) 680-7394
CFN: 050115

RECOMMENDATION:

That the City Council approve the issuance of a purchase order for Water Champ submersible chemical induction units to Chemical Injection Technology, in the amount of \$35,000.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of the issuance of a Purchase Order for the transport of a historic railroad cottage located at 604 South 4th Street. Award recommended to: BLAND-FORD, INC. - Department of Public Works (\$29,800 Various Funds) - Ward 1 (Moncrief)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$29,800.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Various Funds

PURPOSE/BACKGROUND:

On July 7, 2004, City Council approved a Memorandum of Understanding between the City of Las Vegas, Office District Parking I, Inc. and the Las Vegas Valley Water District for the donation of a historic railroad cottage. As part of the MOU the City of Las Vegas will relocate the cottage to LVVWD property located off Valley View. Bland-Ford, Inc. is the only known source in the Las Vegas Valley capable of providing this service for the City. This purchase order is exempt from the competitive bidding process pursuant to NRS 332.115 (1), Sole Source.

PCC: LE Davis

POC: L. Sorensen - (702) 564-8175

RECOMMENDATION:

That the City Council approve the issuance of a purchase order to Bland-Ford, Inc. for the movement of the cottage located at 604 South 4th Street, in the amount of \$29,800.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of award of Bid No. 050091-GL, Annual Requirements Contract for Security Guard Services - Department of Detention and Enforcement - Award recommended to: ANDY FRAIN SERVICES, INC. (Estimated annual amount of \$375,000 - Various Funds)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$375,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Detention and Enforcement
<input type="checkbox"/>	Augmentation Required	Funding Source:	Various Funds

PURPOSE/BACKGROUND:

This request provides for an annual requirements contract for Security Guard Services at City of Las Vegas designated locations.

PCC: G. Leaf
POC: Marlys Roybal - (702) 222-0566

RECOMMENDATION:

That the City Council approve the award of Bid No. 050091-GL, Annual Requirements Contract for Security Guard Services to Andy Frain Services, Inc. from date of award through November 30, 2005 with four (4) one-year options to renew in the estimated annual amount of \$375,000.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:57 - 9:59)
1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of disqualification of contractor from the Qualified Contractor List for the period through February 3, 2006 pursuant to City of Las Vegas Contractor Qualification Policy and Procedure for On-Site Public Works Projects - Department of Finance and Business Services - Disqualification of: Darby Neagle Enterprises

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

On February 4, 2004, the City Council approved the Qualified Contractor List, which included Darby Neagle Enterprises. Since that time, the State of Nevada Labor Commissioner has disqualified Darby Neagle Enterprises through June 28, 2007 as a result of labor wage issues. Pursuant to the City's Contractor Qualification Policy and Procedure and NRS 338.017, any contractor disqualified by the Labor Commissioner may not be awarded a public works contract for the stated period.

RECOMMENDATION:

That the City Council approve the disqualification and removal of Darby Neagle Enterprises from the Contractor Qualification List for public works construction projects for the period through February 3, 2006.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID WASHINGTON

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Memorandum of Understanding between the City of Las Vegas and the Salvation Army for the transfer of U.S. Department of Homeland Security grant funds in the amount of \$1,700 for the Salvation Army's mass feeding support services - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This Memorandum between the City of Las Vegas and the Salvation Army will facilitate the transfer of \$1,700 from the City to support the Salvation Army's mass feeding support services used during emergencies and disasters. These funds are from the FY2004 U.S. Department of Homeland Security Citizen Corps Program grant.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Memorandum of Understanding

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID WASHINGTON

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Mutual Aid Agreement with Nellis Air Force Base for fire protection and hazardous material incident response - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This Mutual Aid Agreement is a two-year renewal with Nellis Air Force Base to secure to each the benefits of mutual aid in fire prevention, hazardous incident response, and the protection of life and property from fire.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Mutual Aid Agreement

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID WASHINGTON

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Interlocal Agreement between the City of Las Vegas and Clark County for the receipt of the Federal Fiscal Year (FFY) 04 Urban Area Security Initiative Program funding in the amount of \$1,158,732 - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This Interlocal Agreement between the City of Las Vegas and Clark County is to facilitate the FFY 04 Urban Area Security Initiative Program funds to the City in the amount of \$1,158,732. The funds will be used for a regional full scale exercise, a Technical Rescue Academy, a Hazardous Materials Academy, bomb squad equipment, and thermal imaging cameras. The funds originate from the U.S. Department of Homeland Security Office of Domestic Preparedness (ODP). This grant is issued by the ODP to the State of Nevada Division of Emergency Management, then sub-granted to local governments via Clark County. This is a 100% federally funded grant with no local match requirement.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with Lumenos as provider for Consumer Driven Health Care as an option to the City Health Insurance Plan (CHIP) and Health Plan of Nevada (HPN) (\$580,000 - Self-insurance internal service fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$580,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal service fund

PURPOSE/BACKGROUND:

The City of Las Vegas currently offers three medical programs to its employees. The City Health Insurance Plan (CHIP) is a Preferred Provider Organization (PPO) plan, and Health Plan of Nevada (HPN) which is a Health Maintenance Organization (HMO), and a Consumer Driven Health Plan (CDHP) administered by Lumenos. A renewal has been offered with a 3% rate increase over 2004. Costs are within approved FY05 budgets.

RECOMMENDATION:

It is recommended that the renewal contract with Lumenos be approved.

BACKUP DOCUMENTATION:

Letter from Anne DeByl to Steve Miller dated August 20, 2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with Vision Service Plan (VSP) (\$35,000 - Self-insurance internal services fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$35,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal service fund

PURPOSE/BACKGROUND:

The City's vision plan is currently offered through Vision Service Plan (VSP). The current contract expires 12/31/04. Rates are guaranteed for three years. A slight increase in the frame allowance is recommended. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the renewal of the contract with Vision Service Plan be approved.

BACKUP DOCUMENTATION:

Memo from Marsh dated September 30, 2004 regarding City of Las Vegas Marketing Results and Marsh Recommendations

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with Harmony Health Care (\$8,500 - Self-insurance internal services fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$8,500.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal services fund

PURPOSE/BACKGROUND:

The City Health Insurance Plan (CHIP) is a self-funded Preferred Provider Organization (PPO) plan. The Employee Assistance Program (EAP), is designed to assist employees with behavioral or mental health issues. Harmony Health Care currently provides that service to the City. Harmony Health Care contracts with physicians and mental health providers thereby establishing our EAP network. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the renewal contract with Harmony Health Care be approved.

BACKUP DOCUMENTATION:

Memo from Marsh dated September 30, 2004 regarding City of Las Vegas Marketing Results and Marsh Recommendations

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with Catalyst Rx for prescription drug management services (\$6,000 - Self-insurance internal services fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$6,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal services fund

PURPOSE/BACKGROUND:

The City Health Insurance Plan (CHIP) is a self-funded PPO plan. The prescription drug management services are currently contracted through Catalyst Rx. Catalyst Rx contracts with participating pharmacies and evaluates the preferred drug lists. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the renewal contract with Catalyst Rx be approved.

BACKUP DOCUMENTATION:

Memo from Marsh dated September 30, 2004 regarding City of Las Vegas Marketing Results and Marsh Recommendations

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to contract with Health Plan of Nevada (HPN) for Health Maintenance Organization (HMO) services (\$954,000 - Self-insurance internal services fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$954,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal services fund

PURPOSE/BACKGROUND:

The City of Las Vegas currently uses Health Plan of Nevada (HPN) for its Health Maintenance Organization (HMO) medical plan. A renewal has been submitted that extends the current contract until December 31, 2006. A rate increase of 6.0% has been requested for 2005, with a maximum increase of 8% for 2006. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the renewal of the Health Maintenance Organization (HMO) contract with Health Plan of Nevada (HPN) be approved.

BACKUP DOCUMENTATION:

Health Plan of Nevada (HPN) letter dated October 20, 2004 from Michele Freeman

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew contract with Marsh USA Inc. for insurance consulting services

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City currently uses Marsh for benefits and workers compensation consulting. A renewal has been submitted for the period January 1, 2005 through December 31, 2007. Compensation for consulting services is paid on a commission basis from other service providers.

RECOMMENDATION:

It is recommended that the renewal contract with Marsh USA Inc for consulting/broker services be approved.

BACKUP DOCUMENTATION:

Client Service Agreement dated January 1, 2005 between the City of Las Vegas ("Client") and Marsh USA Inc. ("Marsh")

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to contract with Beech Street Preferred Provider Organization (PPO) network (\$20,000 - Self-insurance internal service fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$20,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal service fund

PURPOSE/BACKGROUND:

The City Health Insurance Plan (CHIP) is a self funded Preferred Provider Organization (PPO) plan. The PPO network is currently contracted through Horizon Health Network. Horizon Health Network contracts with participating physicians and hospitals thereby establishing our PPO network. A request for proposal shows significant cost savings due to hospital and physician contracts by changing from Horizon Health Network to Beech Street PPO network. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the contract with Beech Street Preferred Provider Organization (PPO) network be approved.

BACKUP DOCUMENTATION:

Memo from Marsh dated September 30, 2004 regarding City of Las Vegas Marketing Results and Marsh Recommendations

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES
DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with Diversified Dental Services, Inc. (\$19,250 - Self-insurance internal services fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$19,250.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Human Resources - Insurance Services
<input type="checkbox"/>	Augmentation Required	Funding Source:	Self-insurance internal service fund

PURPOSE/BACKGROUND:

The City Dental Preferred Provider Network (PPO) is currently offered through Diversified Dental Services, Inc. The current contract expires 12/31/04. An increase of approximately \$1,000 over calendar year 2004 is requested. The PPO access fee quoted in the renewal is guaranteed not to increase for a period of three calendar years. Costs are within approved FY2005 budgets.

RECOMMENDATION:

It is recommended that the renewal of the contract with Diversified Dental Services, Inc. be approved.

BACKUP DOCUMENTATION:

Memo from Marsh dated September 30, 2004 regarding City of Las Vegas Marketing Results and Marsh Recommendations

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: HUMAN RESOURCES

DIRECTOR: F. CLAUDETTE ENUS

CONSENT **DISCUSSION**

SUBJECT:

Approval to renew the contract with BenefitElect for Flex Plan Administration services

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City has used BenefitElect as the Third Party Administrator (TPA) for the Flex Benefit Plan since 1996. This renewal is offered with no increase to participants for 2005.

RECOMMENDATION:

It is recommended that the renewal contract with BenefitElect for Flex Plan Administration services be approved.

BACKUP DOCUMENTATION:

Letter from BenefitElect dated August 17, 2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: LEISURE SERVICES
DIRECTOR: BARBARA JACKSON

CONSENT **DISCUSSION**

SUBJECT:

Approval of grant award in the amount of \$1,000 (Mini-Grant Number 2004-43) from the Nevada Humanities Committee to the City of Las Vegas Cultural Affairs Division to support poetry readings - Ward 1 (Moncrief)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Cultural Affairs Division
<input type="checkbox"/>	Augmentation Required	Funding Source:	Mini-Grant Award Number 2004-43

PURPOSE/BACKGROUND:

The Nevada Humanities mini-grant award to the City of Las Vegas Cultural Affairs Division shall be to support poetry readings on Lewis Avenue in collaboration with the Vegas Valley Book Festival. The grant period runs from October 1 through November 31, 2004.

RECOMMENDATION:

Staff recommends City Council approval

BACKUP DOCUMENTATION:

Grant Award Letter

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: LEISURE SERVICES
DIRECTOR: BARBARA JACKSON

CONSENT **DISCUSSION**

SUBJECT:

Approval of a proposed "Tournament Fee" for private sports tournaments using City athletic fields (estimated \$200,000 revenue increase - General Fund) - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Department of Leisure Services is proposing a new fee for private sports tournaments played on City owned sports fields. The expected additional revenue, as a result of this proposed new fee, will augment cost recovery for the Adaptive Sports Division. If approved, the new fee will go into effect beginning in January, 2005.

RECOMMENDATION:

Staff recommends City Council approval

BACKUP DOCUMENTATION:

Agenda Memo

MOTIONS:

REESE - APPROVED as recommended - UNANIMOUS with MONCRIEF excused

MINUTES:

Under Item 3, COUNCILMAN BROWN requested this matter be pulled from the Consent Agenda for discussion.

DR. BARBARA JACKSON, Director, Leisure Services, indicated that in 2003 her staff came up with an innovative fee structure for Leisure Services that was not implemented in January 2004 because there was no need for programmatic fee increases. However, her staff recognized in this fall's benchmarking an opportunity for a fee implementation for the use of City ball fields.

Historically, all tournament holders have charged their own leagues a specific amount for participating in tournaments held. Her staff is proposing a small percentage increase of the tournament fees to help defray the cost of the use of the athletic fields. The City would be a leader in implementing this new fee, and representatives of the National Parks Association and other local municipalities have indicated this is a strong move for the City. Also, the local sports leagues have been advised of this proposal, and they are receptive to it.

COUNCILMAN WEEKLY expressed concern about the team members incurring the increased cost through registration fees. A lot of children already pay up to \$80 to play on a team. He was also concerned about how the generated revenue would be utilized. Because, even though it is intended for field maintenance, he does not see that currently happening with the West Middle School field, which gets a lot of use. He wondered if a relationship was ever established with the Clark County School

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

District regarding the maintenance of that field through the Open Doors/Open Schools Joint Use Agreement. Lorenzi Park also gets a lot of use. He would like more revenue to maintain the fields, as long as it is applied equitably and without passing the cost onto the players. He stressed that he does not want to receive calls from angry constituents complaining that the fields are not being maintained and that the increased fees are not affordable. DR. JACKSON assured COUNCILMAN WEEKLY that she and her staff are making significant inroads with regard to the Open Doors/Open Schools Agreement, and that she noted his concerns about Lorenzi Park.

COUNCILMAN BROWN commented that COUNCILMAN REESE shared with him concerns similar to those of COUNCILMAN WEEKLY, but COUNCILMAN BROWN wants the public to understand what the City is trying to accomplish. This does not affect recreational soccer, or those types of events for which the public expects services to be available. The proposed fees would affect fees the City has been targeting as certain sports complexes have been erected. There are tournaments coming into town that generate up to \$60,000, which is going back into the organization, and the City would like to tap into those monies to be able to upkeep and maintain the fields. The City is not targeting the recreational audience but people that are taking advantage of the City's services. He stressed that this is a great first step to retrofitting current facilities and those underway.

JOHN CHAMBERS, Manager, Adaptive Recreation/Sports Division of Leisure Services, mentioned that he would attempt to address with the leagues the possibility of assisting those teams that have difficulties fundraising. He noted that this proposal would not affect tournaments such as the Mayor's Cup or Corporate Challenge. It only addresses the private, for-profit groups that hold large tournaments on City fields.

COUNCILMAN BROWN indicated that he is aware that staff has started dialogue with the City Attorney's office, as well as with some of the leagues, about having the leagues monitor expenses they incur at City facilities in order to best judge their paying ability. The City is entitled to ask the major tournament holders for an accounting. They owe it to the City, which, in turn, owes it to the taxpayers, who are funding recreational facilities.

COUNCILMAN MACK asked MR. CHAMBERS if his staff checked with municipalities across the country to ensure that the City's fee increases are inline. MR. CHAMBERS answered that in October, at the National Recreation and Parks Congress held in Reno, he met with municipalities from around the country who indicated they have been entertaining this type of augmentation to their fee structure, but they had not come up with a solid equation. The City's equation is very simple: teams x registration fees x 10%. The County is considering implementing the City's proposed fee structure, if the City is successful.

COUNCILMAN MACK expressed support of charging a fee to leagues that have concession stands in order to pay for the cost of maintaining the facilities. MR. CHAMBERS indicated that his staff is exploring that possibility.

MAYOR GOODMAN asked if the City is the first to do something like this. MR. CHAMBERS responded in the affirmative.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

NOTE: COUNCILMAN BROWN directed DR. JACKSON to try and start a baseline to determine if the percentage the City is going to charge is being tacked on to member fees. If so, the City can set parameters, because the tournament holders should not be taking advantage of public facilities at the cost of the players.

(10:01 - 10:13)

1-1951

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Deferred Loan Agreement expending \$36,000 of HOME Investment Partnership Program (HOME) funds for housing rehabilitation activities at 1132 South 15th Street, Mario Macias, owner - Ward 3 (Reese)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$36,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Svcs./Neigh. Devel.
<input type="checkbox"/>	Augmentation Required	Funding Source:	HOME

PURPOSE/BACKGROUND:

Mr. Macias and his wife are an elderly couple with an annual household income of \$22,260. This income level qualifies Mr. Macias for a HOME funded Deferred Housing Rehabilitation Loan. The requested funding will cover the cost from the low responsive bidding contractor, preliminary title report, credit report, recording fees, real estate appraisal, work contract contingency, structural and mechanical engineering.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Deferred Loan Agreement

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Deferred Loan Agreement expending \$35,000 of HOME Investment Partnership Program (HOME) funds for housing rehabilitation activities at 1320 Gold Avenue, Gloria Schuler White, owner - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$35,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Svcs./Neigh. Devel.
<input type="checkbox"/>	Augmentation Required	Funding Source:	HOME

PURPOSE/BACKGROUND:

Gloria Schuler White is a single mother of two with an annual household income of \$25,450. This income level qualifies her for a HOME funded Deferred Housing Rehabilitation Loan. The requested funding will cover the cost from the low responsive bidding contractor, preliminary title report, credit report, recording fees, real estate appraisal and work contract contingency.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Deferred Loan Agreement

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer, drainage and streetscape amenity purposes on portions of land lying within Section 24, Township 19 South, Range 59 East, Mount Diablo Meridian, generally located on the south side of the Dorrell Lane alignment east of the Shaumber Road alignment and approximately 660 feet west of the Hualapai Way alignment; and the east side of the Shaumber Road alignment between the alignments of Dorrell Lane and Deer Springs Road, APNs 126-24-301-013 and -701-014 - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS
DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval to file a Temporary Use Permit with the Bureau of Land Management for drainage on portions of land lying within Sections 13 and 24, Township 19 South, Range 59 East, Mount Diablo Meridian, generally located between Hualapai Way and Puli Road on the east and west and by Grand Teton Drive and the Clark County Beltway on the north and south, APNs 126-13-501-002, -401-014, -701-006, 126-24-301-013 and -701-014 - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval to appraise and purchase or condemn a right-of-way parcel for advanced acquisition along the west side of the Martin L. King Boulevard corridor, north of Alta Drive, APN 139-33-202-005 (\$1,750,000 - Regional Transportation Commission [RTC]) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,750,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	RTC

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Map

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS
DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Dedication document to Clark County, a political subdivision of the State of Nevada, for portions of the Southwest Quarter of Section 10, Township 21 South, Range 62 East, Mount Diablo Meridian, for driveway and pedestrian access easement purposes located at the Water Pollution Control Facility on the south side of Vegas Valley Drive, east of Stephanie Street, APN 161-10-401-004 - County (near Ward 3 - Reese)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Professional Services Agreement with Ninyo & Moore for Materials Testing and Inspection Services on the CAM 10 (Ann Road) Detention Basin project (\$240,000 - Clark County Regional Flood Control District [CCRFC]) - Wards 4 and 6 (Brown and Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$240,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	CCRFC

PURPOSE/BACKGROUND:

This Professional Services Agreement will secure the services of Ninyo & Moore for materials testing and inspection services on the Clark County Regional Flood Control District's Master Plan Flood Control Facility CAM 10 (Ann Road) Detention Basin and collector channel/dike.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Professional Services Agreement

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Orion Engineering and Surveying, Incorporated, on behalf of Plaster Development Company, Incorporated, owner (southwest corner of Horse Drive and Thom Boulevard) - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This request is for an approximate 5 foot wide area of landscaping on the south side of Horse Drive between Thom Boulevard and Unicorn Street consisting of trees, shrubs, ground cover, and an irrigation system for the proposed Horse and Thom subdivision. If approved, the applicant will be required to sign an Encroachment Agreement, which has conditions of maintenance liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (vicinity map)
2. Copy of Encroachment Exhibit "B" (southeast corner of Horse Drive and Unicorn Street)
3. Copy of Encroachment Exhibit "C" (southwest corner of Horse Drive and Thom Boulevard)
4. Copy of Encroachment Exhibit "D" (Horse Drive typical section)

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:57 - 9:59)
1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from PBS & J on behalf of U.S. Home Corporation, owner (southwest corner of Buffalo Drive and Craig Road) - Ward 4 (Brown)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This request is for landscaping at the southwest corner of Buffalo Drive and Craig Road consisting of trees, shrubs, ground cover and an irrigation system for the proposed Celebrate Estates subdivision. If approved, the applicant will be required to sign an Encroachment Agreement, which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Copy of Encroachment Exhibit "A" (southwest corner of Buffalo Drive and Craig Road)

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Wright Engineering on behalf of Nevada Power Company, owner (northeast corner of Fort Apache Road and Elkhorn Road) - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This request is for landscaping on the east side of Fort Apache Road and on the medians of Fort Apache Road adjacent to the site extending northward from Elkhorn Road. Landscaping on the north side of Elkhorn Road and on the medians of Elkhorn Road adjacent to the site extending eastward from Fort Apache Road. The landscaping will meet Town Center Landscaping Requirements for the proposed Elkhorn Substation. If approved, the applicant will be required to sign an Encroachment Agreement, which has conditions of maintenance, liability and removal.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Copy of Encroachment Exhibit "A" (vicinity map)
2. Copy of Encroachment Exhibit "B" (Fort Apache Road and Elkhorn Road)
3. Copy of Encroachment Exhibit "C" (Fort Apache Road and Elkhorn Road typical sections)

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - UNANIMOUS with MONCRIEF excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:57 - 9:59)
1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Wright Engineers on behalf of Carina Corporation, owner (southwest corner of Torrey Pines Drive and Rome Avenue, APN 125-23-403-003 and 125-23-403-014) - County (near Ward 6 - Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

This request is to connect 20 single-family dwellings located at the southwest corner of Torrey Pines Drive and Rome Avenue. The owner proposes to connect to and extend an 8-inch sewer line located in Rome Avenue. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Interlocal Contract

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-159-2004 - Approval of a Resolution directing the City Treasurer to prepare the Eighty-First Assessment Lien Apportionment Report for Special Improvement District No. 707 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, road, sanitary sewer, storm sewer/drainage improvements, and water main projects. Parcel is located in Summerlin Village 12 Business Park.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-159-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-160-2004 - Approval of a Resolution approving the Eighty-First Assessment Lien Apportionment Report for Special Improvement District No. 707 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, road, sanitary sewer, storm sewer/drainage improvements, and water main projects. Parcel is located in Summerlin Village 12 Business Park.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-160-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-161-2004 - Approval of a Resolution directing the City Treasurer to prepare the Fourth Assessment Lien Apportionment Report for Special Improvement District No. 1477 - Tenaya Way/Azure Drive (Levy Assessments) - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Installation of pavement, curb and gutter, driveway approaches, traffic signals, storm drains, streetlights, sewer mains and laterals, and water mains and laterals.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-161-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-162-2004 - Approval of a Resolution approving the Fourth Assessment Lien Apportionment Report for Special Improvement District No. 1477 - Tenaya Way/Azure Drive (Levy Assessments) - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Installation of pavement, curb and gutter, driveway approaches, traffic signals, storm drains, streetlights, sewer mains and laterals, and water mains and laterals.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-162-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-163-2004 - Approval of a Resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in Special Improvement Districts 404, 707, 808, and 809 and providing other matters properly relating thereto - Wards 2 and 4 (Wolfson and Brown)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

NRS 271.545 states that when an assessment or installment becomes delinquent, the City shall direct the City Treasurer to give notice of the sale of the property or properties subject to the lien of a delinquent installment.

RECOMMENDATION:

It is recommended that the City Council Adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-163-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-164-2004 - Approval of a Resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in Special Improvement District 505 and multi districts and providing other matters properly relating thereto - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

NRS 271.545 states that when an assessment or installment becomes delinquent, the City shall direct the City Treasurer to give notice of the sale of the property or properties subject to the lien of a delinquent installment or the entire assessment if the governing body has exercised its option to cause the whole amount of the unpaid principal to become due and payable.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-164-2004

MOTIONS:

REESE - APPROVED Items 3, 4, 6-31 and 33-49 as recommended - **UNANIMOUS** with **MONCRIEF** excused

Items 5 and 32: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:57 - 9:59)

1-1803

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval to negotiate purchase and/or initiate condemnation of, APNs 139-34-512-002 and -003 located at 321 and 329 North Las Vegas Boulevard, APNs 139-34-512-016 and -017 located at 405 and 409 North 6th Street, APN 139-34-512-021 located at 325 North 6th Street, APN 139-34-512-022 located at 323 North 6th Street and, APN 139-34-512-023 located at 319 North 6th Street for right-of-way and/or City Hall Expansion purposes - Ward 5 (Weekly)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City is currently in design work for expansion of the City Hall Expansion. The City will need to acquire these properties for this purpose.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Site Map

MOTIONS:

REESE - Motion to bring forward and STRIKE Item 50 and Hold in ABEYANCE Item 53 to 12/1/2004 - UNANIMOUS with MONCRIEF excused

NOTE: Under Item 3, COUNCILMAN MACK disclosed for Item 7 that it involves a site near a Timbers Bar & Grill owned by his brother-in-law, ANDREW DONNER. Also, Item 50 involves property near the Lady Luck Casino, with which MR. DONNER has a contract related to its non-restricted gaming license. COUNCILMAN MACK indicated he felt comfortable voting on these matters, as he did not believe either matter would affect MR. DONNER'S business interests, nor have they spoken about these items.

MINUTES:

There was no discussion.

(9:55 - 9:57)

1-1705

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: ADMINISTRATIVE SERVICES

DIRECTOR: CHRISTOPHER KNIGHT

CONSENT DISCUSSION

SUBJECT:

Report and possible action on the status of federal lands issues at the 108th Congress

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Our lobbyists for federal lands, Sen. Richard Bryan and Brent Heberlee of Lionel Sawyer and Collins, will present an update on federal land issues regarding the City of Las Vegas from the 108th Congress.

RECOMMENDATION:

Accept report and direct staff accordingly.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - ACCEPTED the report, incorporating all comments made during the presentation - UNANIMOUS with MONCRIEF excused

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

- OSCAR GOODMAN, Mayor
- CHRIS KNIGHT, Director, Administrative Services
- RICHARD BRYAN, Senator, Lionel, Sawyer and Collins
- BRENT HEBERLEE, Lionel, Sawyer and Collins
- MICHAEL MACK, Councilman
- LAWRENCE WEEKLY, Councilman
- BETSY FRETWELL, Deputy City Manager
- STEVEN WOLFSON, Councilman
- LARRY BROWN, Councilman
- GARY REESE, Councilman

NOTE: MAYOR GOODMAN requested SENATOR BRYAN'S assistance in starting a dialogue with the Bureau of Land Management regarding the City's ability to acquire public land for development by a private group, as long as the use benefits the City and its residents. COUNCILMAN MACK added that the delegation should also explore the possibility of enabling the City to acquire more land for tech parks.

(10:13 - 10:36)

1-2474

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding a renewal of the City's Franchise Agreement with Nevada Power Company (NPC) - All Wards

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City's current franchise agreement with NPC expires on November 3, 2004. Staff has been in discussions with NPC to make revisions that address right of way (ROW) management. Unfortunately, the Public Utilities Commission (PUC) currently restricts NPC's ability to recover some of these costs associated with ROW improvements such as undergrounding and extensions. Consequently, the subject Renewal of Franchise Agreement will extend the current Franchise Agreement for three years to allow time for NPC, the City, and perhaps other local governments to propose changes to the PUC regulations that would allow more effective ROW management.

RECOMMENDATION:

It is recommended that the City Council approve the proposed Renewal of Franchise Agreement and to authorize the Mayor to execute this extension.

BACKUP DOCUMENTATION:

Renewal of Franchise Agreement

MOTIONS:

REESE - APPROVED as recommended - UNANIMOUS with MONCRIEF excused

NOTE: COUNCILMAN REESE disclosed, as he has previously done, that this issue would not affect his daughter's position with Nevada Power; therefore, he felt comfortable voting on this matter.

MINUTES:

MARK VINCENT, Director, Finance and Business Services, said that the City Council recently gave direction to renew this franchise agreement without changes, due to issues regarding right-of-way. Renewal of the existing agreement will give the City and Nevada Power three years to come to an accord on the right-of-way issues. MAYOR GOODMAN asked MR. VINCENT if the agreement contains an out clause in case an accord cannot be reached. MR. VINCENT answered that the agreement indicates that it will terminate on the first regularly scheduled Council meeting of November 2007. An agreement would have to be achieved prior to that date, but he is sure an agreement will be reached within the next year and a half.

ALLEN HELMS, Nevada Power Company, 6220 W. Sahara Avenue, assured the Mayor that he wants to reach a functional agreement as soon as possible.

(10:36 - 10:39)

1-3732

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding an Appeal of Denial for a Child Care Facility License, Sheila Logan, dba Love All Kidz Daycare, 6309 Guadalupe Avenue, Sheila Logan 100% - Ward 6 (Mack)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Sheila Logan, an applicant for a Family Child Care Home license, appeared before the Child Care Licensing Board on June 9, 2004. She had received an unfavorable police report in her background investigation due to areas of concern on both herself and her husband, Larry Logan. Ms. Logan's application was denied by the Child Care Licensing Board. She is now appealing that decision.

RECOMMENDATION:

Uphold the denial of the Child Care Licensing Board.

BACKUP DOCUMENTATION:

1. Findings of Fact, Conclusions of Law and Decision
2. Verbatim Transcript of the Child Care Licensing Board (CCLB) Meeting held June 9, 2004
3. Notice of Denial of Application for Child Care Facility License and Notice of Right of Appeal
4. Notice of Appeal for Sheila Logan from Goodman Brown Premsrirut, Esq.
5. Department's Response to Sheila Logan's Appeal of the CCLB's Denial

MOTIONS:

REESE - Motion to bring forward and STRIKE Item 50 and Hold in ABEYANCE Item 53 to 12/1/2004 - UNANIMOUS with MONCRIEF excused

MINUTES:

There was no discussion.
(9:55 - 9:57)
1-1705

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding a Six-Month Review of a Martial Arts Instruction Business, Young Il Kong, dba Grand Master Kong Taekwon-Do, 1780 North Buffalo Drive, Suite 105, Young I. Kong, 100% - Ward 4 (Brown)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six-Month Review of a Martial Arts Instruction Business.

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Agenda Memo

MOTIONS:

BROWN - APPROVED the license - UNANIMOUS with MONCRIEF excused

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, deferred to STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), to give an overview of the activity at this business for the past six months. DETECTIVE RODD reported that the confidential report of six months ago outlined some areas of concern with MR. KONG'S background. However, the Council decided to issue a temporary license with a six-month review. During that time, Metro monitored the business and the calls for service and found that there are no further areas of concern to report. MR. KONG is working very hard to satisfy the nearby neighborhood and Metro.

MAYOR GOODMAN and COUNCILMAN BROWN appreciated Metro's patience. He thanked MR. KONG for operating satisfactorily.

(10:39 - 10:41)

2-155

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale License, Sabah Shoshani, dba Bells Market, 720 West Owens Avenue, Sabah H. Shoshani, 100% - Ward 5 (Weekly)

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

Agenda Memo

MOTIONS:

WEEKLY - APPROVED the license subject to a six-month (5/4/2005) review - UNANIMOUS with MONCRIEF excused

MINUTES:

The applicant was not present.

JIM DiFIORE, Manager, Business Services, indicated that MR. SHOSHANI was given ample notification of this meeting.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), indicated that there are no additional areas of concern.

(10:41 - 10:43)

2-217

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding a new Auctioneer License, J. P. King Auction Company, Inc., dba J. P. King Auction Company, Inc., 108 Fountain Avenue, Gadsden, Alabama, Jerry C. King, Dir, Pres, Auctioneer, 25%, James S. King, Dir, Executive VP, Auctioneer, 25%, Christie K. Ray, Dir, Secy, Auctioneer, 25% - Alabama

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a new Auctioneer License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

None

MOTIONS:

REESE - APPROVED to follow staff's recommendation for a temporary license - UNANIMOUS with MONCRIEF excused

MINUTES:

JERRY C. KING was present, accompanied by his attorney, JENNIFER ROBERTS, Lionel, Sawyer, and Collins.

JIM DiFIORE, Manager, Business Services, indicated that STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), would report on the area of concern developed during the investigation.

DETECTIVE RODD indicated that J.P. King Auction Company, based in Alabama, operates in 46 states throughout North America, the Cayman Islands, the Bahamas, and the U.S. Virgin Islands. The area of concern is not regarding the applicant, but rather the application because of the stipulation the California Department of Real Estate placed on the company and its California Division Officer. The stipulation came after an audit of the California Division revealed violations of the business, professional, and California regulation codes. A total of seven code/regulation violations were cited. These violations led to an administrative hearing on April 25, 2003. As a result of the findings at that hearing, J.P. King accepted a stipulation and agreement, without admitting any guilt, which was included in the confidential report. The company was allowed to continue operating in California and all other locations. Hence, the California regulatory authority has addressed all the issues contained in the confidential report.

Although MAYOR GOODMAN hoped that this business would be successful in Las Vegas, he wondered if any improprieties locally could be communicated to the California regulatory authorities,

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

under whose jurisdiction J.P. King is on probationary status. MR. DiFIORE indicated that the Las Vegas Municipal Code does allow the Council to take into consideration any disciplinary action taken by any other licensing board or jurisdiction outside of the City of Las Vegas. He recommended approval of a temporary license to allow staff to monitor the business for compliance. ATTORNEY ROBERTS rejoined that the California Business Department completed a positive audit of J.P. King.

MR. KING indicated that this was the first suspension during his tenure of 26 years as president with the company. Full-time staff was added to monitor the requirements of the 48 states within which the company operates. He was looking forward to doing business in the City of Las Vegas.

(10:43 - 10:48)

2-256

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-68 - Annexation No. ANX-4777 - Property location: At and near the southeast corner of Iron Mountain Road and Maverick Street; Petitioned by: Quarterhorse Falls Estates, LLC; Acreage: 15.79 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located at and near the southeast corner of Iron Mountain Road and Maverick Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 12, 2004) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 11/3/2004 City Council meeting pursuant to the 10/19/2004 Recommending Committee.

First Reading - 10/6/2004; First Publication - 10/22/2004

BACKUP DOCUMENTATION:

Bill No. 2004-68 and Location Map

MOTIONS:

WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5731 - UNANIMOUS with MONCRIEF excused

Clerk to proceed with second publication

MINUTES:

There was no discussion.

(10:48 - 10:50)

2-434

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2004-70 - Annexation No. ANX-4957 - Property location: On the north side of Ann Road, east and west of Mustang Road (aka Mustang Street); Petitioned by: Matrix Development Corporation, et al.; Acreage: 10.69 acres; Zoned: R-E (County zoning), U (R) and U (RE) (City equivalents). Sponsored by: Councilman Michael Mack

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the north side of Ann Road, east and west of Mustang Road (aka Mustang Street). The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 3, 2004) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-70 and Location Map

MOTIONS:

WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5732 - UNANIMOUS with MONCRIEF excused

Clerk to proceed with second publication

MINUTES:

There was no discussion.
(10:50 - 10:51)
2-482

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2004-69 - Establishes new solid waste and recycling regulations. Proposed by: Mark R. Vincent, Director of Finance and Business Services

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The City's current solid waste code provisions were enacted more than fifty years ago and do not take into account many contemporary industry standards and practices as well as current state and federal regulatory provisions. Solid waste issues transcend the boundaries of the City and other local jurisdictions within the County metropolitan areas, each contracting with Republic Services, Inc. to perform solid waste collection and disposal services. Accordingly, this bill is modeled after recent changes made in the County code in order to achieve regulatory uniformity. This bill specifically designates the items included within the solid waste stream, hazardous waste stream, medical waste stream, and recyclable materials stream for regulatory purposes; restricts hours of solid waste collection in residential areas; and conditionally waives collection fees for absentee residents.

RECOMMENDATION:

ADOPTION at 11/17/2004 City Council meeting as First Amendment pursuant to the 11/2/2004 Recommending Committee

First Reading - 10/6/2004; First Publication - 11/5/2004

BACKUP DOCUMENTATION:

None

MOTIONS:

None required.

MINUTES:

Recommendation noted.

11/17/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-71 - Expands the boundaries of the Live/Work Overlay District to include the Las Vegas Medical District, and allows medical office uses within the Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Earlier this year the City Council adopted an ordinance to establish the Live/Work Overlay District. It is now proposed to expand the boundaries of the Overlay District to include the Las Vegas Medical District, and to allow medical office uses within the Overlay District. This bill will accomplish the change.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-71

MOTIONS:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

11/16/2004 Recommending Committee

11/17/2004 Council Agenda

(10:51 - 10:52)

2-514

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-72 - Revises the standards for converting public streets into private streets in existing subdivisions. Sponsored by: Councilwoman Janet Moncrief

Fiscal Impact:

- | | |
|---|-----------------|
| <input checked="" type="checkbox"/> No Impact | Amount: |
| <input type="checkbox"/> Budget Funds Available | Dept./Division: |
| <input type="checkbox"/> Augmentation Required | Funding Source: |

PURPOSE/BACKGROUND:

Several months ago the City Council adopted an ordinance to revise the standards and procedures for converting public streets into private streets in existing subdivisions. One of the requirements was for private streets to be located on property that is separately owned by a property owners' association. It has since been proposed, as an alternative to the current ownership requirement, to allow such private streets to be located on property that is subject to perpetual access easements running in favor of the owners of lots within the subdivision. This bill will accomplish the change.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-72

MOTIONS:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

11/16/2004 Recommending Committee

11/17/2004 Council Agenda

(10:51 - 10:52)

2-514

THE MORNING SESSION RECESSED AT 10:52 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

CONSENT **DISCUSSION**

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

NOTE: The initial motion under Item 62, which carried unanimously with MACK not voting, was rescinded as to only Item 86 [SUP-4809] upon a subsequent motion by REESE, which also carried unanimously and was followed by a motion by REESE to abey the item to 12/1/2004, which carried with GOODMAN abstaining because JAY BROWN, with whom he is in a partnership, represents the applicant.

NOTE: MAYOR GOODMAN disclosed he was informed by COUNCILWOMAN MONCRIEF'S office of his need to abstain. ATTORNEY JAY BROWN, with whom he shares a partnership interest, represents Item 86 [SUP-4809], as well as Item 87 [SUP-4830].

MINUTES:

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, requested Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] be abeyed for two weeks so they would have additional time for site plan review issues.

(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building at 1625 Curtis Drive. PROPERTY OWNERS: DANIEL & DOROTHY CRUZ - Ward 3 (Reese)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$2,244.35
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired K.O. Construction to board the structure, remove all trash and debris, dog houses, lawn mowers, and storage etc from the property, remove any junk vehicles and sheds, remove all high vegetation from property and transition area. Secure gates and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$2,244.35 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

REESE - APPROVED the recommendation of staff - UNANIMOUS with BROWN and MACK not voting

MINUTES:

NOTE: A video was shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, recognized DEPUTY CITY ATTORNEY DAN STILL for his wonderful work and assistance. DEPUTY CITY ATTORNEY DAN STILL will be leaving to serve the Country and will be missed. MR. SANCHEZ then presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, KO Construction was hired to board

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

and secure the property, remove all trash and debris and post "No Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$2,244.35; \$1,669.00 to KO Construction, \$325.00 boarding fees and \$250.35 as a 15 percent administrative fee. He recommended the charges should be filed and recorded against the property, constituting a special assessment and lien with Council to authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

MAYOR GOODMAN voiced his appreciation for the itemization of the expense report. Subsequent to the motion he echoed the sentiments regarding DAN STILL. He acknowledged DEPUTY CITY ATTORNEY STILL'S integrity as a City employee and noted that he was not summoned to serve the Country but volunteered. MAYOR GOODMAN wished him the best of luck and announced his safety would be in everyone's thoughts.

No one appeared on opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:11 - 1:12)

3 -123

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building at 717 W. Washington Avenue. PROPERTY OWNERS: CLARENCE & JUANITA RAY FAMILY - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$3,085.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired C&W Enterprises to board and secure the structure, secure gates, remove all trash and debris, etc. (interior/exterior), repair fence, remove any junk vehicles, remove any sheds, high vegetation, graffiti from the property, and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$3,085.00 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

WEEKLY - APPROVED the recommendation of staff - UNANIMOUS with MACK not voting

MINUTES:

NOTE: Video shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, C&W Enterprises was hired to board and secure the structure, remove all trash, debris and, outside storage, repair the fence, remove abandoned vehicles,

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

remove all high vegetation and post "No Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$3,085.00; \$2,400 to C&W Enterprises, \$325 as boarding fee and \$360 for 15 percent administrative fee. He recommended the charges should be filed and recorded against the property, constituting a special assessment and lien with Council to authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

MAYOR GOODMAN declared the Public Hearing closed.

(1:12 - 1:13)

3-213

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 2824 Sing Song Way. PROPERTY OWNER: STANDARD FEDERAL BANK C/O ABN AMRO MORTGAGE/ATLANTIC MORTGAGE - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$2,070.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, C & W Enterprises was hired to abate the problem by removing the junk vehicle and camper shell, trimming the tree in the front yard, removing all refuse, waste, dog feces and graffiti, securing all gates and removing all high vegetation and by posting "No Trespassing" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$2,070.00 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

WEEKLY - APPROVED the recommendation of staff - UNANIMOUS

MINUTES:

NOTE: A video was shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, C&W Enterprises was hired to remove a junk vehicle and camper shell all refuse, waste, graffiti and high vegetation , trim trees in front yard, and post "No

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$2,070.00; \$1,800 to C&W Enterprises and \$270 for a 15 percent administrative fee. He recommended the charges should be filed and recorded against the property, constituting a special assessment and lien with Council to authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:13 - 1:14)

3-268

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building at 704 W. Wilson Avenue. PROPERTY OWNERS: KARL BUTLER - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,831.50
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired ADS Consulting to board and secure the structure, secure gates, remove all trash, debris, scattered litter, etc. from premises/property, remove any junk vehicles, sheds, high vegetation and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,831.50 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

WEEKLY - APPROVED the recommendation of staff - UNANIMOUS

MINUTES:

NOTE: A video was shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, ADS Consulting was hired to board and secure the structure, secure gates, remove trash, debris, scattered litter, outside storage, and all vegetation and post "No Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

the report of expenses in the amount of \$1,831.50; \$1,310 to ADS Consulting, \$325 for a boarding fee and \$196.50 for a 15 percent administrative fee. He recommended the charges should be filed and recorded against the property, constituting a special assessment and lien with Council authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:14 - 1:15)

3-310

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building/demolition at 212 W. St. Louis Avenue. PROPERTY OWNERS: BARBARA HANSEN - Ward 1 (Moncrief)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$12,006.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired Weaver, Inc. to demolish the structure, remove all trash and debris, refuse, waste, etc., remove any high/dry/dead vegetation and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$12,006.00 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

MONCRIEF - APPROVED the recommendation of staff - UNANIMOUS

MINUTES:

NOTE: A video was shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, Weaver Incorporated was hired to demolish the structure, remove all trash and debris, refuse, waste, and high dry vegetation and post "No Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve the report of expenses

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

in the amount of \$12,006; \$10,140 to Weaver Inc., \$300 for the asbestos survey and \$1,566 for a 15 percent administrative fee. He recommended the charges be filed and recorded against the property, constituting a special assessment and lien and authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:15 - 1:17)

3-354

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT DISCUSSION

SUBJECT:

Public hearing to consider the report of expenses to recover costs for abatement of dangerous building at 210 W. Monroe Avenue. PROPERTY OWNERS: ARNOLD MARTIR - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/> No Impact	Amount:	\$2,474.35
<input checked="" type="checkbox"/> Budget Funds Available	Dept./Division:	Neigh. Services/Response
<input type="checkbox"/> Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired KO Construction to board and secure all doors, windows and openings, remove refuse, waste and litter from all yards, r repair chain link fencing and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$2,474.35 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTIONS:

WEEKLY - APPROVED the recommendation of staff - UNANIMOUS

MINUTES:

NOTE: A video was shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

ORLANDO SANCHEZ, Director, Neighborhood Services, presented a video of the subject property and stated that the condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken or appeal filed, KO Construction was hired to board and secure the structure, remove refuse, waste and litter from all yards, repair the chain linked fence, and post "No Trespassing/Dumping" signs on the property. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$2,474.35; \$1,869 to KO Construction, \$325 for the boarding fee

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

and \$280.35 for the 15 percent administrative fee. He recommended the charges should be filed and recorded against the property, constituting a special assessment and lien with Council to authorize that the Notice and Lien of Assessment be filed and recorded with the County Treasurer's Office. MR. SANCHEZ recommended approval.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:17 - 1:18)

3-402

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5401 - PUBLIC HEARING - APPLICANT/OWNER: RICHMOND AMERICAN HOMES NEVADA - Request for a Review of Condition Number 2 of an approved Site Development Plan Review (SDR-2772) TO CLARIFY WHICH LOTS ARE LIMITED TO SINGLE STORY DWELLINGS for an approved 34 lot single family development on 5.50 acres adjacent to the north side of Alexander Road, approximately 335 feet west of Vegas Vista Trail (APN 137-01-801-007), PD (Planned Development) Zone, Ward 4 (Brown). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. City Council approval letter for SDR-2772
5. Submitted at meeting - annotated site map

MOTIONS:

BROWN - APPROVED subject to condition - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. She clarified Lots 6 through 12 would be single-story. MAYOR GOODMAN verified with ROBERT GENZER, Director, Planning and Development, that the clarification was in conformance with the plan.

COUNCILMAN BROWN submitted the referenced map with the City Clerk for the record. He acknowledged his appreciation to the developers for working with the neighborhood and achieving a compromise.

No appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:18 - 1:20)

3-450

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS:

Planning and Development

1. Original Condition of Approval Number 2 for Site Development Plan Review SDR-2772 is amended to read as follows: "Lots 6 and 7, Block 'A' and 8 through 12, Block 'B' as shown on the recorded Final Map for Lone Mountain Ridges - Unit 8 shall be limited to single story dwellings".

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

MAJOR MODIFICATION TO THE GRAND TETON VILLAGE MASTER PLAN

MOD-5125 - PUBLIC HEARING - APPLICANT: PERMA-BILT HOMES - OWNER: SCC-CANYON II, LLC - Request for a Major Modification to the Grand Teton Village Master Plan TO CHANGE THE LAND USE DESIGNATION FROM: P (PUBLIC FACILITIES) TO: L (LOW DENSITY RESIDENTIAL); TO AMEND TABLE 1 (SECTION 2.2) TO REFLECT CHANGES TO THE LAND USE CATEGORIES AND NUMBER OF RESIDENTIAL UNITS; TO AMEND FIGURES 2 AND 3 AND TO AMEND SECTIONS 2.3.5, 5.3.2 AND 6.1 REGARDING COMMON OPEN SPACE on 10.32 acres adjacent to the south side of Gilcrease Avenue, approximately 660 feet east of Hualapai Way (APN portion of 125-18-201-010), U (Undeveloped) Zone [PR-OS (Parks/Recreation/Open Space) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions and amending Condition 2 for the first line to read:

2. Sections 2.3.5, 5.3.3 and 6.1 shall be amended as follows:

- UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 70 [MOD-5125], Item 71 [WVR-5127] and Item 72 [SDR-5126].

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and clarified that Item 70 [MOD-5125] should be amended to read Section 5.3.3. MAYOR GOODMAN confirmed the correction was acceptable with DEPUTY CITY ATTORNEY BRYAN SCOTT.

COUNCILMAN MACK commented the modification was necessary due to the recent BLM land sale of this site to a private developer. ROBERT GENZER, Director, Planning and Development, then clarified MS. LAZOVICH'S request should be reflected by amending Condition 2 to read 5.3.3 instead of the typo, which read 5.2.3.

No one appeared in opposition.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

MAYOR GOODMAN declared the Public Hearing closed for Item 70 [MOD-5125], Item 71 [WVR-5127] and Item 72 [SDR-5126].

(1:20 - 1:24)

3-506

CONDITIONS:

Planning and Development

1. Section 2.2: Table 1 and Figures 2 and 3 shall be amended per the recommendations of the Planning and Development Department.

2. Sections 2.3.5, 5.2.3 and 6.1 shall be amended as follows:

Neighborhood open spaces/pocket parks shall be built within residential communities to provide passive and active grass play areas as required by the city of Las Vegas. A total of 3.88 acres of open space shall be built within the residential communities and shall be built within the residential property within the master plan. However, if a development is deficient in open space, alternative methods may be imposed at the time of Site Development Plan Review to address the amount of open space to be required.

In addition, the Master Developer will develop a total of 2.12 acres of multipurpose and equestrian trails along Hualapai Way and Grand Teton Drive and will also be responsible for construction of a 10-acre neighborhood park per the Grand Teton Village Park Development Agreement. Any perimeter landscape buffer in excess of that required by the City's Landscape, Wall, and Buffering Standards along public rights-of-way may be credited toward the development's open space requirements.

3. Conformance to all applicable conditions of approval for Rezoning (Z-0014-02), Major Modification (MOD-1730), the Grand Teton Village Development Agreement (DIR-2863) and the Grand Teton Village Master Development Plan and Design Standards as amended by this Major Modification.

4. The applicant shall provide the Planning and Development Department with full copies of the amended plan documents within 30 days of the final approval by the City Council.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

WAIVER OF TITLE 18 RELATED TO MOD-5125

WVR-5127 - PUBLIC HEARING - APPLICANT: PERMA-BILT HOMES - OWNER: SCC-CANYON II, LLC - Request for a Waiver of Title 18.12.160 TO ALLOW APPROXIMATELY 91 FEET BETWEEN STREET INTERSECTIONS WHERE 125 FEET IS THE MINIMUM DISTANCE REQUIRED FOR INTERSECTIONS OF STREETS PROVIDING SERVICE INTERNALLY WITHIN A SUBDIVISION in conjunction with a proposed 51-lot single-family residential development on 10.32 acres adjacent to the south side of Gilcrease Avenue, approximately 660 feet east of Hualapai Way (APN portion of 125-18-201-010), U (Undeveloped) Zone [PR-OS (Parks/Recreation/Open Space) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 70 [MOD-5125] for related discussion.

(1:20 - 1:24)

3-506

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Major Modification (MOD-5125) and Site Development Plan Review (SDR-5126) by the City Council.
2. All City Code Requirements and all City Departments design standards shall be met, other than those waived through this and companion applications.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-5125 AND WVR-5127

SDR-5126 - PUBLIC HEARING - APPLICANT: PERMA-BILT HOMES - OWNER: SCC-CANYON II, LLC - Request for a Site Development Plan Review FOR A PROPOSED 51-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 10.32 acres adjacent to the south side of Gilcrease Avenue, approximately 660 feet east of Hualapai Way (APN portion of 125-18-201-010), U (Undeveloped) Zone [PR-OS (Parks/Recreation/Open Space) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 70 [MOD-5125] for related discussion.

(1:20 - 1:24)

3-506

CONDITIONS:

Planning and Development

1. Approval by the City Council and conformance with the Conditions of Approval of Major Modification (MOD-5125) to the Grand Teton Master Development Plan and Design Standards and a Waiver (WVR-5127) of Title 18.12.160.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the revised site plan, landscape plan and building elevations date stamped 08/27/04, except as amended by conditions herein.
4. The setbacks for this development shall be a minimum of 12 feet to the house, porch or side-loading garage; 18 feet to the front of the garage (as measured from back of sidewalk or from back of curb if no sidewalk is provided); 5 feet on the side; 10 feet on the corner side; and 10 feet in the rear, per Section

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

3.5.3 of the Grand Teton Village Master Development Plan Standards.

5. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a tentative map, to clearly depict pedestrian access to the 10-acre park to the west of the subject development. The 20-foot drainage easement labeled Common Element 'G' shall not be included in any open space calculation.

6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect a minimum of four five gallon shrubs for each tree within planters along Gilcrease Avenue and Donald Nelson Avenue.

7. Air conditioning units shall not be mounted on rooftops.

8. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.

9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated. Any combination of retaining and screening walls on the perimeter of the development shall not exceed a height of eight feet, measured on the side exterior to the development.

10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

11. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Dedicate 30 feet of right-of-way for Gilcrease Avenue and 30 feet for Donald Nelson Avenue, including the area for a knuckle, adjacent to this site.

14. Construct half-street improvements including appropriate overpaving on Gilcrease Avenue and Donald Nelson Avenue, including those portions of the Donald Nelson Avenue/Topaz Creek Street knuckle adjacent to this site concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete).

15. Gated entry driveways shall be designed, located and constructed in accordance with Standard Drawing #222a.

16. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

17. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

18. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

19. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

20. Site development to comply with all applicable conditions of approval for the Grand Teton Village Master Plan, Zoning Reclassification Z-14-02, and all other applicable site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-4071 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: WRG DESIGN, INC. - OWNER: PALM MORTUARY, INC. - Petition to Vacate Deer Springs Way between Jones Boulevard and Maverick Street; and Maverick Street between Deer Springs Way and Rome Boulevard, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="4"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions, deleting Conditions 5 and 7, and the following amended conditions as read for the record as follows:

1. Approval of a Special Use Permit prior to recordation of the Vacation. The applicant shall provide proof of the creation of the Property Owner's Maintenance Association and the establishment of a reserve fund for maintenance and improvements prior to recordation of their order of vacation.
2. The provision of signed affidavits, prior to recordation of the Vacation, from all affected property owners (which includes owners to the west in the County along Deer Springs Way up to the area previously approved by the Clark County Commission), in which the affidavit clearly states that the owners understand the impacts of this vacation and agree to it nonetheless.
3. The area to be covered by the private street shall be mapped as a common lot through the Tentative and Final Map process unless the code is amended to delete a common lot requirement prior to the recordation of the order of vacation.
16. If the Order of Vacation is not recorded within two (2) years after approval by the City Council and the Planning and Development Director does not grant any Extension of Time, then approval will terminate and a new petition must be submitted.

- UNANIMOUS with GOODMAN abstaining because one of the property owners, DAVID CHESNOFF, is his associate in a law practice and could be affected as a result of this matter

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

PAUL LARSEN, 300 South Fourth Street, appeared with property owner Gary Westerfield to offer a

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

presentation that included revisions of the conditions. He explained the issue was whether creation of a common lot is required and, until the code is amended, they would comply with the condition. MAYOR PRO TEM REESE questioned why the property is being vacated.

JAY BINGHAM, 6200 Deer Springs Way, described their intent for the area. He stated that because so many things were going on, people requested revisions to try to protect the integrity of the ranch-like area. The only parcel within the City is Palm Mortuary.

ATTORNEY LARSEN demonstrated on a picture showing, the areas still considered ranch. He pointed out the proposed land and stated there was disagreement with staff regarding the manner of the vacation. Staff's reason is not the code requirement in the County. It is the Council's discretion to allow the vacation. To resolve the matter ATTORNEY LARSEN represented they would comply with staff's conditions subject to some modification.

COUNCILMAN MACK thanked the applicant for returning for the fourth time and working with staff. He affirmed many discussions about what our City code requirements are for a common lot. He then read the amended conditions for the record and obtained necessary concurrence to the amendments.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:25 - 1:33)

3-662

CONDITIONS:

1. Approval of a Special Use Permit prior to recordation of the Vacation. The applicant shall provide proof of the creation of a Homeowners' Association and the establishment of a reserve fund for maintenance and improvements prior to recordation of the Vacation.
2. The provision of signed affidavits, prior to recordation of the Vacation, from all affected property owners (which includes owners to the west in the County along Deer Springs Way), not just adjacent owners, in which the affidavit clearly states that the owners understand the impacts of this Vacation and agree to it nonetheless.
3. The area to be covered by the private street shall be mapped as a common lot through the Tentative and Final Map process.
4. A Petition of Vacation for the western half of Maverick Street within Clark County must record concurrently with this Order of Vacation.
5. A Petition of Vacation for Deer Springs Way for all remaining right-of-way west of Maverick Street within Clark County must record concurrently with this Order of Vacation.
6. Prior to the recordation of this Petition of Vacation, the applicant shall reimburse the City of Las Vegas \$17,592.80 for the fees paid to obtain the northwest corner of Jones Boulevard and Deer Springs Way.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

7. An agreement reimbursing the cost of changes to the construction plans and any additional engineering fees for Special Improvement District No. 1487 - Jones Blvd (Centennial Pkwy to Elkhorn Rd) to the City of Las Vegas must be prepared and all fees paid prior to recordation of the Order of Vacation. Contact the Special Improvements District section the City of Las Vegas Department of Public Works for cost calculations and preparation of this agreement.
8. Prior to the recordation of this Petition of Vacation the applicant shall provide a plan acceptable to the City of Las Vegas Department of Public Works showing how legal access will be provided to all adjacent parcels. The plan must be signed by all parcel owners and notarized.
9. Legal access encumbrances on all affected parcels must be recorded concurrent with recordation of the Order of Vacation.
10. This Petition of Vacation shall be amended to retain a 20 foot wide public sewer easement centered over the existing sewer line within Deer Springs Way and to retain an additional 20 foot wide public sewer easement for future facilities within Deer Springs Way at a location acceptable to the Department of Public Works.
11. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.
12. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
13. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress there from shall be provided if required.
14. All development shall be in conformance with code requirements and design standards of all City departments.
15. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

16. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-4998 - PUBLIC HEARING - APPLICANT: KB HOME - OWNER: BRIAN AND JULIE LEE, ET AL - Petition to Vacate U. S. Government Patent Reservations and Bureau of Land Management Easements generally located south of Alexander Road, east of Cliff Shadows Parkway, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

BROWN - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

No one appeared on behalf of the applicant, therefore COUNCILMAN BROWN requested to move the routine request forward.

MAYOR GOODMAN declared the Public Hearing closed.

(1:33 - 1:34)

3-950

CONDITIONS:

1. The roadway easement at the southeast corner of Alexander Road and Cliff Shadows Parkway for a dedicated right-turn lane shall be deleted from this application and all interests retained.
2. Dedication of necessary sewer easements for development of this site must be provided prior to or concurrent with recordation of this Order of Relinquishment of Interest and Order of Vacation, unless allowed otherwise by the Collection Systems Planning Section of the Department of Public Works.
3. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The drainage study required by Site Development Plan Review SDR-4636 may be used to satisfy this requirement provided that it addresses the area to be vacated.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

4. Reservation of easements for Nevada Power facilities together with reasonable ingress thereto and egress there from shall be retained.
5. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest and an Order of Vacation.
6. All development shall be in conformance with code requirements and design standards of all City departments.
7. The Order of Relinquishment of Interest and the Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.
8. If the Order of Relinquishment of Interest or the Order of Vacation are not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5011 - PUBLIC HEARING - APPLICANT: WOODSIDE HOMES - OWNER: DANVILLE LAND INVESTMENTS, LIMITED LIABILITY COMPANY - Petition to Vacate a portion of Del Juan Street between Jo Marcy Drive and Gilcrease Avenue, and U.S. Government Patent Reservations generally located south of Jo Marcy Drive, west of Del Juan Street, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions -UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 75 [VAC-5011], Item 76 [VAC-5012] and Item 77 [VAC-5013].

No one appeared on behalf of the applicant. COUNCILMAN MACK verified with MARGO WHEELER, Deputy Director, Planning and Development, this was a routine request.

MAYOR GOODMAN declared the Public Hearing closed for Item 75 [VAC-5011], Item 76 [VAC-5012] and Item 77 [VAC-5013].

(1:35)
3-974

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest and the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest or the Order of Vacation.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

3. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress there from shall be provided if required.
4. All development shall be in conformance with code requirements and design standards of all City Departments.
5. The Order of Relinquishment of Interest and Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.
6. If the Order of Vacation and Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5012 - PUBLIC HEARING - APPLICANT: WOODSIDE HOMES - OWNER: DANVILLE LAND INVESTMENTS, LIMITED LIABILITY COMPANY - Petition to Vacate Jo Marcy Drive and Gilcrease Avenue west of Hualapai Way, and U.S. Government Patent Reservations generally located adjacent to the southwest corner of Jo Marcy Drive and Hualapai Way, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 75 [VAC-5011] for related discussion.
(1:35)
3-974

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest and the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The drainage study required by TMP-4931 may be used to satisfy this requirement provided that it addresses the area to be vacated.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest or the Order of Vacation.
3. All development shall be in conformance with code requirements and design standards of all City Departments.
4. The Order of Relinquishment of Interest and Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

5. If the Order of Vacation and the Order of Relinquishment of Interest are not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5013 - PUBLIC HEARING - APPLICANT: WOODSIDE HOMES - OWNER: DANVILLE LAND INVESTMENTS, LIMITED LIABILITY COMPANY - Petition to Vacate U.S. Government Patent Reservations generally located north of Dorrell Lane, west of Hualapai Way, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 75 [VAC-5011] for related discussion.

(1:35)
3-974

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required for the Tentative Map TMP 5140 may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.
3. All development shall be in conformance with code requirements and design standards of all City Departments.
4. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

5. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5019 - PUBLIC HEARING - OWNER/APPLICANT: DR HORTON, INC. - Petition to Vacate Chieftain Street north of Gilcrease Avenue, and Jo Marcy Drive east of Tee Pee Lane, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MICHAEL PATREY, Alpha Engineering, 50 South Jones Boulevard, appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(1:36)

3-1046

CONDITIONS:

1. The Final Map for Fort Apache Ranch or an alternate mechanism to prevent denying legal access to Assessor's Parcel Number 125-18-501-010 must record concurrently with the Order of Vacation.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
3. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
4. All development shall be in conformance with code requirements and design standards of all City Departments.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

5. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, conditions that require modifications to public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5024 - PUBLIC HEARING - APPLICANT: KB HOME NEVADA, INC. - OWNER: CLIFF'S EDGE, LLC, ET AL - Petition to Vacate U.S. Government Patent Reservations generally located east of Puli Road, between Grand Teton Drive and Jo Marcy Drive, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 79 [VAC-5024] and Item 80 [VAC-5025].

JEFFERY ARMSTRONG, 2727 South Rainbow Boulevard, appeared on behalf of the applicant to concur with the recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 79 [VAC-5024] and Item 80 [VAC-5025].

(1:37 - 1:38)

3-1073

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.
2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

3. All development shall be in conformance with code requirements and design standards of all City departments.
4. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
5. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5025 - PUBLIC HEARING - APPLICANT/OWNER: CLIFFS EDGE, LLC - Petition to Vacate U.S. Government Patent Reservations adjacent to the north side of Elkhorn Road between Puli Road and Shaumber Road, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 79 [VAC-5024] for related discussion.

(1:37 - 1:38)

3-1073

CONDITIONS:

1. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Relinquishment of Interest.
2. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress there from shall be provided if required.
3. All development shall be in conformance with code requirements and design standards of all City departments.
4. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

5. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5043 - PUBLIC HEARING - APPLICANT/OWNER: BEAZER HOMES HOLDING CORP. - Petition to Vacate a U.S. Government Patent Reservation generally located north of Farm Road, east of Puli Road, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 81 [VAC-5043] and Item 82 [VAC-5044].

JEFFERY ARMSTRONG, 2727 South Rainbow Boulevard, appeared on behalf of the applicant to concur with the recommendations.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 81 [VAC-5043] and Item 82 [VAC-5044].

(1:38 - 3:39)

3-1128

CONDITIONS:

1. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Relinquishment of Interest for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required for the Beazer at Cliff's Edge Pod 205 Tentative Map may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.

2. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

Relinquishment of Interest.

3. All development shall be in conformance with code requirements and design standards of all City Departments.
4. The Order of Relinquishment of Interest shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.
5. If the Order of Relinquishment of Interest is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5044 - PUBLIC HEARING - APPLICANT/OWNER: BEAZER HOMES HOLDINGS CORP. -
Petition to Vacate unused public rights-of-way generally located north of Farm Road, east of Puli Road,
Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 81 [VAC-5043] for related discussion.

(1:38 - 3:39)

3-1128

CONDITIONS:

1. This Vacation shall include the north 30 feet of Donald Nelson Road, the south 30 feet of Gilcrease Avenue and the east 30 feet of the unnamed street as shown on Assessor's Parcel Map 126-13-2.
2. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required for Beazer at Cliff's Edge Pod 205 Tentative Map may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.
3. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
4. All development shall be in conformance with code requirements and design standards of all City Departments.
5. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, conditions that require modifications to public improvements may be fulfilled for

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE

VAR-5086 - PUBLIC HEARING - APPLICANT: PRECISION CONSTRUCTION, INC. - OWNER: J. EMMETT SULLIVAN AND BECKY PATRICIA SULLIVAN - Request for a Variance TO ALLOW A ZERO-FOOT FRONT YARD AND ZERO-FOOT SIDE YARD SETBACK WHERE 10 FEET IS THE MINIMUM REQUIRED on 1.38 acres at 1821 Western Avenue (APN: 162-04-703-005 and 006), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Backup referenced from the 10/7/2004 Planning Commission Item 46

MOTIONS:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

NOTE: MAYOR GOODMAN disclosed that the applicant, J. EMMETT SULLIVAN, is a friend and neighbor, but he did not believe it would affect his ability to participate in the hearing. He included that STEPHEN QUINN is a friend as well but that also would not affect his judgment on the matter.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 83 [VAR-5086] and Item 84 [SDR-5085].

STEPHEN QUINN, 2319 Western Avenue, appeared and initially shared his regret that ROBERT GENZER, Director, Planning and Development, will be retiring in the near future. He then confirmed staff's findings of 63 properties in the notification area, 40 of which do not have ten-foot side-yard setbacks. The development complies with all other standards except for the side yard setbacks and has combined two blocks that integrate it for a more efficient use. The landscape waivers are merely to reconfigure the layout, making the project more functional and will not affect the amount of plants. He noted there was a minor change to the 8/18/2004 plan which included two roll-up doors at the front building. MARGO WHEELER, Deputy Director, Planning and Development, confirmed those changes were reflected in the plan.

VICTORIA QUINN, 350 South Rancho Drive, expressed her appreciation for development taking place

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

in the Downtown area. She expressed her excitement with being a part of Ward 1 and thanked Council for the consideration.

MAYOR GOODMAN commented on the critical nature of this street as a gateway to the Downtown area and entertainment district. He acknowledged a letter written to the Planning Commission that addressed concern for property depreciation in the area. He stated he believes, if anything, this project will contribute to the appreciation of the area.

COUNCILWOMAN MONCRIEF stated that little development has occurred for this industrial area and considered the setbacks to be sufficient.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 83 [VAR-5086] and Item 84 [SDR-5085].

(1:41 - 1:46)

3-1172

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for an accompanying Site Development Plan Review (SDR-5085).
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-5086

SDR-5085 - PUBLIC HEARING - APPLICANT: PRECISION CONSTRUCTION INC. - OWNER: J. EMMETT SULLIVAN AND BECKY PATRICIA SULLIVAN - Request for a Site Development Plan Review and Waivers of the Perimeter and Parking Lot Landscape Requirements FOR A PROPOSED 28,600 SQUARE FOOT OFFICE/WAREHOUSE on 1.38 acres at 1821 Western Avenue (APN: 162-04-703-005 and 006), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

- 1. Location Map
- 2. Conditions For This Application
- 3. Staff Report
- 4. Backup referenced from the 10/7/2004 Planning Commission Item 47

MOTIONS:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 83 [VAR-5086] for related discussion.
(1:41 - 1:46)
3-1172

CONDITIONS:

Planning and Development

- 1. All development shall be in conformance with the site plan and building elevations, date stamped 10/07/04, except as amended by conditions herein.
- 2. Prior to the issuance of a building permit, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing the addition of two trees, one each in each island at the ends of the front parking rows.
- 3. A Variance (VAR-5086) approved by the City Council.
- 4. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
- 5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.

6. Landscaping and a permanent underground sprinkler system shall be installed and permanently maintained in a satisfactory manner. (Failure to properly maintain required landscaping and underground sprinkler systems is cause for revocation of a business license.)

7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.

8. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize "shoe-box" fixtures and downward-directed lights. Wall pack lighting shall utilize "shoe-box" fixtures and downward-directed lights on the proposed building.

9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.

10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.

11. All City Code requirements and design standards of all City departments must be satisfied.

12. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.

Public Works

13. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development of this site. All new or modifications to existing driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

14. Construct all incomplete half-street improvements on Western Avenue adjacent to this site concurrent with development of this site.

15. Meet with the Flood Control Section of the Department of Public Works for assistance with establishing finished floor elevations and drainage patterns for this site prior to submittal of construction plans or the issuance of any building or grading permits, whichever may occur first. Provide and improve all drainageways as recommended.

16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of any construction plans for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4807 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: G G P IVANHOE II, INC. - Request for a Special Use Permit FOR A 51 FOOT HIGH, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 4300 Meadows Lane (APN 139-31-510-016), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MONCRIEF - APPROVED subject to conditions and amending Condition 1 as follows:

1. The signs shall conform to the elevations date-stamped on 8/18/2004; the Meadows Mall logo shall not be permitted on the signs.
- UNANIMOUS

NOTE: MAYOR GOODMAN disclosed that pursuant to the opinion of **DEPUTY CITY ATTORNEY BRYAN SCOTT** he would not need to abstain on Item 85 [SUP-4807] despite his partnership interests with **ATTORNEY JAY BROWN** inasmuch as **ATTORNEY BROWN** was not present to represent these applications.

MINUTES:

MAYOR PRO TEM REESE declared the public hearing open.

BEAU PALLEY, Orion Outdoor Media, 7942 Rock Bridge Circle, appeared on behalf of the applicant.

COUNCILWOMAN MONCRIEF supported billboard locations that are on interstates. Because there were no issues with this billboard, she motioned for approval.

COUNCILMAN WEEKLY inquired whether constituents in Ward 5 have commented on this location, and MR. PALLEY confirmed no additional comments were received.

DEPUTY CITY ATTORNEY BRYAN SCOTT advised MAYOR GOODMAN that he would be able to vote if he chose to since ATTORNEY JAY BROWN was not present. If he were present today and represented the item, as he did during the Planning Commission meeting, MAYOR GOODMAN would

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

not be able to vote. MAYOR GOODMAN stated he would then vote.

MARGO WHEELER, Deputy Director of Planning and Development, noted a change to Condition 1 necessary to reflect the revised elevation as 8/18/2004.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:46 - 1:48)

3-1407

CONDITIONS:

Planning and Development

1. The signs shall conform to the elevations date stamped 08/17/04; the Meadows Mall logo shall not be permitted on the signs.
2. The off-premise advertising sign (billboard) supporting structure shall be redesigned to finish materials to complement the existing on-site building. The entire face-area of both sides of the off-premise advertising (billboard) sign shall be signage area or its border framework; none of the supporting structure shall be visible aside from the support pole.
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. The Special Use Permit shall be reviewed in two (2) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign be removed.
5. If a Site Development Plan Review for new development includes property in which an off-premise advertising (billboard) sign is located the billboard(s) shall be reviewed for compatibility with the proposed development. Conditions of approval may be imposed that require the removal or redesign of some or all of the off-premise advertising (billboard) signs.
6. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
7. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
8. Only one advertising sign is permitted per sign face.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

9. All City Code requirements and design standards of all City departments must be satisfied.
10. The sign shall be limited to 51 feet in height pursuant to plans and elevations for sign #1 as shown on plans date stamped August 6, 2004.
11. No off-premise advertising (billboard) signs may be located along the Valley View Boulevard side of the property.

Public Works

12. The off-premise advertising (billboard) sign shall not be located within public right-of-way, existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4809 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: G G P IVANHOE II, INC. - Request for a Special Use Permit FOR A 40 FOOT HIGH, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 4300 Meadows Lane (APN 139-31-510-016), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Singer & Brown and revised abeyance letter from Singer & Brown

MOTIONS:

REESE - Motion to HOLD IN ABEYANCE to 12/1/2004 - UNANIMOUS with GOODMAN abstaining because JAY BROWN, with whom he is in a partnership, represents the applicant

NOTE: The initial motion under Item 62, which carried unanimously with MACK not voting, was rescinded only for Item 86 [SUP-4809] upon a subsequent motion by REESE, which also carried unanimously.

NOTE: MAYOR GOODMAN disclosed he was informed by COUNCILWOMAN MONCRIEF'S office of his need to abstain. ATTORNEY JAY BROWN, with whom he shares a partnership interest, represents Item 86 [SUP-4809], as well as Item 87 [SUP-4830].

MINUTES:

ROBERT GENZER, Director, Planning and Development, informed the Council that Item 86 [SUP-4809] was held in abeyance until 11/17/2004. The City Clerk's Office has now received a letter from that applicant asking that the item be held until 12/1/2004. He requested a rescission of the previous motion to abey to 11/17/2004 and have a new motion to abey to 12/1/2004.

No one appeared in opposition.

(1:40-1:41)

3-1172

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4830 - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A 40 FOOT HIGH, 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the northwest corner of Westcliff Drive and Rainbow Boulevard (APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 2 (Wolfson). The Planning Commission (6-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Kummer Kaempfer Bonner & Renshaw
5. Submitted after final agenda - Abeyance letter from Kummer Kaempfer Bonner & Renshaw
6. Backup referenced from the 10/7/2004 Planning Commission Item 17

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

NOTE: MAYOR GOODMAN disclosed he was informed by COUNCILWOMAN MONCRIEF'S office of his need to abstain. ATTORNEY JAY BROWN, with whom he shares a partnership interest, represents Item 86 [SUP-4809], as well as Item 87 [SUP-4830].

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5028 - PUBLIC HEARING - APPLICANT: JMA ARCHITECTURE STUDIO - OWNER: RINKAI AMERICA, INC. - Request for a Special Use Permit FOR A PROPOSED 73-STORY MIXED-USE DEVELOPMENT at 2423 and 2417 Las Vegas Boulevard (APN 162-04-813-070 and 071; 162-03-410-008), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting - Letter from Chris Giunchigliani regarding conditional approval of Item 88 [SUP-5028], Item 89 [VAC-5029] and Item 90 [SDR-5027] filed under Item 88 [SUP-5028]

MOTIONS:

REESE - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 88 [SUP-5028], Item 89 [VAC-5029] and Item 90 [SDR-5027].

GREG BORGEL, 300 South Fourth Street, appeared on behalf of the developer and was accompanied by TOM SHULMAN, representative from JMA Architecture Studios, and JOSEPH DIMARO. MR. BORGEL cited the developer being nationally recognized for design in hope of encouraging the Council's faith that the difficult design plan at hand will be wonderful. He pointed out key facts that the Council has requested in the past, including a significant residential component of 900 units, a very high-end facility, the location in the redevelopment area that benefits tax increments and noted it will function as the icon of the City of Las Vegas. MR. BORGEL stated this would be the tallest residential structure on the west coast and noted concurrence with all conditions involved. He elaborated on the design which includes a bus turnout at the intersection of Sahara Avenue at Las Vegas Boulevard, the dedication of additional right-of-way to create a free right-turn lane from Sahara Avenue onto Las Vegas Boulevard and the inclusion of dual left-turns from Sahara Avenue south onto Las Vegas Boulevard; all of which will help reduce existing congestion points. The additional lanes would help traffic flow more freely and, at the same time, the new bus turnout would serve as a pocket to allow the residents to turn into the proposed project. In the future they hope to be able to participate in a pedestrian crossover with nearby properties as they improve and redevelop their locations. He clarified

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

that the Holy Cow has been remodeled and will reopen as a sales center for Liberty Tower and eventually for this project.

COUNCILMAN REESE commented on the color of the Holy Cow, and MR. BORGEL stated the intent was to inform the public that it is a new Holy Cow with a different purpose. COUNCILMAN REESE voiced concern for the completion of similar projects and noted his appreciation for the location chosen, as it will serve as a guiding light into the Downtown area.

BEN CONTINE, 553 Barbara Way, President of the Beverly Green Association, shared comments of support for the project but addressed apprehension for the helicopter path interfering with the project. On behalf of residents in the area who already experience this issue, he noted genuine concern for the new residents and how they may be required to adjust. He described how the path would be altered and what the helicopters would need to do to compensate for the very tall project proposed. He reiterated the association's support of the project but expressed fear that the alternate path of the helicopters would push further east, directly affecting the very same residents. He acknowledged that this problem has been previously addressed but involves complex jurisdictional issues that have not been easily resolved. He asked that the Council take note of this concern and unite with the association to find resolution.

MAYOR GOODMAN validated the discussion presented because he too lives in an area directly affected by helicopter flight paths. He mentioned a meeting he had with ASSEMBLYWOMAN CHRIS GIUNCHIGLIANI and confirmed the complex issues involved with jurisdiction that also includes the County. He stated the City does have a vested interest with the helicopter traffic that will affect numerous projects involved in the Manhattanization of Downtown Las Vegas. MAYOR GOODMAN requested assistance from the City Manager to address the problem. He provided a letter from ASSEMBLYWOMAN GIUNCHIGLIANI that emphasized the request of a condition to abate helicopters but, instead, MAYOR GOODMAN would rather have a condition forcing the City to work hand-in-hand with developers, neighborhoods, the County and the airport FAA to stop this type of traffic that impacts the City. He confirmed with MR. BORGEL that a traffic study has been conducted, but MR. BORGEL clarified it had not yet been approved by City staff to indicate if adjustments were going to be needed. MAYOR GOODMAN noted that he recently requested CITY MANAGER DOUG SELBY to enforce an ordinance requiring a traffic study on dense projects for the Planning Commission and Council, in order to make proper recommendations. MAYOR GOODMAN agreed with COUNCILMAN REESE overall and commented on how this project will be a phenomenal gateway to the City of Las Vegas.

COUNCILMAN REESE acknowledged a meeting held with MR. CONTINE and ASSEMBLYWOMAN GIUNCHIGLIANI in hopes to instigate another meeting with SENATOR HARRY REID and CONGRESSWOMAN SHELLEY BERKLEY to obtain their support to stop helicopter traffic at Sahara Avenue altogether.

MAYOR GOODMAN was interested in the date of completion and the certainty of the project. MR. BORGEL informed the Council the developers are world-renowned from Australia and have every intention of completing the project but cautioned the Council that an interest rate increase could affect the project. MR. BORGEL confirmed groundbreaking in 2006 and completion in 2008. At COUNCILMAN WOLFSON'S request MR. BORGEL clarified that parking for the 971 units is

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

sufficient as these types of facilities are not typically occupied fulltime. As a comparison, Turnberry Place has experienced only 35 percent occupancy of the units.

BART ANDERSON, Engineering Project Manager, Public Works, stated that a vacation filed with the original application was withdrawn and, as a result, two conditions needed to be modified. He recommended Condition 19 be deleted and Condition 28 modified to remove the second parcel listed (162-03-411-011) from the requirement for a joint access agreement since that vacation will not be recorded. MR. BORGEL agreed with the amendments and clarified they are still working on the withdrawn issue which does not interfere with the development of the project.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 88 [SUP-5028], Item 89 [VAC-5029] and Item 90 [SDR-5027].

(1:56 - 2:18)

3-1826

CONDITIONS:

Planning and Development

1. Conformance to all minimum requirements listed in Title 19.04.050 for a Mixed-Use development.
2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-5027).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION RELATED TO SUP-5028

VAC-5029 - PUBLIC HEARING - APPLICANT: JMA ARCHITECTURE STUDIO - OWNER: RINKAI AMERICA, INC. - Petition to Vacate Cincinnati Avenue east of Las Vegas Boulevard, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="1"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting - Letter from Chris Giunchigliani regarding conditional approval of Item 88 [SUP-5028], Item 89 [VAC-5029] and Item 90 [SDR-5027] filed under Item 88 [SUP-5028]

MOTIONS:

REESE - APPROVED subject to conditions - UNANIMOUS with MACK not voting

MINUTES:

NOTE: See Item 88 [SUP-5028] for related discussion.
(1:37 - 1:39)
3-1237

CONDITIONS:

1. This Petition of Vacation shall include the existing 55-feet of Cincinnati Avenue right-of-way generally located east of Las Vegas Boulevard, north of Sahara Avenue.
2. Provide a plan acceptable to the City Engineer depicting how the northern half of the Cincinnati Avenue vacated right-of-way will be incorporated into Assessor's Parcel Number 162-03-410-007, prior to recordation of the Order of Vacation.
3. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The drainage study required with SDR-5027, may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.
4. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

5. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way or easement being vacated must be retained.

6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

7. Provide a copy of a recordable Joint Access Agreement between this site and Assessor Parcel Number 162-03-410-007. Such agreement shall record immediately after the recordation of the Order of Vacation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5028 AND VAC-5029

SDR-5027 - PUBLIC HEARING - APPLICANT: JMA ARCHITECTURE STUDIO - OWNER: RINKAI AMERICA, INC. - Request for a Site Development Review and Waivers of Downtown Centennial Plan Standards for streetscaping, building setbacks, and reflective glazing FOR A 73-STORY, 863-FOOT TALL, 1,300,000 SQUARE-FOOT MIXED USE DEVELOPMENT CONSISTING OF 951 CONDOMINIUM UNITS AND 41,000 SQUARE FEET OF COMMERCIAL USES on 2.17 acres at 2423 and 2417 Las Vegas Boulevard (APN 162-04-813-070 and 071; 162-03-410-008), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letter from Applicant regarding elimination of Condition 19
4. Submitted at meeting - Letter from Chris Giunchigliani regarding conditional approval of Item 88 [SUP-5028], Item 89 [VAC-5029] and Item 90 [SDR-5027] filed under Item 88 [SUP-5028]

MOTIONS:

REESE - APPROVED subject to conditions, deleting Condition 19 and amending Condition 28 to read:

28. Provide a copy of a recorded Joint Access Agreement between this site and Assessor Parcel Number 162-03-410-007 prior to the issuance of any permits.

- UNANIMOUS with MACK not voting

MINUTES:

NOTE: See Item 88 [SUP-5028] for related discussion.

(1:37 - 1:39)

3-1237

CONDITIONS:

Planning and Development

1. A Special Use Permit (SUP-5028) to allow Mixed-Use development approved by the City Council.
2. This Site Development Plan Review shall expire two years from the date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

3. All development shall be in conformance with the site plan and building elevations, date stamped 10/07/04, except as amended by conditions herein.
4. The Waiver from the Downtown Centennial Plan building setback requirement is hereby approved, based on the proposed facade articulation and level of detail of the elevations.
5. The Waiver for the use of glazing with 34% reflectivity is approved for the central vertical band on the tower facade only. Glazing at the ground floor level shall be clear, and all other glazing shall be limited to 22% reflectivity in accordance with Code requirements.
6. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit application related to the site.
7. Any new utility or power service line provided to the parcel shall be placed underground from the property line to the point of on-site connection or on-site service panel location, in accordance with Subsection DS2.1.f of the Downtown Centennial Plan.
8. The existing utilities and power service lines in the abutting alley and the abutting Cincinnati Avenue right-of-way shall be located underground in accordance with Subsection DS2.1.f. of the Downtown Centennial Plan.
9. The Waiver from the Downtown Centennial Plan streetscape standards is hereby approved, allowing for a five-foot sidewalk and five-foot amenity zone along Las Vegas Boulevard and Sahara Avenue in place of the required width, due to the additional right-of-way that will be dedicated to the City.
10. The sidewalk shall include a decorative paving treatment at the intersections in accordance with Subsection DS4.2 of the Downtown Centennial Plan. All streetscape treatments shall conform to match the Fourth Street improvements installed by the City of Las Vegas.
11. Palm trees shall be installed in the public right-of-way along Las Vegas Boulevard at a maximum spacing of 35 feet on center in accordance with Subsection DS4.2.a of the Downtown Centennial Plan. The palm trees shall have a minimum height of 25 feet upon installation. Shade trees shall be installed along Sahara Avenue at a maximum spacing of 30 feet on center. Minimum tree size shall be a 24-inch box; a 36-inch box size is preferred.
12. The landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.
13. Standard Fourth Street style fixtures shall be installed in place of existing fixtures in accordance with Subsection DS3.1.k of the Downtown Centennial Plan. Exact specifications, shop drawings, and standard suppliers can be obtained from the City of Las Vegas Engineering Design Superintendent, Department of Public Works, 229-6272.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

14. A parking attendant shall be on duty during business hours as required by Title 19.10.010(J)(8) for tandem parking spaces.

15. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.

16. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

17. Dedicate a 54 foot radius at the northeast corner of Sahara Avenue and Las Vegas Boulevard. Also, dedicate and construct appropriate public right of way in accordance with Standard Drawings #201.1 and #245.1 for dedicated right turn lanes and dual left turn lanes, and Standard Drawings #234.1, #234.2 and #234.3 for bus turnouts unless specifically allowed otherwise by the City Engineer.

18. A petition to vacate Cincinnati Avenue, such as VAC-5029, must be recorded prior to the issuance of any permits or the recordation of a map for this site, whichever may occur first.

19. A petition to vacate the alley adjacent to this site, such as VAC-5030, must be recorded prior to the issuance of any permits or the recordation of a map for this site, whichever may occur first.

20. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Downtown Centennial Plan Standards concurrent with development of this site.

21. This site shall be designed to accommodate future pedestrian access bridges. All submitted drawings shall show connection points and annotate this feature as "FUTURE PEDESTRIAN ACCESS BRIDGE".

22. Coordinate the connection to public sewer line, in Sahara Avenue, with the Collection Systems Planning Section of the Department of Public Works. All required public sewer easements, if any, necessary to connect this site to the existing public sewer system shall be provided to the City prior to City approval of sewer construction plans, or the issuance of any off-site permits. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits or the recordation of a Final Map for this site.

23. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to City Council approval. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights of way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights of way are not required and Traffic Control

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

devices are or may be proposed at this site outside of the public right of way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

24. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings, or the recordation of a Final Map for this site, whichever may occur first, as required by the Department of Public Works. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Final Map, whichever may occur first, if allowed by the City Engineer.

25. Landscape and maintain all unimproved right(s) of way adjacent to this site concurrent with development.

26. Obtain an Encroachment Agreement for all landscaping and private improvements in the public rights-of-way adjacent to this site prior to the issuance of any permits.

27. Obtain an Occupancy Permit from the Nevada Department of Transportation for all landscaping and private improvements in the Sahara Avenue public right of way adjacent to this site prior to the issuance of any permits.

28. Provide a copy of a recorded Joint Access Agreement between this site and Assessor Parcel Numbers 162-03-410-007 and 162-03-411-011 prior to the issuance of any permits.

29. Coordinate with the Clark County School District to determine the impact this density has on the District's schools, and to identify possible methods to mitigate the impacts.

30. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

31. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a and shall intersect the adjacent streets at a 90 degree angle, unless otherwise allowed by the City Traffic

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

Engineer. The driveway along Sahara Avenue, shall also receive approval from the Nevada Department of Transportation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5065 - PUBLIC HEARING - APPLICANT: SHADOW MOUNTAIN MARKETPLACE, LIMITED LIABILITY COMPANY - OWNER: GEORGE FILIOS TRUST R-501 - Request for a Special Use Permit FOR A PROPOSED SERVICE STATION WITH GAS PUMPS adjacent to the southwest corner of Decatur Boulevard and Rome Boulevard (APN 125-24-802-010), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Backup referenced from the 10/7/2004 Planning Commission Item 55

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 91 [SUP-5065], Item 92 [VAC-0569] and Item 93 [SDR-5050].

DARRYL WRIGHT, 1096 Coast Village Road, Santa Barbara, California, appeared on behalf of the applicant and recognized LENI SKAAR, Council Liaison, and GARY LEOBOLD, Planning Supervisor, for their instrumental work. He concurred with all conditions, reflecting amendments to Conditions 14 and 22 as previously modified.

COUNCILMAN MACK asked if renderings were available to demonstrate the caliber of the building. He remarked on the high standards and architectural elements planned to mirror the Costco in Summerlin. He thanked the representative for their outstanding effort to create a beautiful facility, which will greatly benefit the Northwest area as well as North Las Vegas. MR. WRIGHT described the elevation and pointed out revisions implemented to the plan. Amendments to Condition 14 and Condition 22 were then read into the record for Item 93 [SDR-5050].

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 91 [SUP-5065], Item 92

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

[VAC-0569] and Item 93 [SDR-5050].

(1:49 - 1:56)

3-1541

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.050 for a Service Station with gas pumps use.
2. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0019-01) and Site Development Plan Review (SDR-5050).
3. If this Special Use Permit is not exercised within two years after the approval, the Special Use Permit shall be void unless an Extension of Time is granted.
4. No vehicle shall be parked on the premises for the purposes of offering the vehicle for sale.
5. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION RELATED TO SUP-5065

VAC-5069 - PUBLIC HEARING - APPLICANT: SHADOW MOUNTAIN MARKETPLACE, LIMITED LIABILITY COMPANY - OWNER: NAMCO FINANCIAL, INC., ET AL - Petition to Vacate Turkey Lane between Thom Boulevard and Decatur Boulevard, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="1"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 91 [SUP-5065] for related discussion.

(1:49 - 1:56)

3-1541

CONDITIONS:

1. This Petition of Vacation shall include the north 30 feet of Turkey Lane located east of Thom Boulevard.
2. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required with Site Development Plan Review SDR-5050 may be used to satisfy this requirement, provided that the area requested for vacation is addressed within the study.
3. All existing public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation.
4. All development shall be in conformance with code requirements and design standards of all City Departments.
5. The Order of Vacation shall not be recorded until all of the conditions of approval have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right of way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five-foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right of way or easement being vacated must be retained.

6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council and the Planning and Development Director does not grant an Extension of Time, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5065 AND VAC-5069

SDR-5050 - PUBLIC HEARING - APPLICANT: SHADOW MOUNTAIN MARKETPLACE, LIMITED LIABILITY COMPANY - OWNER: NAMCO FINANCIAL, INC., ET AL - Request for a Site Development Plan Review and Waivers of Building Placement and Foundation Landscaping Standards FOR A PROPOSED 365,700 SQUARE-FOOT SHOPPING CENTER on 35.00 acres adjacent to the northwest corner of Decatur Boulevard and the Las Vegas Beltway (APN 125-24-802-001, 002, 003, 004, 007, 010 and 011), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MACK - APPROVED subject to conditions and amending Conditions 14 and 22 to read:

14. Parking lot lighting standards along the perimeter of the site shall be no more than 20 feet in height; interior parking light lighting standards shall be no more than 30 feet in height. All standards shall utilize the 'shoe-box' fixtures and downward-directed lights. Wall pack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened and shall not create fugitive lighting on adjacent properties.

22. Coordinate with the Right-of-Way Section of the Department of Public Works to determine the submittal requirements for Bureau of Land Management (BLM) applications for Rome Boulevard adjacent to this site extending to Decatur Boulevard and provide all required documentation and material. A copy of the plant survey (if applicable), approved right-of-way grant issued by BLM, receipt for tortoise mitigation fee payment and notice to proceed issued by BLM (if applicable) shall be submitted to the Right-of-Way Section prior to the approval of construction drawings for this site or the issuance of any building permits, whichever may occur first, unless otherwise allowed by the City Engineer.

- UNANIMOUS

MINUTES:

NOTE: See Item 91 [SUP-5065] for related discussion.

(1:49 - 1:56)

3-1541

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, date stamped August 23, 2004, except as amended by conditions herein.
3. The elevations for building Major A (Costco) shall be revised and approved by staff, prior to the time application is made for a building permit, with the replacement of the metal exterior element with architectural materials that conform to the preferred material as defined by Title 19.08.045 F2a.
4. The site plan shall be revised and approved by Planning and Development Department prior to the time application is made for a building permit, to depict the proper striping of handicap parking spaces within the proposed development, as well as the subsequent adjusted parking analysis.
5. The site plan shall be revised and approved by Planning and Development Department prior to the time application is made for a building permit for the controller enclosure of the gas pump service station, to depict the mechanical equipment outside of the 15-foot landscape buffer along Rome Boulevard.
6. An updated parking analysis is to be submitted with any building permits for a Certificate of Occupancy.
7. The perimeter screen wall along Thom Boulevard and a portion of Rome Boulevard is to be constructed at a height of eight feet to reduce the effect of noise and light pollution on adjacent residential uses.
8. A Master Sign Plan shall be approved submitted prior to the issuance of a Certificate of Occupancy for any building on the site.
9. Prior to the submittal of a building permit, the applicant shall meet with the Planning and Development Department to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
10. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
11. Prior to the issuance of building permits, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 12.5% of the total landscaped area as turf.
12. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

13. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
14. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wall pack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
15. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
16. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
17. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
18. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

19. Coordinate with the City Surveyor to determine whether a Reversionary Map or other map is necessary; if such map is required, it should record prior to the issuance of any building permits for this site.
20. Provide a copy of a recorded Joint Access and Parking Agreement between all parcels comprising the overall site prior to the issuance of any permits; alternatively, the applicant may record a map acceptable to the City Surveyor to eliminate the existing lot lines or establish intersite access rights prior to the issuance of any building permits for this site.
21. Petition of Vacation, VAC-5069, for Turkey Lane shall record prior to the recordation of a Final Map for this site or the issuance of any building permits for this site, whichever may occur first.
22. Coordinate with the Right-of-Way Section of the Department of Public Works to determine the submittal requirements for Bureau of Land Management (BLM) applications for Rome Boulevard adjacent to this site extending to Decatur Boulevard and provide all required documentation and material. A copy of the plant survey (if applicable), approved right-of-way grant issued by BLM, receipt for tortoise mitigation fee payment and notice to proceed issued by BLM (if applicable) shall be submitted to the Right-of-Way Section prior to the approval of construction drawings for this site or the issuance of any permits, whichever may occur first.
23. Coordinate with the Traffic Engineering Division and the City of North Las Vegas to determine acceptable driveway access prior to submittal of any construction plans, the issuance of any permits, or the recordation of a map on this site, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222a. We note that per Rezoning Z-19-2001,

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

Condition No. 5, Thom Boulevard shall not terminate with a cul-de-sac.

24. Extend public sewer to the southwest corner of this site to a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

25. Site development to comply with all applicable conditions of approval for Zoning Reclassifications Z-0019-01 and ZON-3976 and all other applicable site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5067 - PUBLIC HEARING - APPLICANT: PDC AUTO TITLE LOAN - OWNER: GWHC OF NEVADA, LLC - Request for a Special Use Permit and Waivers of Separation Distance Standards, to allow a 780-foot distance from a parcel with a similar use where 1,000 feet is the minimum required, to allow a zero-foot distance from residential uses where 200 feet is the minimum required; and a Waiver of floor area standards, to allow 1,482 square feet where 1,500 square feet is the minimum required FOR A PROPOSED AUTO TITLE LOAN BUSINESS at 8450 West Sahara Avenue, Suite 114 (APN 163-04-406-004), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Backup referenced from the 10/7/2004 Planning Commission Item 60

MOTIONS:

MONCRIEF - DENIED - UNANIMOUS with MACK abstaining because his brother STEVEN MACK owns a SuperPawn, which offers the same type of service as Item 94 [SUP-5067] and Item 95 [SUP-5072]

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

GARY FORBES, 8450 West Sahara Avenue, appeared to request a waiver for the separation distance between the standard floor area and permit zero-foot distance from residential property. COUNCILWOMAN MONCRIEF questioned why staff had recommended denial, and ROBERT GENZER, Director, Planning and Development, explained that the location of a business of a similar type is right on the line. He then confirmed there are residential properties to the north of this particular site. The property front is Sahara Avenue with no direct access between that proposed and the residential area. COUNCILWOMAN MONCRIEF mentioned a meeting held with the president of a homeowner's association representing 81 homes directly behind the property. She indicated that in the past, the previous council member prevented businesses of that nature from being developed here. Because numerous constituents opposed the project, she motioned to deny the request.

No one appeared in opposition.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

MAYOR GOODMAN declared the Public Hearing closed.

(2:18 - 2:21)

3-2800

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5072 - PUBLIC HEARING - APPLICANT: PDC AUTO TITLE LOAN - OWNER: CHARLESTON HEIGHTS DEVELOPMENT COMPANY - Request for a Special Use Permit and Waivers of the Separation Distance Standards to allow a zero-foot distance from a parcel with a similar use where 1,000 feet is the minimum required; to allow a zero-foot distance from residential uses where 200 feet is the minimum required; and a Waiver of floor area standards to allow 800 square feet where 1,500 square feet is the minimum required FOR A PROPOSED AUTO TITLE LOAN BUSINESS at 6708 West Cheyenne Avenue (APN 138-10-816-007), C-1 (Limited Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-2-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (4-2-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

- 1. Location Map
- 2. Conditions For This Application
- 3. Staff Report

MOTIONS:

BROWN - ABEYANCE to 11/17/2004 - UNANIMOUS with MACK abstaining because his brother STEVEN MACK owns a SuperPawn, which offers the same type of service as Item 94 [SUP-5067] and Item 95 [SUP-5072]

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

GARY FORBES, 8450 West Sahara Avenue, appeared on behalf of the application. COUNCILMAN BROWN informed the Council that he had not been briefed by staff on the item and requested a two-week abeyance to be appropriately educated.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(2:22 - 2:23)

3-2973

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5105 - PUBLIC HEARING - APPLICANT: HEADLIFTERS MINISTRIES - OWNER: DELUXE INVESTMENTS, INC. - Appeal filed by the Applicant from the Denial by the Planning Commission of a request for a Special Use Permit and a Waiver of the 6,500 square-foot minimum lot requirement FOR A PROPOSED TRANSITIONAL LIVING GROUP HOME on 0.14 acres at 2805 Howard Drive (APN 162-01-710-014) R-1 (Single-Family Residential) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="6"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="1"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Headlifters Ministries
5. Support letter from Steve Hutcherson with support petition (7 signatures/property owners & 8 signatures/residents of 2805 Howard Drive)
6. Submitted after final agenda - 2 Protest letters
7. Submitted at meeting - cover, 2 support letters & Vision/Mission Statement from Ernest Brooks & 2 protest letters
8. Backup referenced from the 10/7/2004 Planning Commission Item 62

MOTIONS:

REESE - DENIED - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ERNEST BROOKS and DOLORES BROOKS appeared on behalf of Headlifters Ministries, operator of the transitional living group home. DAVE ANSON represented Vietnam Veterans of America and confirmed a partnership with the ministry in a program called Going Home Prepared. He stated that transitional housing is vital for the program and attested to the extensive screening done before transitional housing becomes an option. MR. ANSON communicated that the transitional home will give individuals an opportunity to be a part of a residential area, under supervision, whereas a location in a homeless corridor would potentially contribute to the same challenges that are found on the streets.

MAYOR GOODMAN clarified that the question of location was discussed in a manager's briefing and staff has been directed to find areas appropriate for transitional housing. He acknowledged need for

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

group homes, but stated that no community has ever been before the Council requesting such in their neighborhood. He voiced disagreement with the amount of money given to a person when released from jail and commented on how that could drive a person back to the streets.

COUNCILMAN WEEKLY conveyed his assumption that Headlifters Ministries has the best of intentions and mentioned many transitional homes have been before Council offering the same assistance. He then commented on his discovery that many of those transitional homes failed to disclose that a fee is required and enforced for any who receive help, and, if not maintained, those individuals face terrible consequences that ultimately become the Council's concern. He stated oftentimes people fail to understand the Council's position of having to accept responsibility for allowing such a home and the need to inform their constituents of exactly what may become part of the neighborhood. Because COUNCILMAN WEEKLY has experienced similar requests, he expressed his understanding for the need of the homes but stressed that responsibility is crucial for all counselors. Therefore, research must be completed with full understanding of the entire spectrum of any transitional home before such is allowed. MAYOR GOODMAN was grateful for COUNCILMAN WEEKLY'S comments.

MS. BROOKS agreed with COUNCILMAN WEEKLY but stated each home should be judged on their own merits. There are residents in the home now who are unable to pay rent and are available to be questioned. Letters were turned into the City Clerk indicating upgrades to the home done by the Ministry. They would like the home to be for six women who need assistance to get their lives back on track. When considering people who have an interest, they are presented with information that states on the cover of their application the house is no-nonsense. They must arrive with a goal and a time limit for that goal that will be subject to review. There will be a licensed clinical social worker to assist in case management. She shared her personal experiences to emphasize her struggles and to assure the Council of their intent to implement time-set goals.

COUNCILMAN REESE confirmed with MS. BROOKS that she does have people in her home, but they are not required to pay rent and they are not currently operating as a transitional home. COUNCILMAN WOLFSON suggested having a neighborhood meeting to inform the people what is planned. MS. BROOKS stated they attempted to do so, even providing information in Spanish, but no one attended. On a different occasion, she said they have walked the neighborhood with friends who speak Spanish just to talk with and obtain signatures of support. They have been working on the house for five months, so the neighborhood is aware of their presence and has yet to complain of any disturbances.

CATHY KEFNER, 2800 Howard Drive, spoke in opposition to the project because the home is not appropriate for the neighborhood. There are 25-30 children in the neighborhood who should not be subject to the traffic the home will generate.

HOWARD PHILLIPS, 2917 Howard Drive, a long-time resident addressed the Council in opposition on behalf of himself and four neighbors. The home built in the late 50's is not built for the needs of the project and is not even equipped with an air conditioning unit. He questioned whether anyone was affiliated with a church, if anyone has a degree in psychology or psychiatry or if a doctor would be available, given the caliber of the project. He pointed out that two other homes were rezoned nearby for elderly people group care, both caught fire, one burned down and an elderly resident was killed.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

ANDREA ROBINSON, 2805 Howard Drive, a current resident of the proposed project, spoke in support of the Brooks' vision. She confirmed they want to help women by providing basic training for the work industry.

LATOYA DOUGLAS, 1672 Ettingham Court, voiced her support for the location of the transitional house. As an ex-prison inmate, she spoke about wanting to be a part of a community where it is safe for children to play outside instead of being in an uneasy environment. She commended the Brooks for taking on the challenge of assisting these people and would rather the community see the home as a benefit.

ERNEST BROOKS finalized the presentation by confirming that they are ordained pastors of Headlifters Ministries International and have ministered in a lot of different places. He stated that people could change if given the opportunity.

COUNCILMAN REESE concluded by stating that residential homes should stay compatible and harmonious with one another. He acknowledged new residents in the area trying to invest their money by rebuild and redirect homes. As an experienced council member, he addressed the ability to drastically impact a neighborhood and, therefore, chooses to be extremely cautious. He confirmed there are places for people to go to so as not to sleep outside but motioned for denial because the use is not harmonious with the neighborhood. MAYOR GOODMAN again announced that the City is looking for different areas that will be appropriate for these types of housing. He requested all interested parties to stay in touch and assist in finding a resolution.

MAYOR GOODMAN declared the Public Hearing closed.

(2:25 - 2:50)

3-3082

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5228 - PUBLIC HEARING - APPLICANT: GARTH W. LAMB - OWNER: GARTH W. LAMB AND SHARI L. HUMBLE-LAMB - Request for a Special Use Permit FOR AN EXISTING ANIMAL HOSPITAL, CLINIC, OR SHELTER WITH OUTSIDE PENS AND A PROPOSED ADDITION TO THE HOSPITAL at 5000 North Jones Boulevard (APN 125-36-302-005), R-E (Residence Estates), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - 1 Protest and 1 support letter
5. Submitted after final agenda - Abeyance letter from Garth Lamb and Kimn Morey for Item 97 [SUP-5228] and Item 98 [SDR-5094] filed under Item 97 [SUP-5228]
6. Backup referenced from the 10/7/2004 Planning Commission Item 97

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5228

SDR-5094 - PUBLIC HEARING - APPLICANT: GARTH W. LAMB - OWNER: GARTH W. LAMB AND SHARI L. HUMBLE-LAMB - Request for a Site Development Plan Review and a Waiver of perimeter landscaping standards FOR A PROPOSED 2,890 SQUARE-FOOT ADDITION TO AN EXISTING ANIMAL HOSPITAL WITH OUTSIDE PENS on 2.18 acres at 5000 North Jones Boulevard (APN 125-36-302-005), R-E (Residence Estates), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Garth Lamb and Kimn Morey for Item 97 [SUP-5228] and Item 98 [SDR-5094] filed under Item 97 [SUP-5228]
5. Backup referenced from the 10/7/2004 Planning Commission Item 97

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING

ZON-5087 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SANDCASTLE ENTERPRISES, INC - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) AND U (UNDEVELOPED) [PCD (PLANNED COMMUNITY DEVELOPMENT) GENERAL PLAN DESIGNATION] TO: R-PD8 (RESIDENTIAL PLANNED DEVELOPMENT - 8 UNITS PER ACRE) on 6.3 acres adjacent to the southeast corner of Farm Road and Tule Springs Road (APN 125-16-301-004, 008 and a portion of 125-16-301-001, 002), Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Protest letter from Patrick and Rhonda Bergsrud for Item 99 (ZON-5087) and Item 100 (SDR-5089) filed under Item 99 (ZON-5087)
5. Backup referenced from the 10/7/2004 Planning Commission Item 42

MOTIONS:

MACK - APPROVED subject to conditions - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 99 [ZON-5087] and Item 100 [SDR-5089].

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. She pointed out that an existing R-E house located nearby would be converted to a child day care facility, the owner of which has requested two conditions. The conditions would include an eight-foot block wall and a second pedestrian access gate on the northern most street that would offer access to Tule Springs Road without having to go to Farm Road. She asked that the two conditions be incorporated. COUNCILMAN MACK thanked the applicant for working with the resident. He mentioned that the area is happy to see this infill development, especially after previous attempts for commercial zoning.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 99 [ZON-5087] and Item 100

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

[SDR-5089].

(2:57 - 3:02)

4-803

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. Approval of Site Development Plan Review (SDR-5089) by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Dedicate an additional 20 feet of right-of-way for a total half-street width of 50 feet where such does not currently exist on Tule Springs Road adjacent to this site.
4. Construct half-street improvements on Tule Springs Road and Farm Road adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
5. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT REVIEW RELATED TO ZON-5087

SDR-5089 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: SANDCASTLE ENTERPRISES, INC - Request for a Site Development Review FOR A PROPOSED 51-LOT SINGLE-FAMILY DEVELOPMENT on 6.3 acres adjacent to the southeast corner of Farm Road and Tule Springs Road (APN 125-16-301-004, 008 and a portion of 125-16-301-001, 002), R-E (Residence Estates) and U (Undeveloped) Zones [PCD (Planned Community Development)] [PROPOSED: R-PD8 (Residential Planned Development - 8 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Protest letter from Patrick and Rhonda Bergsrud for Item 99 (ZON-5087) and Item 100 (SDR-5089) filed under Item 99 (ZON-5087)
5. Backup referenced from the 10/7/2004 Planning Commission Item 43

MOTIONS:

MACK - APPROVED subject to conditions and the following added conditions as read for the record as follows:

- A required eight-foot wall adjacent to the existing residence at 8311 Farm Road.
- A required pedestrian access gate on Tule Springs Road from the northernmost east/west street within the subdivision.
- UNANIMOUS

MINUTES:

NOTE: See Item 99 [ZON-5087] for related discussion.
(1:37 - 1:39)
3-1237

CONDITIONS:

Planning and Development

1. An application for Rezoning (ZON-5087) to an R-PD8 (Residential Planned Development - 8 Units per Acre) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

3. All development shall be in conformance with the site plan and building elevations dated 08/24/04, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum lot sizes of 2,775 square feet, minimum distances between buildings of seven feet, and building heights not exceeding two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a maximum of six feet to the front of the house/garage as measured from the back of sidewalk or from the back of curb if no sidewalk is provided, 3.5 feet on the side, 3.5 feet on the corner side, and 10 feet in the rear. Homes on corner lots shall be situated with the side yard opposite the corner side yard at 3.5 feet.
6. The site plan shall be revised or corrected and approved by the Planning and Development Department staff to reflect the deficiencies noted in these conditions prior to the time application is made for a Tentative Map.
7. A detailed landscape plan shall be provided and approved by Planning and Development Department staff, prior to the time application is made for a Tentative Map to reflect an additional 1,367 square feet of open space; a minimum of 30-foot spacing of street trees along streetscapes; and the design, location, height, and type of materials of all perimeter walls. At a minimum, the perimeter walls shall be decorative block walls, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
8. Landscaping and a permanent underground sprinkler system shall be installed and permanently maintained in a satisfactory manner.
9. Air conditioning units shall not be mounted on rooftops.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.
13. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.

Public Works

14. Coordinate with the City Surveyor to determine whether a Reversionary Map or other map is necessary; if such a map is required, it should record prior to the issuance of any permits for this site.
15. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways,

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

16. Private streets and private drives must be public utility easements (P.U.E.), City of Las Vegas sewer easements and public drainage easements to be privately maintained by the Homeowner's Association.

17. Landscape and maintain all unimproved rights-of-way adjacent to this site.

18. Submit an Encroachment Agreement for all landscaping and private improvements located in the public rights-of-way adjacent to this site prior to occupancy of this site.

19. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

20. Site development to comply with all applicable conditions of approval for ZON-5087 and all other subsequent site-related actions.

21. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

22. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5264 - PUBLIC HEARING - APPLICANT: CITY OF LAS VEGAS - Request to Amend the Land Use Classifications of the Las Vegas 2020 Master Plan to include mixed-use development in the SC (Service Commercial), GC (General Commercial) and LI/R (Light Industry/Research) categories, All Wards. The Planning Commission (5-1-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (5-1-1 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

- 1. Location Map - Not Applicable
- 2. Conditions For This Application
- 3. Staff Report

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

There was no discussion.
(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5060 - PUBLIC HEARING - APPLICANT: GREYMOUTH HOLDINGS, LIMITED LIABILITY COMPANY - OWNER: MARX FAMILY TRUST - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: M (MEDIUM DENSITY RESIDENTIAL) on 2.48 acres adjacent to the northeast corner of Searles Avenue and 23rd Street (APN 139-26-508-016), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTIONS:

WEEKLY - APPROVED - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 102 [GPA-5060], Item 103 [ZON-0562] and Item 104 [SDR-5063].

JEFF ROBINS, 2261 Rosanna Street, appeared on behalf of the applicant, concurred with staff recommendations and requested to work with staff regarding installation of balconies onto the buildings.

In regards to Item 104 [SDR-5063], COUNCILMAN WEEKLY requested a condition be added to require a discussion about the final selection of colors used. MR. ROBINS agreed to negotiate colors at the appropriate stage.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 102 [GPA-5060], Item 103 [ZON-0562] and Item 104 [SDR-5063].

(3:02 - 3:05)

4-944

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5060

ZON-5062 - PUBLIC HEARING - APPLICANT: GREYMOUTH HOLDINGS, LIMITED LIABILITY COMPANY - OWNER: MARX FAMILY TRUST - Request for a Rezoning FROM: C-2 (GENERAL COMMERCIAL) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 2.48 acres adjacent to the northeast corner of Searles Avenue and 23rd Street (APN 139-26-508-016), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

WEEKLY - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 102 [GPA-5060] for related discussion.
(3:02 - 3:05)
4-944

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-5060) to an M (Medium Density Residential) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application (SDR-5063) approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Construct all incomplete half-street improvements on Searles Avenue and 23rd Street adjacent to this site concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete).
5. Remove all substandard public street improvements adjacent to this site, if any, and replace with new

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

improvements meeting current City Standards concurrent with development of this site.

6. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5060 AND ZON-5062

SDR-5063 - PUBLIC HEARING - APPLICANT: GREYMOUTH HOLDINGS, LIMITED LIABILITY COMPANY - OWNER: MARX FAMILY TRUST - Request for a Site Development Plan Review FOR A PROPOSED 52-UNIT APARTMENT COMPLEX on 2.48 acres adjacent to the northeast corner of Searles Avenue and 23rd Street (APN 139-26-508-016), C-2 (General Commercial) Zone [PROPOSED: R-3 (Medium Density Residential)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

WEEKLY - APPROVED subject to conditions and an added condition that Councilman Weekly's office be consulted on the color of the finished project - UNANIMOUS

MINUTES:

NOTE: See Item 102 [GPA-5060] for related discussion.
(3:02 - 3:05)
4-944

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-5062) to an R-3 (Medium Density Residential) Zoning District and a General Plan Amendment from SC (Service Commercial) to M (Medium Density Residential) approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations date stamped 08/23/04, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum lot size of 6,500 square feet, minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones, in this development.
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets. Air conditioning units shall not be mounted on rooftops.
9. Wall pack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed buildings.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
11. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
14. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

15. Site development to comply with all applicable conditions of approval for ZON-5062 and all other subsequent site-related actions.
16. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of public improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5082 - PUBLIC HEARING - APPLICANT: NESHAMINY CONSULTING, INC. - OWNER: BON BON, LLC - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: L (LOW DENSITY RESIDENTIAL) TO: SC (SERVICE COMMERCIAL) on 1.58 acres and TO: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) on 4.4 acres south of Bonanza Road and east of Pecos Road (APN 140-31-121-003), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="3"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Bonnie Cisneros for Item 105 [GPA-5082] and Item 106 [VAC-5101] filed under Item 105 [GPA-5082]
5. Backup referenced from the 10/7/2004 Planning Commission Item 25

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION RELATED TO GPA-5082

VAC-5101 - PUBLIC HEARING - APPLICANT: NESHAMINY CONSULTING, INC. - OWNER: BON BON, LLC - Petition to Vacate a portion of a 10-foot wide public drainage easement and ingress/egress easements generally located south of Bonanza Road, east of Pecos Road, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Bonnie Cisneros for Item 105 [GPA-5082] and Item 106 [VAC-5101] filed under Item 105 [GPA-5082]

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

There was no discussion.

(1:04 - 1:07)

3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5097 - PUBLIC HEARING - APPLICANT: HIGHRISE PARTNERS LIMITED LLC - OWNER: SCANDIA FAMILY FUN CENTERS - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: LI/R (LIGHT INDUSTRIAL/RESEARCH) TO: SC (SERVICE COMMERCIAL) on 5.25 acres adjacent to the northwest corner of Rancho Drive and Sirius Avenue (APN 162-08-702-002), Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTIONS:

MONCRIEF - APPROVED - UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open for Item 107 [GPA-5097], Item 108 [ZON-5103], Item 109 [SUP-5107] and Item 110 [SDR-5104].

ATTORNEY CHRIS KAEMPFER, Kummer Kaempfer Bonner and Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. He began his presentation by informing the Council of the developers' true intent to complete the project. The project would be located where the Scandia Family Park is currently located, and he was happy to confirm that Scandia will relocate. The project will incorporate everything the City is looking for and will be situated so the building will overlook the Las Vegas Strip with unobstructed views.

MAYOR GOODMAN clarified that because a traffic study was not done his vote would be contingent on the traffic study's findings. If traffic would negatively impact the area, he ordered it to be fixed or brought back so that he may rescind his vote. ATTORNEY KAEMPFER agreed with the Mayor's comments and confirmed that the traffic study had been submitted, but then have not received final comments. MAYOR GOODMAN educated ATTORNEY KAEMPFER that the City has recently agreed to implement a procedure to have all traffic studies available before the matter is decided upon at the Planning Commission.

COUNCILWOMAN MONCRIEF expressed her excitement for the project being located in Ward 1.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

MINUTES - continued:

ATTORNEY KAEMPFER said the name of the towers was being considered and confirmed groundbreaking would be in the summer of 2005 and completion 18 months thereafter.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed for Item 107 [GPA-5097], Item 108 [ZON-5103], Item 109 [SUP-5107] and Item 110 [SDR-5104].

(2:51 - 2:57)

4-570

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5097

ZON-5103 - PUBLIC HEARING - APPLICANT: HIGHRISE PARTNERS LIMITED, LLC - OWNER: SCANDIA FAMILY FUN CENTERS - Request for a Rezoning FROM: M (Industrial) TO: C-1 (Limited Commercial) on 5.25 acres adjacent to the northwest corner of Rancho Drive and Sirius Avenue (APN 162-08-702-002), Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 107 [GPA-5097] for related discussion.
(2:51 - 2:57)
4-570

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-5097) to a SC (Service Commercial) land use designation approved by the City Council.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review (SDR-5104) application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

4. Dedicate an additional 5 feet of right-of-way for a total radius of 15 feet on the northwest corner of Rancho Drive and Sirius Avenue prior to the issuance of any permits.
5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards concurrent with development

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

of this site.

6. Coordinate with the Clark County Water Reclamation District to ensure that sewer capacity is adequate for this proposed project. Comply with conditions recommended by the Clark County Water Reclamation District.

7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

8. A Traffic Impact Analysis must be submitted to the Department of Public Works prior to City Council approval. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights of way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights of way are not required and Traffic Control devices are or may be proposed at this site outside of the public right of way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

9. Coordinate with the Clark County School District to determine the impact this zoning density has on the District's schools, and to identify possible methods to mitigate the impacts.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO GPA-5097 AND ZON-5103

SUP-5107 - PUBLIC HEARING - APPLICANT: HIGHRISE PARTNERS LIMITED, LLC - OWNER: SCANDIA FAMILY FUN CENTERS - Request for a Special Use Permit FOR A PROPOSED 50-STORY, 560-FOOT TALL MIXED-USE DEVELOPMENT adjacent to the northwest corner of Rancho Drive and Sirius Avenue (APN 162-08-702-002), M (Industrial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

- 1. Location Map
- 2. Conditions For This Application
- 3. Staff Report

MOTIONS:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 107 [GPA-5097] for related discussion.

(2:51 - 2:57)

4-570

CONDITIONS:

Planning and Development

- 1. Conformance to all minimum requirements listed in Title 19.04.050 for a Mixed-Use development.
- 2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-5104).
- 3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
- 4. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5097, ZON-5103 AND SUP-5107

SDR-5104 - PUBLIC HEARING - APPLICANT: HIGHRISE PARTNERS LIMITED, LLC - OWNER: SCANDIA FAMILY FUN CENTER - Request for a Site Development Plan Review and a Waiver to allow 75 percent lot coverage area where 50 percent is the maximum allowed FOR A PROPOSED 50-STORY, 560-FOOT TALL MIXED-USE DEVELOPMENT CONTAINING 700 RESIDENTIAL UNITS AND 20,000 SQUARE FEET OF RETAIL USES adjacent to the northwest corner of Rancho Drive and Sirius Avenue (APN 162-08-702-002), M (Industrial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTIONS:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS

MINUTES:

NOTE: See Item 107 [GPA-5097] for related discussion.
(2:51 - 2:57)
4-570

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-5097) to SC (Service Commercial), a Rezoning (ZON-5103) to a C-1 (Limited Commercial) Zoning District and a Special Use Permit (SUP-5107) for a proposed Mixed-Use Development approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan, landscape plan and building elevations date stamped 08/24/04, except as amended by conditions herein.
4. The Waiver of the 50 percent maximum lot coverage standard is hereby approved.

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CONDITIONS - continued:

5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 20 feet on-center and a minimum of four five gallon shrubs for each tree within minimum 15-foot wide planters adjacent to Rancho Drive.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
8. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
9. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
10. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

11. Landscape and maintain all unimproved right-of-way adjacent to this site.
12. Submit an Encroachment Agreement for all landscaping and private improvements located in the public right-of-way adjacent to this site prior to occupancy of this site.
13. Site development to comply with all applicable conditions of approval for ZON-5103 and all other subsequent site-related actions.
14. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
15. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of public improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5120 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: RONALD MICH'L AND CAROLYN MICH'L, ET AL - Request to amend a portion of the Southwest Sector Plan of the General Plan FROM: GC (GENERAL COMMERCIAL) TO: ML (MEDIUM-LOW DENSITY RESIDENTIAL) on 5.00 acres adjacent to the southeast corner of Charleston Boulevard and Lindell Road (APN 163-01-501-001 and 002), Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="4"/>
City Council Meeting	<input type="text" value="0"/>

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="0"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Kummer Kaempfer Bonner & Renshaw for Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124] and Item 114 [SDR-5122] filed under Item 111 [GPA-5120]

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, requested Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] be abeyed for two weeks so they would have additional time for site plan review issues.
(1:04 - 1:07)
3-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5120

ZON-5121 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: RONALD MICH'L AND CAROLYN MICH'L, ET AL - Request for a Rezoning FROM: U (UNDEVELOPED) [GC (GENERAL COMMERCIAL) GENERAL PLAN DESIGNATION] UNDER RESOLUTION OF INTENT TO C-2 (GENERAL COMMERCIAL) TO: R-PD8 (RESIDENTIAL PLANNED DEVELOPMENT - 8 UNITS PER ACRE) on 5.00 acres adjacent to the southeast corner of Charleston Boulevard and Lindell Road (APN 163-01-501-001 and 002), Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Kummer Kaempfer Bonner & Renshaw for Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124] and Item 114 [SDR-5122] filed under Item 111 [GPA-5120]

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, requested Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] be abeyed for two weeks so they would have additional time for site plan review issues.

(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-5120 AND ZON-5121

VAR-5124 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: RONALD MICH'L AND CAROLYN MICH'L, ET AL - Request for a Variance TO ALLOW 0.44 ACRES OF OPEN SPACE WHERE 0.66 ACRES IS THE MINIMUM REQUIRED FOR A PROPOSED 40-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 5.00 acres adjacent to the southeast corner of Charleston Boulevard and Lindell Road (APN 163-01-501-001 and 002), GC (General Commercial) Zone [PROPOSED: R-PD8 (Residential Planned Development - 8 Units per Acre)], Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Kummer Kaempfer Bonner & Renshaw for Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124] and Item 114 [SDR-5122] filed under Item 111 [GPA-5120]

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

MINUTES:

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, requested Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] be abeyed for two weeks so they would have additional time for site plan review issues.

(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5120, ZON-5121 AND VAR-5124

SDR-5122 - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: RONALD MICH'L AND CAROLYN MICH'L, ET AL - Request for a Site Development Plan Review FOR A PROPOSED 40-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 5.00 acres adjacent to the southeast corner of Charleston Boulevard and Lindell Road (APN 163-01-501-001 and 002), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to C-2 (General Commercial) Zone [PROPOSED: R-PD8 (Residential Planned Development - 8 Units per Acre)], Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance letter from Kummer Kaempfer Bonner & Renshaw for Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124] and Item 114 [SDR-5122] filed under Item 111 [GPA-5120]

MOTIONS:

REESE - Motion to TABLE Item 101 [GPA-5264] and HOLD IN ABEYANCE Item 87 [SUP-4830], Item 97 [SUP-5228], Item 98 [SDR-5094], Item 111 [GPA-5120], Item 112 [ZON-5121], Item 113 [VAR-5124], and Item 114 [SDR-5122] to 11/17/2004, and Item 105 [GPS-5082] and Item 106 [VAC-5101] to 2/16/2005 - UNANIMOUS with MACK not voting and GOODMAN abstaining on Item 87 [SUP-4830] because JAY BROWN, with whom he is in a partnership, represents the applicant

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(1:04 - 1:07)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO RONEMUS

CONSENT **DISCUSSION**

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

MINUTES:

NL 517 W VAN BUREN AVENUE, DB 915 H STREET, DB 804 SUNNY PLACE, DB 1913 S 11TH STREET, DB 4312 DOVER PLACE, DB 504 ROSE STREET, RQR-5164, RQR-5165, RQR-5166, RQR-5167, RQR-5168, RQR-5169, RQR-5170, RQR-5171, SDR-5197, SUP-5111, SUP-5136, SUP-5137, SUP-5148, SUP-5181, SUP-5189, SUP-5191, SUP-5196, SUP-5215, VAC-5130, VAC-5131, VAR-5035, VAR-5114, VAR-5202, VAR-5336 and SDR-5109 - 11/17/2004 AGENDA



AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: NOVEMBER 3, 2004

CITIZENS PARTICIPATION:

PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

MAYOR GOODMAN announced that COUNCILMAN WEEKLY, CITY MANAGER DOUG SELBY and he would be departing from the next Council Meeting early to attend to City business. CITY MANAGER SELBY clarified that they would leave during the latter part of the morning session. If the presence of any of them should be needed, MAYOR GOODMAN instructed the public to contact their offices, the Planning Department, and the Clerk's Office to let it be known so that arrangements could be made for the following meeting.

(1:32 - 1:33)

1-648

DOROTHY BARNES, Las Vegas resident, informed the Council that she might move out of the state. She summarized her efforts to overcome problems as a newcomer and tourist. She spoke of her plans to hold a demonstration at Nellis Air Force Base in hope of obtaining resolution and not have to move. Because she has felt victimized and used in regards to problems with her identity and being falsely associated with illegal drugs and people, she hopes the newly-elected officials will help with the problem that she believes to be nationwide. She thanked all who have been helpful.

(3:05 - 3:08)

4-1075

MAYOR GOODMAN commented on an article in an alternative newspaper about MR. TODD FARLOW who was critical of the Council. It was implied that he is not welcome at the Council meetings and was advised he should not attend the meetings. MAYOR GOODMAN stated he believes the Council enjoys MR. FARLOW'S presence, referring to him as a valuable resource. MAYOR GOODMAN announced that every citizen is welcome.

(3:09)

THE MEETING ADJOURNED AT 3:08 P.M.

City of Las Vegas