



CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

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- CALL TO ORDER

MINUTES:

PRESENT: MAYOR GOODMAN (excused for the entire afternoon session) and COUNCILMEMBERS REESE, BROWN, WEEKLY (excused for the entire afternoon session), MACK, MONCRIEF (excused from the morning session until 9:07 a.m.) and WOLFSON

Also Present: CITY MANAGER DOUG SELBY (excused for the entire afternoon session), DEPUTY CITY MANAGER STEVE HOUCHEMS, 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
(9:04)
1-1

- INVOCATION - CHAPLAIN, COLONEL DAVID R. ROWBERRY, UNITED STATES AIR FORCE RESERVES

MINUTES:

CHAPLAIN, COLONEL DAVID R. ROWBERRY, United States Air Force Reserves, gave the invocation.
(9:04- 9:07)
1-21

- PLEDGE OF ALLEGIANCE

MINUTES:

MAYOR GOODMAN led the audience in the Pledge.
(9:07 - 9:08)
1-95

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT **DISCUSSION**

SUBJECT:

CEREMONIAL

RECOGNITION OF THE EMPLOYEE OF THE MONTH

BACKUP DOCUMENTATION:

Submitted after meeting: copy of face of plaque for Connie Patterson, November's Employee of the Month

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN called forward MARK VINCENT, Director, Finance and Business Services, and MARY McQUOID, Manager, Accounting and Operations, to assist him in recognizing CONNIE PATTERSON, Financial Analyst, as November's Employee of the Month. MRS. PATTERSON'S husband and children also came forward. The Mayor indicated that MRS. PATTERSON became employed with the City in January 2000 and has since then been very instrumental in setting up numerous finance-based programs, including Hansen cashier training, the travel policies and procedures, and the successful online timecard system. Her co-workers guarantee that any project MRS. PATTERSON is involved in will be prompt, easy, productive, and cost-effective.

MRS. PATTERSON is also very positive and has the ability to inspire everyone around her with her dedication. She recently assumed one of her co-workers' responsibilities after that person took early medical retirement. MR. VINCENT said that MRS. PATTERSON is an exemplary employee.

MRS. PATTERSON accepted the Employee of the Month plaque and thanked co-workers BETH and INGRID for nominating her. She felt honored to be recognized by her peers and thankful to work with such wonderful people.

(9:08 - 9:11)

1-124

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT DISCUSSION

SUBJECT:

CEREMONIAL

RECOGNITION OF NATIONAL GEOGRAPHIC INFORMATION SYSTEMS DAY

BACKUP DOCUMENTATION:

1. Submitted after meeting: copy of Proclamation proclaiming Wednesday, November 17, 2004, as Geographic Information Systems Day (GIS Day)
2. Submitted after meeting: copy of Certificate of Award to Jorge Morteo for 3-D GIS Urban Simulation, of which a video was shown but not submitted

MOTION:

None required. A presentation was made.

MINUTES:

COUNCILMAN REESE called forward ROGER JACKS, Principal of Desert Pines High School, JOSEPH MARCELLA, Director of Information Technologies, and ROBERT GENZER, Director of Planning and Development. COUNCILMAN REESE felt honored to proclaim November 17, 2004, as National Geographic Information Systems Day in the City of Las Vegas and presented each aforementioned person with a Proclamation. In celebration of this Day, City employees from Information Technologies and Planning and Development would be partnering to demonstrate cutting-edge technology to over 400 students at Desert Pines High School who are involved in the Desert Pines Academy of Information Technologies, which offers hands-on practice and exposure to careers in Information Technologies.

MR. JACKS expressed his appreciation for the opportunity to work with the City of Las Vegas and was very excited about the GIS presentation that would be given that afternoon.

As a member of the Technology Institute Board, MR. MARCELLA attested to the technology preparedness of the youth coming out of the Institute. They are very technology savvy and are doing a great job. He commended MR. JACKS.

After a 3-D GIS Urban Simulation video was shown, MR. GENZER called forward JORGE MORTEO, who spearheaded the simulation, and presented him with a Certificate of Award for taking second place in the Urban Computer Simulation competition held in San Diego, California. With this technology, planners can replicate the environment as it exists and how it might be in the future. MR. MORTEO said he was very happy to work for the City of Las Vegas and will continue to enjoy his job.

(9:11 - 9:18)

1-311

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: COMMUNICATIONS

DIRECTOR: DAVID RIGGLEMAN

CONSENT DISCUSSION

SUBJECT:

CEREMONIAL

RECOGNITION OF PALO VERDE HIGH SCHOOL STATE TENNIS CHAMPIONS

MOTION:

None required. A presentation was made.

MINUTES:

NOTE: Copies of the certificates of appreciation were not submitted.

Head Coaches GINA PICCOLO (men's team) and ZACH BRANDT (women's team) joined COUNCILMAN WOLFSON to recognize the Palo Verde High School Men's and Women's State Championship Tennis Teams, who each won in the Nevada AAAA Division.

COUNCILMAN WOLFSON presented each coach with a huge trophy as a token of pride in the accomplishments of both teams. He congratulated the players and wished them well. Both coaches thanked the COUNCIL for recognizing the hard work of the players.

COUNCILMAN WOLFSON then called forward the players of each team and said they each would receive a certificate of appreciation.

(9:18 - 9:22)

1-413

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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

MOTION:

REESE - Motion to bring forward and STRIKE Item 57 and Hold in ABEYANCE Item 69 to 12/1/2004 - UNANIMOUS with WOLFSON not voting

MINUTES:

There was no discussion.

(9:22 - 9:23)

1-574

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 September 1, 2004

MOTION:

REESE - APPROVED by Reference - UNANIMOUS with WOLFSON not voting

MINUTES:

There was no discussion.

(9:23)

1-603

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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:	\$46,603,502.52
<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 10/16/04 - 10/31/04

Total Services and Materials Checks	\$8,939,369.52
Total Payroll Checks	\$5,645,294.89
Total Wire Transfers	\$32,018,838.11

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

NOTE: After consideration of the Consent Items and before consideration of Item 68, COUNCILMAN MACK disclosed that the locations involved in Items 63, 64, and 65 are near the Lady Luck Hotel/Casino, with which his brother-in-law, Andrew Donner, has a contract related to its non-gaming license. Since COUNCILMAN MACK'S brother-in-law had not approached him on the aforementioned items and COUNCILMAN MACK did not believe that his brother-in-law's interests would be affected, COUNCILMAN MACK voted on Items 63, 64, and 65.

MINUTES:

COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Change of Ownership and Business name for a Tavern License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: Vernor, Inc., dba Ozzie's, Paul M. Lampi, Dir, Pres, 50%, Jack N. Forbes, Dir, Secy, Treas, 50%, To: JPG Enterprises, Inc., dba Ozzies II, 5740 West Charleston Boulevard, Margaret L. Garcia, Dir, Pres, 45%, Gregory A. Qualls, Dir, Secy, Treas and Janet N. Kaai-Qualls, Dir, 55% jointly as husband and wife - 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 Change of Ownership and Business name for a Tavern License and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of Change of Ownership and Business Name for a Tavern License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, From: Hoosiers, Inc., dba Club 50, Wim Bosch, Dir, Pres, 50%, Paul M. Meyer, Dir, Secy, Treas, 50%, To: Yeti of Nevada, Inc., dba Maddy's, 865 North Lamb Boulevard, Suites 6, 7, 8 and 9, Shane R. Zack, Dir, Pres, 51%, Robert W. Ericksen, Dir, Secy, Treas, 49% - 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 and a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a new Restricted Gaming License for 15 slots subject to confirmation of approval by the Nevada Gaming Commission, Crest Lodge, Inc., dba Fong's Garden Cafe de Manila, 2021 East Charleston Boulevard, Lourdes S. Guevara, Dir, Pres, Secy, Treas, 100% - 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 a new Restricted Gaming License for 15 slots

RECOMMENDATION:

Recommend approval subject to confirmation of approval by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 13 slots, Golden Route Operations, LLC, db at Olympic Garden, 1531 Las Vegas Boulevard South - 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 a new Slot Operator Space Lease Location Restricted Gaming License for 13 slots

RECOMMENDATION:

Recommend approval subject to the conditions approved by the Nevada Gaming Commission

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Preapproval of the award of Bid No. 04.1730.05-LED, Anasazi Drive Overpass and Summerlin Parkway Interchange to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - (Estimated amount \$8,000,000 - Road and Capital Projects Fund) - Ward 4 (Brown)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$8,000,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Road and Capital Projects Fund

PURPOSE/BACKGROUND:

This project is for the construction of a bridge structure on Anasazi Drive consisting of post tension concrete box girder, construction of traffic signal system at the Anasazi Drive Interchange, placement of aggregate base, plant mix bituminous base, bituminous surface, open graded plantmix, sidewalks, median island, curb and gutter, storm drainage pipes, inlets and manholes, and other related work.

PCC: L. E. Davis

RECOMMENDATION:

That the City Council preapprove the award of Bid No. 04.1730.05-LED, Anasazi Drive Overpass and Summerlin Parkway Interchange to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services. Authority to execute contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approval of award of Contract No. 040351 for Multi-Functional Device Rental Services - Department of Information Technologies - Award recommended to: TOSHIBA BUSINESS SOLUTIONS (\$1,325,000 - Graphic Arts Internal Service Fund)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,325,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Information Technologies
<input type="checkbox"/>	Augmentation Required	Funding Source:	Graphic Arts Internal Service Fund

PURPOSE/BACKGROUND:

This contract will provide Multi-Functional Device (copier) Rental Services throughout the City from date of award through December 31, 2008. The contract provides an aggregate savings of \$470,000 over (48) forty-eight months, even while including an option for (10) ten color machines. Award of contract is a result of RFP 040351.

PCC: C. White

POC: Jeff Gleen - (702) 878-9771

RECOMMENDATION:

That the City Council approve the award of Contract No. 040351, for Multi-Functional Device Rental Services to Toshiba Business Solutions in the amount of \$1,325,000 from date of award through December 31, 2008. Authority to execute contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Preapproval of the award of Bid No. 04.1730.12-LED, I-15 Freeway Channel Project, Charleston Lateral Extension to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - (Estimated amount \$5,000,000 - Road and Flood Capital Projects Fund) - Wards 1 and 5 (Moncrief and Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$5,000,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Road and Flood Capital Projects Fund

PURPOSE/BACKGROUND:

This project provides for the construction of an extension of the flood control facility for the I-15 Freeway Channel consisting of the Charleston Lateral Extension. Work includes, but is not limited to, construction of lateral systems at Charleston Boulevard and Rancho Lane, with channel reaches at Rancho Drive to Westwood Drive and Rancho Drive to Tonopah Drive to Charleston Boulevard. Work also includes installation of single pre-cast box culvert, lateral storm piping, drop inlets, sanitary sewer piping and other related work.

PCC: L. E. Davis

RECOMMENDATION:

That the City Council preapprove the award of Bid No. 04.1730.12-LED, I-15 Freeway Channel Project, Charleston Lateral Extension to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services. Authority to execute contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approve the award of Bid No. 05.1730.05-LED, Severance Lane Diversion Sewer and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: TAB CONTRACTORS, INC. (\$185,000 - Sanitation Enterprise Fund) -Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$185,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

The work to be performed under this contract is located on Bradley Road between Severance Lane and Elkhorn Road. The work involves the construction of a sanitary sewer diversion manhole and a PVC sewer line including, but not limited to, removal of structures and obstructions, sanitary sewer pipe, sanitary sewer manholes, traffic control and maintenance, construction surveying and dust control.

PCC: L. E. Davis

POC: Mark Ireland - (702) 642-3033

RECOMMENDATION:

That the City Council approve the award of Bid No. 05.1730.05-LED, Severance Lane Diversion Sewer to Tab Contractors, Inc. in the amount of \$185,000 and approve a construction conflicts and contingency reserve of \$18,500. Authority to execute the contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Approve the award of Bid No. 050078-LED, Sprinkler and Riser Installation and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Field Operations - Award recommended to: CERTIFIED FIRE PROTECTION, INC. (\$126,896 - General Fund) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$126,896.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Field Operations
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund

PURPOSE/BACKGROUND:

The work to be performed under this contract is to tie the existing fire pump into the three story structure of the City Hall Complex located at 400 Stewart Avenue. Work includes the installation of the riser for all three floors, the sprinkler system for the second floor, wet stand pipe and tamper valves for all three floors.

PCC: L. E. Davis

POC: Douglas Sartain - (702) 873-5995

RECOMMENDATION:

That the City Council approve the award of Bid No. 050078-LED, Sprinkler and Riser Installation to Certified Fire Protection, Inc. in the amount of \$126,896 and approve a construction conflicts and contingency reserve of \$12,689. Authority to execute the contract is given to the Purchasing Manager per R-88-2004.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FIRE & RESCUE

DIRECTOR: DAVID WASHINGTON

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Memorandum of Understanding between the City of Las Vegas and the American Red Cross for the transfer of Homeland Security Citizen Corps Program grant funds in the amount of \$37,096 for a Community Disaster Education Program and a Community Shelter Coordination Program - 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 American Red Cross will facilitate the transfer of \$37,096 from the City to support two programs for the American Red Cross. The first program is for a Community Disaster Education Program in the amount of \$18,048. The second program is a Community Shelter Coordination Program in the amount of \$19,048. These funds are from the FY2004 Homeland Security Citizens Corps Program grant.

RECOMMENDATION:

Las Vegas Fire & Rescue recommends approval.

BACKUP DOCUMENTATION:

Memorandum of Understanding

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Direct Loan Agreement expending \$41,000 of Home Investment Partnership Program (HOME) funds for housing rehabilitation activities at 216 Madison Avenue, Magdalene P. Denby, owner - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$41,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Svcs./Neigh. Devel.
<input type="checkbox"/>	Augmentation Required	Funding Source:	HOME

PURPOSE/BACKGROUND:

Mrs. Denby and her husband are an elderly couple with an annual household income of \$29,772. This income level qualifies Mrs. Denby for a HOME funded 3% Direct Housing Rehabilitation Loan. The requested funding will cover the cost from the low responsive bidding contractor, work contract contingency, preliminary title report, credit report, recording fees and real estate appraisal.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Direct Loan Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Interlocal Agreement for shared funding of Regional Homeless Coordination and Inclement Weather Shelter - (\$131,920.00 - General Fund/Weather Shelter) - All Wards

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$131,920.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Neigh. Svcs./Neigh. Admin
<input type="checkbox"/>	Augmentation Required	Funding Source:	General Fund/Weather Shelter

PURPOSE/BACKGROUND:

Since its creation, the SNRPC's Committee on Homelessness has undertaken several significant tasks relating to the regional issue of homelessness, including the establishment of inclement weather shelter for 03/04 as well as regional coordination. Clark County contracted with the Shade Tree, Salvation Army, Center for Independent Living, and Catholic Charities to provide up to 298 beds for men, women and children. The total cost of regional homeless coordination and inclement weather shelter is \$388,000 and will be shared among all local government entities on a population-based formula.

RECOMMENDATION:

Staff recommends funding approval of the city of Las Vegas' portion of the regional homeless coordination and inclement weather shelter totaling \$131,920.

BACKUP DOCUMENTATION:

Interlocal Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Sewer Refunding Agreement between the City of Las Vegas and Cliff's Edge, Limited Liability Company to provide for an over-sized sewer in Tropical Parkway, Hualapai Way, Reiss Lane, Michelli Crest Way and Centennial Parkway (\$35,399.76 - Sanitation Fund) - Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$35,399.76
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	Sanitation Fund

PURPOSE/BACKGROUND:

Cliff's Edge, Limited Liability Company is developing property known as "Providence". This agreement provides \$35,399.76 for an over-sized sewer in Tropical Parkway, Hualapai Way, Reiss Lane, Michelli Crest Way and Centennial Parkway. Total costs for this project shall not exceed \$35,399.76.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Sewer Refunding Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of Interlocal Contract 483 - Offsite Improvements adjacent to Regional Flood Control Detention Basin Projects Fiscal Year 2004 - 2005 between the City of Las Vegas, the Regional Transportation Commission (RTC), City of North Las Vegas, Clark County and the City of Henderson for engineering and construction (\$500,000 - Regional Transportation Commission) - All Wards

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$500,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	RTC

PURPOSE/BACKGROUND:

Interlocal Contract 483 will encumber funding for Offsite Improvements adjacent to Regional Flood Control Detention Basin Projects. The basic improvements will typically include paving, curbs and gutters, sidewalks and streetlights if necessary and are limited to only one-half of the street. The Clark County Regional Transportation Commission approved this contract at their August 12, 2004 Board Meeting. Total cost of this project shall not exceed \$500,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract 483

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of Supplemental No. 2 to Interlocal Contract 344b - Northern and Western Las Vegas Beltway between the City of Las Vegas, the City of North Las Vegas, Clark County and the Regional Transportation Commission (RTC) to increase total project funding and extend the date of completion (\$2,000,000 - Regional Transportation Commission) - Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$2,000,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	RTC

PURPOSE/BACKGROUND:

Second Supplemental Interlocal Contract 344b will increase funding and extend the date of completion for the Northern and Western Las Vegas Beltway. Additional funding is necessary for preliminary engineering, design, contract administration, surveying, inspection, testing, utility relocation and construction. The Clark County Regional Transportation Commission approved this contract at their August 12, 2004 Board Meeting. Total cost of this project shall not exceed \$151,500,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental No. 2 to Interlocal Contract 344b

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northwest Quarter of Section 1, Township 20 South, Range 59 East, Mount Diablo Meridian, for road, sewer and drainage purposes generally located on the south side of Peaceful Dawn Avenue, between Puli Road and Cliff Shadows Parkway alignments, APN 137-01-101-010, -101-011 - 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:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

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(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Dedication from the City of Las Vegas, for a portion of the Southeast Quarter of Section 25, Township 20 South, Range 61 East, Mount Diablo Meridian, for a bus turnout right-of-way located along Washington Avenue west of Pecos Road, APN 139-25-701-002 - 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

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
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1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Southeast Quarter of Section 18, Township 19 South, Range 60 East, Mount Diablo Meridian, for road, sewer and drainage purposes generally located on the west side of Fort Apache Road, between Severance Lane and Elkhorn Road alignments, APN 125-18-801-016 - 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

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of First Supplemental Interlocal Contract LLD.04.A.03 - Local Drainage Improvements in Holmby Channel between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFC) to extend the date of completion - 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:

First Supplemental Interlocal Contract LLD.04.A.03 will extend the date of completion for Local Drainage Improvements in Holmby Channel. Extension is necessary to complete the project and process the project for closeout. The Clark County Regional Flood Control District approved this contract at their October 14, 2004 Board Meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

First Supplemental Interlocal Contract LLD.04.A.03

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of Fifth Supplemental Interlocal Contract LAS.10.R.00 - Gowan North - Buffalo Branch (Cheyenne Avenue to Lone Mountain Road) between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the date of completion - 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:

Fifth Supplemental Interlocal Contract LAS.10.R.00 will extend the date of completion for Gowan North - Buffalo Branch (Cheyenne Avenue to Lone Mountain Road). Extension is necessary to process final billings and resolve any final issues. The Clark County Regional Flood Control District approved this contract at their October 14, 2004 Board Meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Fifth Supplemental Interlocal Contract LAS.10.R.00

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of Supplemental Interlocal Contract 461a - ITS Communication Infrastructure Project between the City of Las Vegas and the Regional Transportation Commission (RTC) to revise the scope of the project - 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:

First Supplemental Interlocal Contract 461a will revise the scope of the project to include the installation of Closed Circuit Television Cameras and Permanent Count Stations along various corridors that are part of this project and to include an additional run along Rainbow Boulevard from Charleston Boulevard to Sahara Avenue to tie into the Microwave hub at this location. The Clark County Regional Transportation Commission approved this contract at their October 14, 2004 Board Meeting.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Supplemental Interlocal Contract 461a

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of Interlocal Contract 490 - Sound Walls at I-515 from I-15 to Charleston Boulevard between the City of Las Vegas and the Regional Transportation Commission (\$10,000,000 - Regional Transportation Commission [RTC]) - All Wards

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$10,000,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	RTC

PURPOSE/BACKGROUND:

Interlocal Contract 490 will provide sound barrier walls on both sides of I-515 from I-15 to Charleston Boulevard. The Clark County Regional Transportation Commission approved this contract at their October 14, 2004 Board Meeting. Total cost of this project shall not exceed \$20,000,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract 490

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Engineering Design Services Agreement with Louis Berger Group, Inc., for engineering design services for the Sahara Avenue Sewer Phase IV Rehabilitation Project (\$99,696 - City of Las Vegas [CLV] Sanitation Fund) - Ward 3 (Reese)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$99,696.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	CLV Sanitation Fund

PURPOSE/BACKGROUND:

The City desires to rehabilitate approximately 10,000 linear feet of 45-inch to 51-inch diameter sewer in Sahara Avenue between Arden Street and Nellis Boulevard, in Nellis Boulevard between Sahara Avenue and Vegas Valley Drive and in Vegas Valley Drive between Nellis Boulevard and the Sloan Lane Alignment. The need to rehabilitate these sewers, were identified in previously completed sewer evaluations.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Engineering Design Services Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - **UNANIMOUS** with **WOLFSON** not voting and **MACK** abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

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(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Rule 9 Line Extension Agreement with Nevada Power Company (NPC) for the installation of NPC facilities to provide power for streetlight service for the Durango Drive Phase 3, Special Improvement District 1481 Project (Frontage Road/Oso Blanca Road and El Capitan Way/Frontage Road) (\$10,473 - Regional Transportation Commission [RTC]) - Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$10,473.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	RTC

PURPOSE/BACKGROUND:

The City has constructed the Durango Drive Phase 3, SID 1481 project. This agreement is necessary so that NPC can provide service to streetlights constructed with the project.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Rule 9 Line Extension Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Fifth Amendment to Professional Services Agreement with Parsons Brinckerhoff Quade and Douglas, Inc., for professional services related to the continuation of engineering services in support of the design and construction of the I-15 Freeway Channel Project, Charleston Lateral Extension (\$54,849 - Clark County Regional Flood Control District [CCRFCD]) - Wards 1, 3 and 5 (Moncrief, Reese and Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$54,849.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	CCRFCD

PURPOSE/BACKGROUND:

The City desires to complete the design and construction of the Charleston Lateral Extension portion of the I-15 Freeway Channel Project and to have the design engineer continue to provide construction support services throughout this period.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Fifth Amendment to Professional Services Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Professional Services Agreement with Terracon for material testing on the City of Las Vegas Special Improvement District 607 - Providence Project (\$500,000 - City of Las Vegas Special Improvement District [CLV SID] 607) - Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$500,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	CLV SID 607

PURPOSE/BACKGROUND:

Terracon will provide the City with material testing services and clerical support for the construction associated with SID 607, generally bounded by Hualapai Way to the east, Puli Road to the west, Centennial Parkway to the south, and Grand Teton Drive to the north.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Professional Services Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Engineering Design Services Agreement with VPoint for engineering design services for the Craig Road Relief Sewer Project (\$98,470 - City of Las Vegas [CLV] Sanitation Fund) - Ward 6 (Mack)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$98,470.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/City Engineer
<input type="checkbox"/>	Augmentation Required	Funding Source:	CLV Sanitation Fund

PURPOSE/BACKGROUND:

The City requires preliminary engineering, final design, bidding phase support and basic construction management support services for the Craig Road Relief Sewer Project. The project entails the design and construction of approximately 2500 linear feet of 21-inch sewer pipeline and additional services.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Engineering Design Services Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

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1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Access Agreement between the City of Las Vegas and Hickam Estates, Limited Liability Company (LLC) to allow access across the Drainage Channel located northwesterly of the intersection of Alexander Road and Durango Drive to provide legal access to, APNs 138-05-801-007, 138-05-801-038, 138-05-801-039 and 138-05-896-001 - County (near 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:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval to implement the Water Pollution Control Facility (WPCF) Technology Project (\$7,600,000 - Sanitation Enterprise Fund) - County

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$7,600,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works
<input type="checkbox"/>	Augmentation Required	Funding Source:	Sanitation Enterprise Fund

PURPOSE/BACKGROUND:

This project will allow Public Works to implement five major technology projects at the WPCF. The projects were identified by an assessment conducted in early 2004. The following improvement opportunities were identified - upgrade of the existing computerized maintenance management system; implement a commercial off-the-shelf laboratory information system to standardize data; implement a reporting application to leverage large amounts of data that is collected; eliminate duplicate data entry and storage thru systems integration; improve the physical data communications network and overall program management for the project.

RECOMMENDATION:

It is recommended that the City Council approve this project in the amount of \$7,600,000.

BACKUP DOCUMENTATION:

1. WPCF SITP Executive Summary
2. WPCF SITP Estimate
3. WPCF SITP Investment Discussion
4. WPCF SITP Return on Investment

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Professional Services Agreement with HCA Architects, for the design services of Building and Safety Expansion of the West Service Center (WSC) located at 7551 Sauer Street (\$123,000 - City Facilities Capital Project Fund [CPF]) - Ward 4 (Brown)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$123,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	PublicWorks/Eng Integration
<input type="checkbox"/>	Augmentation Required	Funding Source:	City Facilities CPF

PURPOSE/BACKGROUND:

To provide Architectural Engineering Services of a 4,000 square foot addition to the existing West Yard Building Inspection Facility, consisting of exterior landscape, offices, conference room, crew room and an enclosed lighted parking area for 100 city inspection vehicles.

RECOMMENDATION:

That the City Council approve the negotiated Professional Service Agreement with HCA Architects for the design services of Building and Safety Expansion at the WSC in the amount of \$123,000 and approve an additional services contingency reserve of \$13,000.

BACKUP DOCUMENTATION:

Professional Services Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Southwest Engineering on behalf of Richmond American Homes, owner (area bounded by Deer Springs Way, Doe Brook Trail and Grand Montecito Parkway) - 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 south side of Deer Springs Way between Doe Brook Trail and Grand Montecito Parkway, on the west side of Doe Brook Trail extending southward from Deer Springs Way and on the east side of Grand Montecito Parkway extending southward from Deer Springs Way, consisting of landscaping to meet Town Center landscaping requirements for the proposed Deer Springs/Durango 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" (area bound by Deer Springs Way, Doe Brook Trail and Grand Montecito Parkway)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from JPL Engineering, Incorporated, on behalf of BJ Rancho Investment, Incorporated, owner (Washington Avenue west of Rancho Drive) - 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:

This request is for a strip of landscaping on the south side of Washington Avenue extending approximately 300-feet along the property line to be no wider than 2.5-feet consisting of crushed rock ground cover, shrubs and an irrigation system for the proposed Rancho/Washington commercial project. 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" (Washington Avenue west of Rancho Drive)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from GC Wallace, Incorporated, on behalf Centennial Gateway, LLC, owner (Centennial Center Boulevard north of Ann 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:

Landscaping on the east side, west side, and medians of Centennial Center Boulevard extending northward from Ann Road, landscaping on the north side and median of Ann Road extending westward from Centennial Center Boulevard and landscaping on both sides of a trail located on the Buffalo Drive alignment extending northward from Desert Breeze Avenue which will meet Town Center landscaping requirements for the proposed Centennial Gateway project. 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" (Centennial Center Boulevard)
2. Copy of Encroachment Exhibit "B" (Centennial Center Boulevard north of Ann Road)
3. Copy of Encroachment Exhibit "C" (Centennial Center Boulevard cross sections)
4. Copy of Encroachment Exhibit "D" (Ann Road west of Centennial Center Boulevard)
5. Copy of Encroachment Exhibit "E" (trail north of Desert Breeze Avenue)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from L. R. Nelson, Incorporated, on behalf of Richmond American Homes Nevada, owner (southeast corner of Tule Springs Road and Sunny Springs Lane) - 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:

Landscaping on the east side of Tule Springs Road extending southward from Sunny Springs Lane for approximately 519-feet. Landscaping will also be located at the southeast corner of Tule Springs Road and Sunny Springs Lane and at the northeast corner of Tule Springs Road at New Leaf Avenue for the proposed Elkhorn/Tule Springs sub-division. The landscaping will consist of trees, shrubs, ground cover and an irrigation system. 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" (Tule Springs Road south of New Leaf Avenue)
2. Copy of Encroachment Exhibit "B" (Tule Springs Road between Sunny Springs Lane and New Leaf Avenue)
3. Copy of Encroachment Exhibit "C" (vicinity map)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Mark E. Griffith and Naoma Griffith, owners (southeast corner of Whispering Sands Drive and Rainbow Boulevard, APN 125-14-201-002) - 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 a single-family dwelling located at Whispering Sands Drive and Rainbow Boulevard. The owners propose to connect to an existing 8-inch sewer line in Whispering Sands Drive. 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's Sanitary Sewer. The applicants have 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

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - GC Wallace, Incorporated, on behalf of Silverstone I, L.P., owner (southwest corner of Ann Road and Durango Drive, APNs 125-32-501-009, 125-32-501-010, 125-32-501-011, 125-32-501-021, 125-32-501-022 and 125-32-501-023) - 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 38 single-family dwellings located on the southwest corner of Ann Road and Durango Drive. The owner proposes to connect to the 15-inch sewer line located in Ann Road and extend the sewer line to the western edge of the development. The Planning Department has determined the project does conform to the City's General plan for the area. The applicants have 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

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Tower Realty on behalf of 701 Bridger Avenue, LLC, owner (Bridger Avenue between Seventh Street and Eighth Street) - 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:

This request is for a 3.5-foot wide area of landscaping on the north side of Bridger Avenue between Seventh Street and Eighth Street, a 10-foot wide area of landscaping on the east side of Seventh Street and on the west side of Eighth Street extending approximately 60-feet northward from Bridger Avenue consisting of desert landscaping and an irrigation system for a proposed Bridger and 8th Street office building. 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" (Bridger Avenue between Seventh Street and Eighth Street)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Wright Engineers on behalf of Becker Equities, owner (southeast corner of Centennial Parkway and Durango Drive) - 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:

Landscaping at the southeast corner of Centennial Parkway and Durango Drive and an approximate 5-foot wide area of landscaping on the east side of Durango Drive extending southward from Centennial Parkway for approximately 280-feet consisting of landscaping to meet Town Center landscaping requirements for a proposed convenience store. 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" (southeast corner of Centennial Parkway and Durango Drive)
2. Copy of Encroachment Exhibit "B" (Durango Drive cross section)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

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(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Nevada Homes Group on behalf of Day Star Ventures, LLC, owner (southwest corner of Deer Springs Way and Fort Apache 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 a 5-foot wide strip of landscaping on the south side of Deer Springs Way extending westward from Fort Apache Road, on the west side of Fort Apache Road between Deer Springs Way and Bath Drive and also on the north side of Bath Drive extending westward from Fort Apache Road, consisting of landscaping to meet Town Center landscaping requirements for the proposed Day Dawn Vista 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 Deer Springs Way and Fort Apache Road)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

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1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from The WLB Group on behalf of F & F Horizons Associates, LLC, owner (northwest corner of Durango Drive and Charleston Boulevard) - 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:

An approximate 5-foot to 15-foot wide area of landscaping on the west side of Durango Drive extending northward from Charleston Boulevard for approximately 607-feet and an approximate 5-foot to 15-foot wide area of landscaping on the north side of Charleston Boulevard extending westward from Durango Drive for approximately 771-feet, consisting of trees, shrubs, ground cover and an irrigation system for the Horizon at Peccole Ranch landscaping renovation. 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" (northwest corner of Durango Drive and Charleston Boulevard)
2. Copy of Encroachment Exhibit "B" (area bound by Durango Drive, Charleston Boulevard and Merialdo Lane)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

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AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Great American Homes on behalf of Univest I, LLC, owner (northeast corner of Cheyenne Avenue and Hualapai Way) - 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 northeast corner of Cheyenne Avenue and Hualapai Way, consisting of desert landscaping and an irrigation system for the proposed Cheyenne and Hualapai Business Center. 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" (northeast corner of Cheyenne Avenue and Hualapai Way)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from Third Street Promenade, LLC, owner (northwest corner of Third Street and Ogden Avenue) - 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:

This request is for a 50-foot long canopy that will be attached to the building and will protrude approximately 8-feet into public airspace above the sidewalk on the west side of Third Street for the proposed Hogs & Heifers pub. 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" (Third Street)
2. Copy of Encroachment Exhibit "B" (vicinity map)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
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1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from GC Wallace, Incorporated, on behalf of PN II, Incorporated, owner (Sky Pointe Drive south of Dorrell Lane) - 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 and west sides of Sky Pointe Drive adjacent to the property and on the median in Sky Pointe Drive also adjacent to the property, landscaping on the west side of Cimarron Road south of Dorrell Lane, consisting of landscaping that will meet Town Center landscaping requirements for the proposed Sky Pointe Condominiums. 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" (Sky Pointe Drive)
2. Copy of Encroachment Exhibit "B" (Cimarron Road)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval of an Encroachment Request from JD Charleston, Limited Partnership, owner (southwest corner of Charleston Boulevard and Martin L. King Boulevard) - 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:

This request is for landscaping at the southwest corner of Charleston Boulevard and Martin L. King Boulevard, consisting of trees, shrubs, ground cover and an irrigation system for the proposed Charleston Corners Retail Center. 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 Charleston Boulevard and Martin L. King Boulevard)

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

Approval to grant Mission Industries located at 1001 S. 1st Street, 695 sewer connection credits to be transferred to a new location - 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:

Mission Industries may want to relocate because of a potential land use change at their existing location. One factor in relocating is paying new sewer connection fees. Typically connection fees do not transfer from one property to another. If approved Mission Industries would be able to transfer 695 connection credits. There should be no ability for Mission Industries to sell, apportion, gift or transfer them to another party. If based upon flow, any portion of the credits that are not used within five years, no longer exist. The value of the credits amount to \$1,000,800.

RECOMMENDATION:

Grant Mission Industries up to 695 sewer connection credits to be used at a new location subject to stated conditions.

BACKUP DOCUMENTATION:

None

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-165-2004 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - 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:

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Hills Center Business Park Phase II.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-165-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-166-2004 - Approval of a Resolution approving the Forty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - 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:

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Hills Center Business Park Phase II.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-166-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-167-2004 - Approval of a Resolution directing the City Treasurer to prepare the Forty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - 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:

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Hills Center Business Park Phase II.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-167-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-168-2004 - Approval of a Resolution approving the Forty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 404 Summerlin Area (Levy Assessments) - 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:

Acquisition, construction and installation of street, water, sanitary sewer, storm sewer, curb and gutter project. Parcel is located in Hills Center Business Park Phase II.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-168-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-169-2004 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) (\$177,528.56 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$177,528.56
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/SID
<input type="checkbox"/>	Augmentation Required	Funding Source:	Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

This resolution directs the City Engineer and Engineering Integration Division to prepare the Final Assessment Roll for the installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-169-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-170-2004 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the Final Assessment Roll will be heard for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to I-15) (\$177,528.56 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$177,528.56
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/SID
<input type="checkbox"/>	Augmentation Required	Funding Source:	Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

This resolution defines the time and place for a public hearing on the Final Assessment Roll for the installation of pavement, curb and gutter, sidewalks, driveway approaches, water laterals, sewer laterals, and streetlights.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution R-170-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-171-2004 - Approval of a Resolution Amending Schedules 25-II, 35 MPH Speed Limits, and 25-IV, 45 MPH Speed Limits, to change the speed limit on Buffalo Drive between Cheyenne Avenue and Craig Road from 35 MPH to 45 MPH - 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:

Staff is requesting an increase in the speed limit on Buffalo Drive between Cheyenne Avenue and Craig Road from 35 mph to 45 mph. This stretch of Buffalo Drive is now fully improved. The intersections of Buffalo Drive and Gowan Road, Buffalo Drive and Alexander Road, and Buffalo Drive and Craig Road are now signalized. Buffalo Drive from Cheyenne Avenue to Charleston Boulevard is already posted 45 mph. Speed studies have shown that the 85th percentile speed is 52 mph.

RECOMMENDATION:

Traffic and Parking Commission: Approval
Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R-171-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

RESOLUTIONS:

R-172-2004 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to change the speed limit on Centennial Parkway between Sky Pointe Drive and Tenaya Way from 25 MPH to 35 MPH - 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:

Staff is requesting an increase in the speed limit on Centennial Parkway between Sky Pointe Drive and Tenaya Way from 25 mph to 35 mph. Speed studies have shown that the 85th percentile speed is 45 mph, but staff does not want to raise the speed limit any higher than 35 mph because there are only half-street improvements on this stretch of Centennial Parkway right now. Staff does, however, want to increase the speed limit from 25 mph to 35 mph to closer reflect the speed that traffic is traveling.

RECOMMENDATION:

Traffic and Parking Commission: Approval
Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R-172-2004

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.
(9:23 - 9:24/9:42)
1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: BUSINESS DEVELOPMENT

DIRECTOR: SCOTT D. ADAMS

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval to transfer the Las Vegas Technology Center Common Areas from the City of Las Vegas to the Las Vegas Technology Center Owners Association (LVTCOA) as required by the Operating Agreement approved by the City Council on March 1, 1995, and as amended on February 2, 2000 (Gain of \$35,200 - Industrial Revenue Fund) - 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:

The Operating Agreement as amended between the City and the LVTCOA requires the City to transfer to the LVTCOA, by way of a Quit Claim Deed, the Common Areas when the City no longer owns any property in the Las Vegas Technology Center (LVTC). The City has sold its last parcel in the LVTC, which activates this transfer.

RECOMMENDATION:

Authorize execution of the Quit Claim Deed transferring the LVTC Common Areas to the LVTCOA.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Operating Agreement
3. Quit Claim Deed
4. Site Map

MOTION:

REESE - Motion to bring forward and STRIKE Item 57 and Hold in ABEYANCE Item 69 to 12/1/2004 - UNANIMOUS with WOLFSON not voting

MINUTES:

There was no discussion.
(9:22 - 9:23)
1-574

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: NEIGHBORHOOD SERVICES

DIRECTOR: ORLANDO SANCHEZ

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval to enter into a Disposition and Development Agreement (DDA) with Silver Sky Assisted Living Nevada Limited Partnership (Developer) to purchase approximately ten (10) acres of City of Las Vegas land located in the vicinity of Silver Sky Drive and Roland Wiley Road, APN 138-28-401-014 to develop and construct a senior assisted living project and senior housing - 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:

On 9/15/04, Council approved an Assignment and Option Agreement to Silver Sky Assisted Living Nevada Limited Partnership (Developer) to convey the above-referenced parcel of land to the Developer to design, build and manage an assisted living facility to serve low-income seniors. The Developer now desires to exercise its option to purchase the property by entering into a DDA with the City of Las Vegas. The purchase is a requirement for receiving allocated tax credits and funding to build the project.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Disposition and Development Agreement

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Easement and Rights-of-Way from the City of Las Vegas to the City of Las Vegas for a seventy-foot drainage and access easement on APN 138-08-801-007 in the vicinity of Cheyenne Avenue and Durango Drive - 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 Easement is necessary for purposes of drainage and emergency access/exit in and out of the City's adjacent property where we have built a water reclamation plant.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Site Map

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Easement and Rights-of-Way between the City of Las Vegas and the Las Vegas Valley Water District for a thirty-foot Non-Exclusive Utility Easement and pump station site on APN 138-08-801-006 in the vicinity of Cheyenne Avenue and Durango Drive - 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:

In order to have water lines and appurtenance(s) to service a water-pump station, the City is granting an Easement and Rights-of-Way to the Water District for water lines and appurtenance(s). A necessary part of this project is the thirty-foot Non-Exclusive Utility Easement.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Easement and Rights-of-Way
2. Site Map

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of a Grant, Bargain, Sale Deed from the City of Las Vegas to Westbridge Associates for approximately 5,648 square feet of land located on a portion of 6208 Hargrove Avenue, commonly known as the Mirabelli Senior Center - 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:

In order to fulfill the terms of the 11/20/02 Interlocal Agreement, the City is required to grant this Deed to Westbridge Associates. In return (in an action immediately following on this agenda) the City will receive a companion Deed from Westbridge to further comply with the terms of the 11/20/02 Interlocal. Both Deeds are associated with the Interlocal Agreement that was approved at City Council 11/20/02 as part of the development of the Mirabelli Senior Center and Park.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant, Bargain, Sale Deed from City to Westbridge
2. 11/20/02 Memorandum of Understanding 2002-7
3. Site Map
3. Disclosure

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of accepting a Grant, Bargain, Sale Deed from Westbridge Associates for approximately 5,238 square feet of land located on a portion of 6250 Hargrove Avenue, commonly known as land located West of the Mirabelli Senior Center at 6208 Hargrove Avenue - 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:

In order to fulfill the terms of the 11/20/02 Interlocal Agreement, the City is required to accept this Deed from Westbridge Associates. In return (in an action immediately preceding on this agenda) the City will grant a companion Deed to Westbridge to further comply with the terms of the 11/20/02 Interlocal. Both Deeds are associated with the Interlocal Agreement that was approved at City Council 11/20/02 are part of the development of the Mirabelli Senior Center and Park.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

1. Grant, Bargain, Sale Deed from City from Westbridge to City
2. 11/20/02 Interlocal Agreement
3. Site Map
4. Disclosure

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Agreement for the Purchase and Sale of Real property between Priority One Commercial (on behalf of the City of Las Vegas) and Saito Family Revocable Living Trust for real property located at 319 North 6th Street, APN 139-34-512-023 (\$437,500 plus closing costs - City Facilities Capital Project Fund) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$437,500.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/Real Estate
<input type="checkbox"/>	Augmentation Required	Funding Source:	City Facilities Capital Project Fund

PURPOSE/BACKGROUND:

The City wishes to purchase this property in accordance with the City Hall East Tower Project.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Agreement for the Purchase and Sale of Real Property

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

NOTE: After consideration of the Consent Items and before consideration of Item 68, COUNCILMAN MACK disclosed that the locations involved in Items 63, 64, and 65 are near the Lady Luck Hotel/Casino, with which his brother-in-law, Andrew Donner, has a contract related to its non-gaming license. Since COUNCILMAN MACK'S brother-in-law had not approached him on the aforementioned items and COUNCILMAN MACK did not believe that his brother-in-law's interests would be affected, COUNCILMAN MACK voted on Items 63, 64, and 65.

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Agreement for the Purchase and Sale of Real property between Priority One Commercial (on behalf of the City of Las Vegas) and George G. and Clara Y. Saito for real property located at 323 North 6th Street, APN 139-34-512-022 (\$437,500 plus closing costs - City Facilities Capital Project Fund) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$437,500.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/Real Estate
<input type="checkbox"/>	Augmentation Required	Funding Source:	City Facilities Capital Project Fund

PURPOSE/BACKGROUND:

The City wishes to purchase this property in accordance with the City Hall East Tower Project.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Agreement for the Purchase and Sale of Real Property

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

NOTE: After consideration of the Consent Items and before consideration of Item 68, COUNCILMAN MACK disclosed that the locations involved in Items 63, 64, and 65 are near the Lady Luck Hotel/Casino, with which his brother-in-law, Andrew Donner, has a contract related to its non-gaming license. Since COUNCILMAN MACK'S brother-in-law had not approached him on the aforementioned items and COUNCILMAN MACK did not believe that his brother-in-law's interests would be affected, COUNCILMAN MACK voted on Items 63, 64, and 65.

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT **DISCUSSION**

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilwoman Moncrief and Councilman Wolfson

Approval of an Agreement for the Purchase and Sale of Real property between Priority One Commercial (on behalf of the City of Las Vegas) and Antonio Cortez for real property located at 325 North 6th Street, APN 139-34-512-021 (\$450,000 plus closing costs - City Facilities Capital Project Fund) - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$450,000.00
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/Real Estate
<input type="checkbox"/>	Augmentation Required	Funding Source:	City Facilities Capital Project Fund

PURPOSE/BACKGROUND:

The City wishes to purchase this property in accordance with the City Hall East Tower Project.

RECOMMENDATION:

Staff recommends approval

BACKUP DOCUMENTATION:

Agreement for the Purchase and Sale of Real Property

MOTION:

REESE - APPROVED Items 3-56 and 58-65 - UNANIMOUS with WOLFSON not voting and MACK abstaining on Item 45 (as disclosed after consideration of the Consent Items and before consideration of Item 68) to avoid any conflict because it involves a request from Third Street Promenade, LLC, of which his brother-in-law, Andrew Donner, is a managing partner

Item 57: STRICKEN under separate action (see individual item)

NOTE: After consideration of the Consent Items and before consideration of Item 68, COUNCILMAN MACK disclosed that the locations involved in Items 63, 64, and 65 are near the Lady Luck Hotel/Casino, with which his brother-in-law, Andrew Donner, has a contract related to its non-gaming license. Since COUNCILMAN MACK'S brother-in-law had not approached him on the aforementioned items and COUNCILMAN MACK did not believe that his brother-in-law's interests would be affected, COUNCILMAN MACK voted on Items 63, 64, and 65.

MINUTES:

Under Item 3, COUNCILWOMAN MONCRIEF reported that the Real Estate Committee met to review all of the Real Estate items on the consent agenda not previously stricken and joined with the recommendation of staff that the City Council approve each item.

(9:23 - 9:24/9:42)

1-611/1-1219

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: ADMINISTRATIVE

DIRECTOR: ELIZABETH FRETWELL

CONSENT DISCUSSION

SUBJECT:

ADMINISTRATIVE:

Discussion and possible action on the collective bargaining bill draft request submitted to the Legislative Counsel Bureau on behalf of the City

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:

Pursuant to Nevada Revised Statutes (NRS), the city council of a city whose population is 100,000 or more shall be allowed to request the preparation of no more than four legislative measures. On August 18, 2004, the City Council approved the City's 2005 legislative package which included changes to the homeland security, public records and collective bargaining sections of the NRS.

RECOMMENDATION:

It is recommended that the City Council direct the City Manager to make any modifications to the collective bargaining bill draft request as a result of this discussion.

BACKUP DOCUMENTATION:

None

MOTION:

GOODMAN - STRIKE - UNANIMOUS with WOLFSON not voting

MINUTES:

MAYOR GOODMAN noted that the offer to various bargaining units to hold discussions was refused; therefore, the City would proceed with its legislative package.

(9:24 - 9:25)

1-641

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: ADMINISTRATIVE

DIRECTOR: ELIZABETH FRETWELL

CONSENT DISCUSSION

SUBJECT:

ADMINISTRATIVE

Report on Las Vegas Centennial Celebration 2005

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 May 15, 2005, Las Vegas will celebrate its 100th Birthday. The Centennial Celebration Committee has promised to commemorate our 100th Birthday as only Las Vegas can-by hosting a party that is bigger and brighter than the neon lights on the Las Vegas Strip.

Created in 2002, the committee has a membership that is as diverse as the community. From hotel executives to civic leaders, architects to historians, the committee represents the best of Las Vegas. Our 100th Birthday will pay tribute to the people, places, things and events that helped our city carve a rich and dynamic place in American and world history. The kick-off will be held New Year's Eve, December 31, 2004, and the celebration will continue throughout 2005 with hundreds of events and projects. The largest concentration of our Centennial will take place April - July 2005.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

Submitted after meeting: hardcopy of PowerPoint

MOTION:

None required. A report was given.

MINUTES:

STACY ALLSBROOK, Centennial Celebration Committee, gave a PowerPoint presentation, a copy of which is included in the backup, to update the Council on the status of the arrangements to commemorate the 100th Birthday of Las Vegas.

MAYOR GOODMAN said that he hopes at the end of the year the Council's goal will be realized and everybody that lives in this community will consider himself/herself a Las Vegan and take pride in these ceremonies.

COUNCILMAN WEEKLY thanked MS. ALLSBROOK and her staff for all their efforts in making the celebration a very exciting event. He is very excited to see broad participation. He encouraged the community to get involved. MS. ALLSBROOK said that people wishing to get involved or to volunteer could call 229-2005 for information.

(9:25 - 9:42)

1-666

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Yolanda Rochelle White, 2762 Eldora Circle #D, Las Vegas, Nevada 89146

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:

BACKUP DOCUMENTATION:

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE - ABEYANCE to 12/1/2004 - UNANIMOUS

MINUTES:

The appellant was not present.

JIM DiFIORE, Manager, Business Services, explained that he thought the Las Vegas Metropolitan Police Department (Metro), would be handling this matter administratively and therefore would request it to be stricken. Since neither the appellant nor a representative of Metro was present, MR. DiFIORE, requested it be held in abeyance.

(9:42 - 9:43)

1-1257

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Mary L. Oliphant, 4221 Walnut Family Court, Las Vegas, NV 89115

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:

BACKUP DOCUMENTATION:

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE - Motion to bring forward and STRIKE Item 57 and Hold in ABEYANCE Item 69 to 12/1/2004 - UNANIMOUS with WOLFSON not voting

MINUTES:

There was no discussion.
(9:22 - 9:23)
1-574

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler Off-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, Delek, LLC, dba One Stop Market, 7790 West Sahara Avenue, Eliahu Elezra, Mgr, Mmbr, 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:

Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler Off-sale License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Jay H. Brown
3. Map

MOTION:

MONCRIEF - APPROVED the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS with GOODMAN abstaining because his son, Eric Goodman, was representing the applicant

MINUTES:

ERIC GOODMAN, Attorney, appeared on behalf of the applicant.

JIM DiFIORE, Manager, Business Services, indicated that there were no areas of concern and suggested approval as recommended.

(9:43 - 9:44)

1-1282

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT **DISCUSSION**

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Nevada Hotel Reservations, Inc., Ann S. Meyers, Dir, Pres, Secy, Treas, 100%, To: Barrick-NG, LLC, dba Nevada Hotel & Casino, 235 South Main Street, Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mmbr, 100%, Barrick Gaming Investments II, LLC, Managing Mmbr, 100%, Barrick Gaming Corporation, Managing Mmbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy - 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:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Jennifer Roberts

MOTION:

MONCRIEF - APPROVED the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that the location in this matter is near a SuperPawn shop owned by his brother, Steven Mack, who had not discussed this request with him. COUNCILMAN MACK did not feel this matter would have any impact on his brother's shop; therefore, he indicated he would be voting.

MINUTES:

JENNIFER ROBERTS, Attorney, Lionel, Sawyer, and Collins, appearing on behalf of the applicant, thanked staff for all its assistance and concurred with the conditions.

JIM DiFIORE, Manager, Business Services, commented that the applicant is a current licensee in the City of Las Vegas. He suggested approval as recommended.

(9:44 - 9:46)

1-1339

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License subject to the provisions of the fire codes and Health Dept. regulations, From: Ann S. Meyers, 100%, To: Barrick-QHG, LLC, dba Queen of Hearts Hotel & Casino, 19 Lewis Avenue, Stephen A. Crystal, Pres, Phillip L. Flaherty, COO, David W. Barrick, Secy, Barrick Gaming Operations II, LLC, Managing Mmbr, 100%, Barrick Gaming Investments II, LLC, Managing Mmbr, 100%, Barrick Gaming Corporation, Managing Mmbr, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy, Barrick Corporation, 100%, Stephen A. Crystal, Dir, Pres, Phillip L. Flaherty, COO, David W. Barrick, Dir, Secy - 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:

Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern License

RECOMMENDATION:

Recommend approval subject to the provisions of the fire codes and Health Dept. regulations with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Jennifer Roberts

MOTION:

MONCRIEF - APPROVED the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS

MINUTES:

JENNIFER ROBERTS, Attorney, Lionel, Sawyer, and Collins, appearing on behalf of the applicant, was present.

JIM DiFIORE, Manager, Business Services, said the recommendation is the same as for Item 71 and mentioned that the applicant is also the same.

MAYOR GOODMAN said he was very excited about the commitment MR. BARRICK has made in the downtown area and wished him well in his endeavors.

(9:46 - 9:47)

1-1391

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary approval of a new Auctioneer License, Meir Hayon, dba Meir Hayon, 56 Ridge Road, New Jersey, Meir Hayon, 100% - New Jersey

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 Temporary approval of a new Auctioneer License

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Meir Haydon

MOTION:

REESE - APPROVED the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process - UNANIMOUS

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, reported that the applicant passed the preliminary check for consideration of a temporary license. He recommended approval of the temporary license, granting him the authority to issue the permanent license upon receipt of a favorable police report.

MR. HAYON commented that he came from a very small town and hopes to make his Las Vegas location a fine arts center. MAYOR GOODMAN noted that Las Vegas is attracting a lot of auctioneers.

(9:47 - 9:49)

1-1433

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding a new Massage Establishment License subject to the provisions of the planning and fire codes, Wolf & Wolf, dba Enchantment Day Spa Health & Wellness Center, 4588 North Rancho Drive, Suite 12, Jeffrey L. Wolf and Kelli R. Wolf, 100% jointly as husband and wife (NOTE: Item to be heard in the afternoon session in conjunction with Item 137 - SUP-5189) - 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:

Discussion and possible action regarding a new Massage Establishment License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes

BACKUP DOCUMENTATION:

Submitted at meeting - Support letter from Buy the Hour Kids Camp Day Care for Item 74 [massage license] and Item 137 [SUP-5189] filed under Item 74 [massage license]

MOTION:

MACK - APPROVED - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

JEFF and KELLI WOLF, 4588 North Rancho Road, were present.

NOTE: See Item 137 [SUP-5189] for all related discussion
(2:27 - 2:28)
2-3149

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding Temporary Approval of a Massage Establishment License, Jagged Edge Day Spa & Salon, dba Jagged Edge Day Spa & Salon, 1932 Rock Springs Drive, Robert T. Fogarty, Mgr, Mmbr, 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 Temporary Approval of a new Massage Establishment License.

RECOMMENDATION:

Recommend approval with authority for the Director or Designee to issue a permanent license upon receipt of a favorable police report or extend the temporary in the event the police report is not completed within the 6-month temporary period.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Robert Fogarty
3. Map

MOTION:

BROWN - APPROVED the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process or extend the temporary in the event the police report is not completed within the six-month period - UNANIMOUS

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, explained that this matter involves a request to perform massages as part of the existing beauty salon. The licensee has been licensed since 1997. He suggested approval as recommended. COUNCILMAN BROWN confirmed with MR. DiFIORE that the massage license would be site specific.

MR. FOGARTY said he would like to provide this added service.

(9:49 - 9:50)

1-1512

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: FINANCE & BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

CONSENT DISCUSSION

SUBJECT:

Discussion and possible action regarding a new Nonprofit Club General License, Mesquite Club, Inc., dba Mesquite Club, 702 East St. Louis Avenue, Phyllis V. Noblitt, Pres - 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:

Discussion and possible action regarding a new Nonprofit Club General License

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Map

MOTION:

REESE - ABEYANCE to 1/5/2005 - UNANIMOUS

MINUTES:

JIM DiFIORE, Manager, Business Services, was present.

COUNCILMAN REESE requested this matter be held in abeyance to the first meeting in January 2005.

(9:50 - 9:51)

1-1571

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS 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:

Bill No. 2004-69 - First Amendment

MOTION:

MONCRIEF - Second Reading and BILL ADOPTED as a First Amendment as Ordinance No. 5733 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

ROBERT COIL, President of Republic Services, said this is a well-written ordinance that will ensure continued good service to the residents of the City of Las Vegas. He thanked MARK VINCENT, Director of Finance and Business Services, LARRY BETTIS, Deputy City Attorney, and CHRIS WARE, Franchise Officer, for all their assistance in this matter.

(9:51 - 9:53)

1-1599

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

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

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:

ADOPTION at 12/1/2004 City Council meeting as First Amendment pursuant to the 11/16/2004 Recommending Committee

First Reading - 11/3/2004; First Publication - 11/19/2004

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

12/1/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT **DISCUSSION**

SUBJECT:

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

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:

ADOPTION at 12/1/2004 City Council meeting pursuant to the 11/16/2004 Recommending Committee

First Reading - 11/3/2004; First Publication - 11/19/2004

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

12/1/2004 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-73 - Establishes the means for allowing the use "pet boarding" in certain commercial and industrial districts. 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:

Under current City zoning regulations, pet boarding is allowed only in conjunction with an animal hospital or clinic. This bill would allow the use on a "freestanding" basis by means of special use permit in the C-1 and C-2 Zoning Districts, and as a conditional use in the C-M and M Zoning Districts.

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. 2004-73

MOTION:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

11/30/2004 Recommending Committee

12/1/2004 Council Agenda

(9:53 - 9:54)

1-1669

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-74 - Expands the allowability of mixed-use developments in the C-1 and C-2 Zoning Districts, and allow such developments by means of special use permit in the C-PB Zoning District. Sponsored by: Councilman Larry 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:

Mixed-use developments are presently allowed by means of special use permit in the C-1 and C-2 Zoning Districts, but only in the Neighborhood Revitalization Area, and are not permitted in the C-PB Zoning District. This bill would allow mixed-use developments by means of special use permit in all C-1, C-2 and C-PB Zoning Districts. (NOTE: The adoption of this bill will depend on the approval of a corresponding amendment to the Las Vegas 2020 Master Plan.)

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. 2004-74

MOTION:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

11/30/2004 Recommending Committee

12/1/2004 Council Agenda

(9:53 - 9:54)

1-1669

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

CONSENT DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2004-75 - Provides for the relocation of off-premise signs that are required to be removed in connection with the installation of publicly-funded improvements. 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:

The City's zoning regulations currently do not address the relocation of off-premise signs that are required to be removed in connection with the installation of publicly-funded improvements. This bill will allow the relocation of such signs to be approved administratively under certain circumstances, subject to conditions designed to minimize any impacts associated with sign relocation.

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. 2004-75

MOTION:

None required.

MINUTES:

First Reading - Referred - COUNCILMEMBERS MONCRIEF and WOLFSON

11/30/2004 Recommending Committee
12/1/2004 Council Agenda
(9:53 - 9:54)
1-1669

THE MORNING SESSION RECESSED AT 9:54 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE began the afternoon session of the Council Meeting by excusing MAYOR GOODMAN, COUNCILMAN WEEKLY and CITY MANAGER DOUG SELBY, who were out of town on city business.

MAYOR PRO TEM REESE announced Item 167 [SUP-5196] and Item 168 [SDR-5197] were scheduled as time-certain items to be heard at 4:00 p.m. Notices have been placed at the entrances to inform the public that the applicant has requested to withdraw the items without prejudice, and, therefore, they would not be heard. COUNCILMAN MACK thanked GARY BRENNAN and his representatives for meeting with him and considering the concerns of constituents from the area. Because of residential adjacency, he suggested that higher density living or mixed use would better serve the area. He especially thanked the community for contributing their input and maintaining their vigilant efforts, as well as his staff for their time spent on assuring resolution of the matter.

ROBERT GENZER, Director, Planning and Development, clarified that Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] were not requested to be held in abeyance by staff, but rather by COUNCILMAN WEEKLY so that he could be in attendance for those hearings.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 at 517 W. Van Buren Avenue. PROPERTY OWNER: CHARLES ERBACHER - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,322.50
<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 Weaver Inc. to remove all refuse, waste and litter from all yards, repair, replace or remove deteriorated fencing and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,322.50 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

MOTION:

REESE - APPROVED the recommendation of staff - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$1,322.50; \$1,150 to Weaver Inc. and \$172.50 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien to be filed and recorded with the County Treasurer's Office. MR. HARSIN recommended approval.

No one appeared in opposition.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:14 - 1:15)

2-247

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 804 Sunny Place. PROPERTY OWNERS: THOMAS & THERESA M. ALBANESE - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$2,883.75
<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 board and secure the structure, secure gates, remove all trash and debris, etc. from the premises/property (interior/exterior), repair fencing, remove any junk vehicles, sheds, high vegetation and shrubs at rear of property line (along MLK), remove graffiti, scattered litter and refuse scattered over property and in transition area and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$2,883.75 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

MOTION:

REESE - APPROVED the recommendation of staff - UNANIMOUS with MACK not voting, and GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$2,883.75; \$2,225 to Weaver Inc. a boarding fee of \$325 and \$333.75 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien to be filed and recorded with the County Treasurer's Office. MR. HARSIN

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

recommended approval.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:15 - 1:16)

2-290

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 915 H Street. PROPERTY OWNERS: ABNER HEATHMON, SR., PEARLINE HEATHMON, ABNER HEATHMON, JR., AND BARBARA N. HEATHMON - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,460.05
<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, Inc., to board and secure the structure, secure gates, remove all trash and debris, etc. from the premises/property (interior/exterior), remove any junk vehicles, sheds, high vegetation and graffiti from the property, and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,460.05 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

MOTION:

REESE - APPROVED the recommendation of staff - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$1,460.05; \$987 to ADS Consulting, a boarding fee of \$325 and \$148.05 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien to be filed and recorded with the County Treasurer's Office. MR. HARSIN recommended

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

approval.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:16 - 1:17)

2-346

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 1913 S. 11th Street. PROPERTY OWNER: JAMES R. KENT - Ward 3 (Reese)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,784.35
<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 and secure the structure, secure gates, remove all trash and debris, etc. from the premises/property, remove any junk vehicles, sheds, high vegetation, graffiti and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,784.35 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

MOTION:

REESE - APPROVED the recommendation of staff - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$1,784.35; \$1,269 to KO Construction, a boarding fee of \$325 and \$190.35 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien to be filed and recorded with the County Treasurer's Office. MR. HARSIN recommended approval.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

COUNCILMAN WOLFSON questioned whether or not the videos shown were taken before or after the abatement. He said the last properties shown did not look too bad, nor did they look good. He requested specifications as to what the hazards were or the reason that provoked the City to impose such action.

MAYOR PRO TEM REESE explained that most of the buildings shown were open to the public and boarded to keep people from living there. Some of the houses are completely trashed and the City cannot be liable for damages or injuries that may occur there. He stated all videos shown were before and after the abatement.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:18 - 1:21)

2-395

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 4312 Dover Place. PROPERTY OWNER: DIMPLE LEE KEPLINGER - Ward 1 (Moncrief)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$31,006.30
<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 remove fire debris, Tiberti Fence Company to secure the property, Ninyo & Moore to provide asbestos survey and Weaver Inc. to demolish the structure, remove trash and debris, etc. from the premises/property, and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$31,006.30 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 Disclosures
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTION:

MONCRIEF - APPROVED the recommendation of staff - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$31,006.30; \$22,770 to Weaver Inc. \$1,202 to Tiberti Fence Company, \$690 to Ninyo and Moore, \$2,300 to KO Construction and \$4,044.30 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien and to be

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

filed and recorded with the County Treasurer's Office. MR. HARSIN recommended approval.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:21 - 1:23)

2-475

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 504 Rose Street. PROPERTY OWNER: MATHEW OSAYAREN - Ward 5 (Weekly)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$1,762.50
<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 Weaver Inc., to board and secure the detached garage, remove all refuse/waste and litter including concrete blocks, pallets, wood, lumber, plywood, boxes, doors, cans, bottles, paper, and branches from the property and post "No Trespassing" signs.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,762.50 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

MOTION:

REESE - APPROVED the recommendation of staff - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: Video was shown but not submitted.

MAYOR PRO TEM REESE declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director, Neighborhood Services, presented a video of the subject property and recommended the City Council approve the report of expenses in the amount of \$1,762.50; \$1,250 to Weaver Inc. a boarding fee of \$325 and \$187.50 for the 15 percent administrative fee. He stated the charges should be filed and recorded against the property, constituting a special assessment and lien to be filed and recorded with the County Treasurer's Office. MR. HARSIN recommended approval.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.
(1:23 - 1:24)
2-526

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT DISCUSSION

SUBJECT:

Public hearing on local improvement district for Special Improvement District No. 1480 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) (\$308,608.02 - Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$308,608.02
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/SID
<input type="checkbox"/>	Augmentation Required	Funding Source:	Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Public hearing on the Final Assessment Roll for the construction and installation of pavement, curb and gutter, sidewalk, driveways, streetlights, water laterals, water mains, sewer laterals, and sewer mains.

RECOMMENDATION:

Public Hearing only; no action required.

BACKUP DOCUMENTATION:

Public hearing notice

MOTION:

None required. Public hearing held.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

RICHARD GOECKE, Director, Public Works, stated the Special Improvement District on Buffalo Drive covered the area from Cheyenne Avenue to Lone Mountain Road. The cost for the entire project was \$11,759,710, which included street improvements, curb and gutter, sidewalks and street lights. He presented a diagram displaying the project's location and pointed out the specific project of the special improvement district that totaled \$308,608.02. He confirmed the item is in order.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:24 - 1:25)

2-569

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

CONSENT DISCUSSION

SUBJECT:

Public hearing on local improvement district for Special Improvement District No. 1495 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) (\$12,759.92 - Capital Projects Fund/Special Assessments) - Ward 4 (Brown)

Fiscal Impact:

<input type="checkbox"/>	No Impact	Amount:	\$12,759.92
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division:	Public Works/SID
<input type="checkbox"/>	Augmentation Required	Funding Source:	Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Public hearing on the Final Assessment Roll for the construction and installation of pavement, curb and gutter, sidewalk, and streetlights.

RECOMMENDATION:

Public Hearing only; no action required.

BACKUP DOCUMENTATION:

Public hearing notice

MOTION:

None required. Public hearing held.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

RICHARD GOECKE, Director, Public Works, stated this segment was also on Buffalo Drive from Cheyenne Avenue to Lone Mountain Road. When the first Special Improvement District was created, there were challenges to negotiate the funding arrangement with the County. This occurred while four other properties were annexed into the City that were then included with this assessment district. He confirmed \$11,759,710 covered this area and specified the project for the additional properties total \$12,759.92.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:25 - 1:26)

2-612

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME - SPECIAL USE PERMIT

EOT-5421 - APPLICANT/OWNER: JAMES AND ELIZABETH BRACY, JR. - Request for a Second Extension of Time of an approved Special Use Permit (U-0072-00) WHICH ALLOWED A CHURCH/HOUSE OF WORSHIP at 330 North 9th Street (APN 139-35-112-001), R-4 (High Density Residential) Zone, Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

- 1. This Extension of Time will expire on October 18, 2006 unless another Extension of Time is approved by the City Council.

- 2. Conformance to the Conditions of Approval for Special Use Permit U-0072-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME - REZONING

EOT-5402 - APPLICANT/OWNER: BONANZA REALTY, LLC - Request for an Extension of Time for an approved Rezoning (Z-0046-02) FROM: R-2 (MEDIUM LOW DENSITY RESIDENTIAL) AND C-M (COMMERCIAL/INDUSTRIAL) TO: C-1 (LIMITED COMMERCIAL) on 2.87 acres adjacent to the northeast corner of Main Street and Bonanza Road (APN 139-27-707-008, 139-27-712-046 through 051 and 139-27-810-001 through 004), Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

- 1. This Extension of Time will expire on November 20, 2006 unless another Extension of Time is approved by the City Council.

- 2. Conformance to the Conditions of Approval for Rezoning Z-0046-02, Special Use Permit U-0114-02 and Site Development Plan Review Z-0046-02(1) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5402 - SITE DEVELOPMENT PLAN REVIEW

EOT-5403 - APPLICANT/OWNER: BONANZA REALTY, LLC - Request for an Extension of Time for an approved Site Development Plan Review [Z-0046-02(1)] FOR A 326 UNIT MULTI-FAMILY SENIOR APARTMENT COMPLEX WITH 20,000 SQUARE FEET OF COMMERCIAL DEVELOPMENT on 2.87 acres adjacent to the northeast corner of Main Street and Bonanza Road (APN 139-27-707-008, 139-27-712-046 through 051 and 139-27-810-001 through 004), R-2 (Medium Low Density Residential) and C-M (Commercial/Industrial) Zones under Resolution of Intent to C-1 (Limited Commercial), Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 20, 2006 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Rezoning Z-0046-02, Special Use Permit U-0114-02 and Site Development Plan Review Z-0046-02(1) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5402 AND EOT-5403 - SPECIAL USE PERMIT

EOT-5404 - APPLICANT/OWNER: BONANZA REALTY, LLC - Request for an Extension of Time for an approved Special Use Permit (U-0114-02) WHICH ALLOWED A MULTI-FAMILY SENIOR APARTMENT COMPLEX on 2.87 acres adjacent to the northeast corner of Main Street and Bonanza Road (APN 139-27-707-008, 139-27-712-046 through 051 and 139-27-810-001 through 004), R-2 (Medium Low Density Residential) and C-M (Commercial/Industrial) Zones under Resolution of Intent to C-1 (LIMITED COMMERCIAL), Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 20, 2006 unless another Extension of Time is approved by the City Council.

2. Conformance to the Conditions of Approval for Rezoning Z-0046-02, Special Use Permit U-0114-02 and Site Development Plan Review Z-0046-02(1) and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW

EOT-5436 - APPLICANT/OWNER: NEVADA ACQUISITIONS, LLC - Request for an Extension of Time of an approved Site Development Plan Review [Z-0076-98(18)] WHICH ALLOWED A 8,144 SQUARE FOOT COMMERCIAL DEVELOPMENT on 2.19 acres adjacent to the northwest corner of Centennial Parkway and Durango Drive (APN 125-20-402-008), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends 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:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 1, 2006 unless another Extension of Time is approved by the City Council.

2. Conformance to the Conditions of Approval for Site Development Plan Review Z-0076-98(18), Special Use Permit U-0114-00, Special Use Permit U-0115-00, Special Use Permit U-0116-00 and Special Use Permit U-0161-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5436 - SPECIAL USE PERMIT

EOT-5437 - APPLICANT/OWNER: NEVADA ACQUISITIONS, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0116-00) WHICH ALLOWED A RESTAURANT WITH DRIVE-THROUGH on 2.19 acres adjacent to the northwest corner of Centennial Parkway and Durango Drive (APN 125-20-402-008), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

- 1. This Extension of Time will expire on November 1, 2006 unless another Extension of Time is approved by the City Council.

- 2. Conformance to the Conditions of Approval for Site Development Plan Review Z-0076-98(18), Special Use Permit U-0114-00, Special Use Permit U-0115-00, Special Use Permit U-0116-00 and Special Use Permit U-0161-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5436 AND EOT-5437 - SPECIAL USE PERMIT

EOT-5438 - APPLICANT/OWNER: NEVADA ACQUISITIONS, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0161-00) WHICH ALLOWED RESTRICTED GAMING IN CONJUNCTION WITH A CONVENIENCE STORE on 2.19 acres adjacent to the northwest corner of Centennial Parkway and Durango Drive (APN 125-20-402-008), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 1, 2006 unless another Extension of Time is approved by the City Council.

2. Conformance to the Conditions of Approval for Site Development Plan Review Z-0076-98(18) and Special Use Permit U-0161-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5436, EOT-5437 AND EOT-5438 - SPECIAL USE PERMIT

EOT-5439 - APPLICANT/OWNER: NEVADA ACQUISITIONS, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0115-00) WHICH ALLOWED THE SALE OF PACKAGED LIQUOR FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A CONVENIENCE STORE on 2.19 acres adjacent to the northwest corner of Centennial Parkway and Durango Drive (APN 125-20-402-008), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends 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:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 1, 2006 unless another Extension of Time is approved by the City Council.

2. Conformance to the Conditions of Approval for Site Development Plan Review Z-0076-98(18) and Special Use Permit U-0115-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT **DISCUSSION**

SUBJECT:

EXTENSION OF TIME RELATED TO EOT-5436, EOT-5437, EOT-5438 AND EOT-5439 - SPECIAL USE PERMIT

EOT-5440 - APPLICANT/OWNER: NEVADA ACQUISITIONS, LLC - Request for an Extension of Time of an approved Special Use Permit (U-0114-00) WHICH ALLOWED FUEL PUMPS IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE on 2.19 acres adjacent to the northwest corner of Centennial Parkway and Durango Drive (APN 125-20-402-008), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

BROWN - APPROVED Item 92 [EOT-5421], Item 93 [EOT-5402], Item 94 [EOT-5403], Item 95 [EOT-5404], Item 96 [EOT-5436], Item 97 [EOT-5437], Item 98 [EOT-5438], Item 99 [EOT-5439] and Item 100 [EOT-5440] subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

There was no discussion.
(1:26 - 1:27)
2-642

CONDITIONS:

Planning and Development

1. This Extension of Time will expire on November 1, 2006 unless another Extension of Time is approved by the City Council.

2. Conformance to the Conditions of Approval for Site Development Plan Review Z-0076-98(18) and Special Use Permit U-0114-00 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

WATER FEATURE EXEMPTION

DIR-5444 - APPLICANT/OWNER: CANYON GATE AT LAS VEGAS, INC. - Request for a Water Feature Exemption TO ALLOW THE OPERATION OF TWO WATER FEATURES for a Single Family Development and Golf Course adjacent to the north side of Sahara Avenue, approximately 1,000 feet west of Durango Drive, (APN 163-05-813-019 and 047), Ward 1 (Moncrief). Staff recommends 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:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

The applicant was not present and no one appeared in opposition.

COUNCILWOMAN MONCRIEF expressed her appreciation for Canyon Gate's removal of one million square feet of grass from their golf course and payment to the City of \$42,000 in exchange for the water feature's operation.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:27 - 1:28)

2-688

CONDITIONS:

1. The applicant shall submit a landscape plan, showing drought tolerant landscaping being placed in the 1,130,102 square foot turf conversion area to the Planning and Development Department. The new landscaping on the approved plan shall be installed and inspected by the Planning and Development Department prior to the operation of the water feature.

2. In addition to the turf conversion, the applicant shall pay a fee to the City through the Planning and Development Department of \$42,960 to operate the two water features through December 31, 2005. For subsequent years in which Drought Watch or Drought Alert is declared, an annual fee of \$250.00 shall be paid.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

3. This exemption does not apply in years which Drought Emergency is declared.
4. The applicant shall post a sign at the water feature to indicate they have received an exemption to allow its operation.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED ONE YEAR REVIEW

RQR-5238 - PUBLIC HEARING - APPLICANT/OWNER: COSTCO WHOLESALE - Required One Year Review of an approved Review of Condition (ROC-2882) of an approved Special Use Permit (U-0171-00) WHICH ALLOWED THE DELIVERY OF PACKAGED LIQUOR BETWEEN THE HOURS OF 6 AM AND 9 PM WHERE THE DELIVERY HOURS WERE RESTRICTED TO 6 AM TO NOON at 801 South Pavilion Center Drive (APN 137-35-714-001), P-C (Planned Community) Zone, Ward 2 (Wolfson). Staff recommends APPROVAL. NOTE: THIS ITEM IS BEING RENOTICED AS THE PREVIOUS NOTICE SENT FOR THE OCTOBER 20, 2004 CITY COUNCIL MEETING HAD AN ERROR REGARDING THE PREVIOUSLY APPROVED HOURS OF DELIVERY

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:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. City Council letter of approval for U-0171-00
5. City Council letter of approval for U-0171-00(1)
6. City Council letter of approval for ROC-2882

MOTION:

WOLFSON - APPROVED subject to condition - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JERRY SLATER, 5740 South Arville, appeared on behalf of the applicant and concurred with the conditions.

COUNCILMAN WOLFSON requested that ROBERT GENZER, Director, Planning and Development, brief the public on the item. MR. GENZER explained this was to review the delivery hours approved for the Costco at this location. When originally approved, there were concerns raised by some of the residents in the neighborhood who were not sure if disruption would occur because of the extended delivery hours. He stated there have been no complaints since the business has been open and pointed out that staff has recommended approval with no further reviews. COUNCILMAN WOLFSON confirmed with the representative that no problems have arisen.

No one appeared in opposition.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:28 - 1:30)

2-702

CONDITIONS:

Planning and Development

1. Conformance to the Conditions of Approval for Special Use Permit U-0171-00.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5384 - PUBLIC HEARING - APPLICANT/OWNER: RANCHO COURTYARD, LLC - Request for a Review of Condition Number 10 of an approved Rezoning (Z-0013-01) TO ELIMINATE THE REQUIREMENT FOR A MASTER SIGN PLAN TO BE SUBMITTED FOR APPROVAL OF PLANNING COMMISSION AND CITY COUNCIL PRIOR TO THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY FOR ANY BUILDING ON THE SITE for an approved office building on 2.82 acres adjacent to the east side of Rancho Drive, approximately 300 feet south of Charleston Boulevard (APN 162-04-101-021), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 1 (Moncrief). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

Planning Commission Mtg.
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 Z-0013-01

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

LUCY STEWART, 856 East Sahara Avenue, stated a Code referenced in the staff report required a master sign plan for properties that were 2.5 acres or larger. When the ordinance was changed a year ago, the property owners believed the condition went away for this 2.75-acre property. They were surprised by the need for a master sign plan and staff suggested this alternative. The plan shows monument signage on low level stone work and clarified it would be the only sign.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:30 - 1:32)

2-773

CONDITIONS:

Planning and Development

1. Condition of Approval Number 10 is hereby eliminated.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

2. All signage shall be in conformance with Title 19.14.
3. Conformance to all other Conditions of Approval for Rezoning Z-0013-01 and all other subsequent site related actions as required by the Planning and Development Department and Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5406 - PUBLIC HEARING - APPLICANT/OWNER: ASTORIA HOMES - Request for a Review of Condition Number 5 of an approved Site Development Plan Review (SDR-2669) TO ALLOW A 6 FOOT CORNER SIDE YARD SETBACK WHERE 9 FEET IS THE MINIMUM SETBACK REQUIRED for an approved 282 lot single family detached cluster development on 30.85 acres approximately 660 feet east of Cliff Shadows Parkway, between Gilmore Avenue and Gowan Road (APN 137-12-212-001 through 282), PD (Planned Development) Zone and U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 4 (Brown). Staff recommends 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:

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-2669
5. Submitted after final agenda - Protest letter from Southwest Regional Council of Carpenters
6. Submitted at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 104 [ROC-5406]

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining because of a contract he has with Astoria Homes

NOTE: COUNCILMAN MACK disclosed he currently has a contract with Astoria Homes and would therefore be abstaining. DEPUTY CITY ATTORNEY BRYAN SCOTT submitted to the City Clerk a memorandum of opinion given to COUNCILMAN MACK regarding his abstention.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY TOM AMICK, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with the staff recommendation.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.
(1:32 - 1:34)

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

2-833

CONDITIONS:

Planning and Development

1. Condition Number 5 of Site Development Plan Review (SDR-2669) shall read:

"The setbacks for this development shall be a minimum of 8 feet to the front of the house, 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 3 feet on the side, 6 feet on the corner side, and 3 feet in the rear."

2. Conformance to all other Conditions of Approval for Site Development Plan Review (SDR-2669) and all other applicable site-related actions as required by the Planning and Development Department and the Department of Public Works.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REVIEW OF CONDITION

ROC-5445 - PUBLIC HEARING - APPLICANT/OWNER: CARINA CORPORATION - Request for a Review of Condition Number 5 of an approved Site Development Plan Review (SDR-4370) TO ALLOW A 5 FOOT SIDE YARD SETBACK WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED FOR LOTS THAT HAVE A SIDE PROPERTY LINE ADJACENT TO HUALAPAI WAY (LOTS 3, 4, 9, 10, 15 and 16 ON THE APPROVED SITE PLAN) for an approved 68 lot single family on 10.52 acres adjacent to the northwest corner of Farm Road and Hualapai Way (APN 126-13-601-004, 006, 008 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to R-PD7 (Residential Planned Development - 7 Units Per Acre), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
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-4370

MOTION:

MACK - APPROVED subject to condition as amended and read for the record as follows:

1. The side yard setback for lots 3, 4, 9, 10, 15, and 16 on the site plan submitted 11/17/04, that have side property lines adjacent to Hualapai Way, shall be 5 feet, and a minimum rear yard setback on Lots 64 through 69 and 42 through 47 of 5 feet.

- UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

REBECCA RALSTON, 1050 Indigo Drive, appeared on behalf of Carina Homes to confirm this was the same plan before Council on 9/15/2004 with modifications to the trail adjacent to Hualapai Way. The amended condition should read the minimum side yard setback on Lots 3, 4, 9, 10, 15, and 16 of 5 feet, and proposed a minimum rear yard setback on Lots 64 through 69 and 42 through 47 of 5 feet. The intent is to maximize the rear and side yards respectively.

ATTORNEY MARK FIORENTINO, 3800 Howard Hughes, appeared on behalf of Focus Group, confirmed the condition read was the compromise reached. He expressed concurrence and appreciation to the applicant for working to maintain consistency of the planned development and thanked Council for the opportunity to achieve the planned goals.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:34 - 1:37)

2-907

CONDITIONS:

Planning and Development

1. The side yard setback for lots 3, 4, 9, 10, 15 and 16 on the approved site plan date stamped September 13, 2004, that have side property lines adjacent to Hualapai Way, shall be 5 feet.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-4978 - PUBLIC HEARING - APPLICANT: LAS TUNIS, LLC - OWNER: CLARK COUNTY DEVELOPMENT CORPORATION - Request for a Site Development Plan Review FOR A 5,660 SQUARE FOOT MEDICAL OFFICE BUILDING AND WAIVERS OF TRASH ENCLOSURE SEPARATION, FRONT YARD SETBACK, AND WIDTH OF PERIMETER LANDSCAPING on 0.45 acres on James Bilbray Drive, approximately 120 feet south of Smoke Ranch Road (APN 138-23-110-032), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking), Ward 6 (Mack). 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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ADRIAN JONES, 4750 West Flamingo Road, appeared on behalf of the applicant and concurred with all recommendations.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:37 - 1:38)

2-1010

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. The trash enclosure shall be covered as required by the Commercial Development Standards.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

3. Landscaping shall be provided in accordance with Code standards along the south, east and west property lines. A waiver is approved along the north property line to provide a five foot wide planter along the north property line, with 24 inch box trees 15 feet on center. A revised plan shall be submitted to and approved by the Planning and Development Department prior to the approval of any building permits for this site.

4. 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.

5. All development shall be in conformance with the submitted plans date stamped October 12, 2004, except as amended by the recommended conditions.

Public Works

6. Dedicate an additional 10 feet of right-of-way for a total half-street width of 30 feet on James Bilbray Drive adjacent to this site prior to the issuance of any permits.

7. Construct all incomplete half-street improvements on James Bilbray Drive 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).

8. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.

9. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

10. 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.

11. This site will be subject to the traffic signal impact fee as required by Ordinance No. 5644 at the time permits are issued.

12. 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 construction drawings. 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 construction drawings.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-5190 - PUBLIC HEARING - APPLICANT: MG PROPERTIES - OWNER: MARTIN W. GREENWALD - Request for a Site Development Plan Review FOR A 7,660 SQUARE FOOT COMMERCIAL ADDITION AND WAIVERS FROM PERIMETER LANDSCAPING REQUIREMENTS on 2.0 acres adjacent to the northeast corner of Rancho Drive and Lone Mountain Road (APN 125-35-401-006), C-2 (General 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

MOTION:

MACK - APPROVED subject to conditions and amending the first bullet of Condition 4 as read for the record:

- **The rear property line wall shall consist of a solid decorative block wall with at least 20 percent contrasting materials and evergreen trees planted 20 feet on center shall be planted along the proposed wall/fence.**
- **And the following additional bullet to Condition 4 as read for the record:**
- **To have 24-inch box trees planted 20 feet on center with 4 5-gallon shrubs per tree planted along the south property line.**
- **UNANIMOUS with GOODMAN and WEEKLY excused**

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

DARON DORSEY, Jolley Urger Wirth Woodbury & Standish, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and concurred with staff recommendation.

COUNCILMAN MACK requested staff provide the additional conditions in regard to the landscaping and block wall. MARGO WHEELER, Deputy Director Planning and Development, read amendments to Condition 4, bullet one, and an additional bullet. COUNCILMAN MACK confirmed MR. DORSEY'S agreement to the amended conditions and requested that the applicant work with the other property owner to clean off and level the far southern portion of the property. MR. DORSEY agreed to the request.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

COUNCILMAN BROWN outlined concern with the property when it was part of Ward 4 in 1997. He visited the site that morning and the property to the south was an eyesore and distraction, although not a part of this project. He questioned whether Code Enforcement could investigate if that property constituted a hazard and nuisance by contributing dust to the proposed site. He inquired whether the path cut to Serene Drive across the east boundary line was expected to be formalized. Given the proposed development, it would be a good time to project what is expected for the east side.

BART ANDERSON, Engineering Project Manager, clarified that though Serene Drive still serves as an access for some parcels, it is not a public street and has been vacated. Any arrangement made by the applicant would have to be made strictly with the neighbors to the east. ROBERT GENZER, Director, Planning and Development, indicated that the opening onto Serene Drive is for emergency purposes only and will not become an active access. COUNCILMAN MACK questioned if a crash gate would be put in place and MR. ANDERSON replied the applicant is proposing to install bollards to prevent vehicles from accessing that driveway.

COUNCILMAN BROWN questioned if landscaping on the east section of the property is part of this application as a condition. MR. GENZER reiterated Condition 4 that requires a solid decorative block wall with 20 percent contrasting material along that property line and the second part that requires a solid gate be provided as emergency access at the rear of the property. The bollards are insufficient to meet the condition. MR. GENZER clarified which side of the lot is the legal front.

COUNCILMAN BROWN noted this would be a separate building and MR. DORSEY confirmed there is no access, continuation or extension of the non-conformance source. COUNCILMAN MACK acknowledged appreciation to COUNCILMAN BROWN for obtaining clarification regarding the east property line. Responding to COUNCILMAN MACK'S inquiry about the bollards, MR. ANDERSON explained Condition 4 requires a solid gate, which is technically considered a crash gate if an emergency vehicle is able to go through it. COUNCILMAN MACK expressed appreciation for the applicant's efforts.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:38 - 1:48)

2-1050

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 dated September 7, 2004, except as amended by conditions herein.
3. The proposed use of the building addition shall not contain a sexually oriented business as defined by Title 19. Conversion of the use to a sexually oriented business shall be cause for revocation of a

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

business license. The building addition shall not have internal access to the existing sexually oriented business.

4. The following changes shall be made to the plans and approved by staff of the Department of Planning and Development prior to the issuance of a building permit.

The rear property line wall shall consist of a solid decorative block wall with at least 20 percent contrasting materials, or alternatively, evergreen trees planted 20 feet on center shall be planted along the proposed wall/fence.

A solid gate shall be provided to the emergency access at the rear of the property.

A detail of the trash enclosure shall be illustrated and be provided with a roofed enclosure.

A revised landscape plan shall show the total number of trees by variety and show a maximum of 15% of the total landscaped area as turf.

The handicapped parking spaces shall reflect the proper design standards according to Title 19.

5. The 10-foot wide multi-use transportation trail path shall be relocated to abut the front property line on private property, and the curbs along the access drive shall be ramped to provide a smooth transition of the trail across the drive. The property owner shall be responsible for maintenance of the trail path.

6. Landscaping and a permanent underground sprinkler system shall be installed and 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.

7. All mechanical equipment and air conditioners shall be fully screened of views from Rancho Drive.

8. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Lighting shall be directed away or screened and shall not create fugitive lighting on properties in the residential area to the rear of the site.

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

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

Public Works

11. Construct all incomplete half-street improvements on Rancho Drive adjacent to this site 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. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the northern boundary of this site prior to construction of hard surfacing (asphalt or concrete).

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

12. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A. The proposed driveway accessing Rancho Drive, shall also receive approval from the Nevada Department of Transportation.

13. Extend public sewer, from the intersection of Airy Mountain Avenue and Lone Mountain Road approximately 200 feet east of this site, to the north edge of this development 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.

14. 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.

15. Landscape and maintain all unimproved right of way on Rancho Drive adjacent to this site.

16. Submit an application for an Occupancy Permit for all landscaping and private improvements in the Rancho Drive public right of way adjacent to this site prior to the issuance of any permits.

17. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW

SDR-5198 - PUBLIC HEARING - APPLICANT/OWNER: WILTON PARTNERS ARVILLE NO. 8, LLC - Request for a Site Development Plan Review FOR A 11,739 SQUARE FOOT COMMERCIAL BUILDING AND WAIVERS OF BUILDING PLACEMENT, FOUNDATION LANDSCAPING ALONG THE SIDEWALK, AND LANDSCAPE BUFFER STANDARDS on 1.49 acres on the west side of Arville Street, approximately 250 feet north of Sahara Avenue, (APN 162-06-412-003), 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

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

BRENT WILSON, VTN Nevada, 2727 South Rainbow Boulevard, appeared on behalf of the applicant and concurred with staff recommendations for this infill project.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:48 - 1:50)

2-1436

CONDITIONS:

Planning and Development

- 1. This Site Development 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 09/07/04, except as amended by conditions herein.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

3. The site plan shall be revised to reflect the conditions herein and approved by staff of the Planning and Development Department prior to the time application is made for a building permit. A Waiver in the placement of the building at the front of the lot is approved by this condition.
4. 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.
5. The landscape plan shall be revised and approved by staff of the Planning and Development Department prior to the time application is made for a building permit. Plantings shall be provided around the foundation of the building in locations that demonstrate closer compliance with the intent of the Landscape, Wall and Buffer Standards. This is a denial of a request for a complete Waiver in the placement of landscaping around the foundation of the building in support of partial landscaping in strategic locations around the building. However, this condition is approval of a request for a Waiver in the zone width for perimeter landscaping in the extreme northwest corner of the site.
6. Landscaping and a permanent underground sprinkler system shall be installed and shall be 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. A sidewalk shall be provided to connect the sidewalk along Arville Street to the sidewalk around the proposed building. The sidewalk shall be handicap accessible.
8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
9. 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. All lighting shall be directed away or screened from the adjacent residential property.
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. 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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

constructed in accordance with Standard Drawing #222A.

15. Provide a copy of a recorded Joint Access Agreement between this site and the adjoining parcel to the west prior to the issuance of any permits.

16. 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.

17. Site development to comply with all applicable conditions of approval for Z-57-87 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

MAJOR MODIFICATION TO THE LAS VEGAS MEDICAL DISTRICT

MOD-5267 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Major Modification to the Las Vegas Medical District PLAN IN ORDER TO REDUCE HEIGHT AND SETBACK RESTRICTIONS ON MIXED-USE DEVELOPMENTS, LIST THEM AS A SPECIFIC USE ON THE TABLE OF PERMITTED USES, PROVIDE FOR THE INCORPORATION OF THE LIVE/WORK ORDINANCE, AND CLARIFY THE TABLE OF PERMITTED USES TO UPDATE TERMINOLOGY, 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 - Not Applicable
- 3. Staff Report

MOTION:

REESE - APPROVED - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

MARGO WHEELER, Deputy Director, Planning and Development, explained the item is to bring Downtown Centennial standards into the medical district, which affects the area south of Alta Drive, east of Rancho Boulevard, west of Martin L. King Boulevard and north of Charleston Boulevard. The intent is to clarify vague language as to uses and set standards for the live/work ordinance not previously allowed in this section of the City. This same language should state that the automatic application of height restrictions, residential adjacency and parking would not apply. She confirmed the Site Development Review for each project will still appear before Council as a public hearing and will be analyzed based on the merits of each project.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(1:50 - 1:51)
2-1480

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5130 - PUBLIC HEARING - APPLICANT: RYLAND HOMES - OWNER: CLIFFS EDGE, LLC
- Petition to Vacate public rights-of-way generally located west of Puli Road, north of Centennial Parkway, 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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 110 [VAC-5130] and Item 111 [VAC-5131].

EMILY BARBER, 2727 South Rainbow Boulevard, appeared on behalf of the applicant and concurred with all conditions.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 110 [VAC-5130] and Item 111 [VAC-5131].

(1:51 - 1:53)

2-1551

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 Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study.
- 2. 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.
- 3. All development shall be in conformance with code requirements and design standards of all City

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

Departments.

4. 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.

5. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VACATION

VAC-5131 - PUBLIC HEARING - APPLICANT: RYLAND HOMES - OWNER: CLIFFS EDGE, LLC - Petition to Vacate U. S. Government Patent Reservations generally located west of Puli Road, north of Centennial Parkway, Ward 6 (Mack). 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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 110 [VAC-5130] for related discussion.
(1:51 - 1:53)
2-1551

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.
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 above conditions 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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE

VAR-5114 - PUBLIC HEARING - APPLICANT/OWNER: OR INVESTMENT GROUP, LLC - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Variance TO ALLOW A 60-FOOT REAR YARD SETBACK WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A MINIMUM OF 408 FEET FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF TWO 10-STORY, 132-FOOT TALL BUILDINGS, A 12-STORY, 150-FOOT TALL BUILDING AND TWO 16-STORY, 195-FOOT TALL BUILDINGS on 5.84 acres adjacent to the west side of Rancho Drive, approximately 180 feet south of Lake Mead Boulevard (APN 139-19-611-002), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 vote) and staff recommend DENIAL

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="86"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (4-3 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Curran & Parry
5. Submitted after final agenda - Support letter from Richard Basten
6. Submitted after final agenda - abeyance request by Curran & Parry for Item 112 [VAR-5114], Item 113 [SUP-5111] and Item 114 [SDR-5109] filed under Item 112 [VAR-5114]
7. Backup referenced from the 10/7/2003 Planning Commission meeting Item 48

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.
(1:05 - 1:14)

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT RELATED TO VAR-5114

SUP-5111 - PUBLIC HEARING - APPLICANT/OWNER: OR INVESTMENT GROUP, LLC - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF TWO 10-STORY, 132-FOOT TALL BUILDINGS, A 12-STORY, 150-FOOT TALL BUILDING AND TWO 16-STORY, 195-FOOT TALL BUILDINGS adjacent to the west side of Rancho Drive, approximately 180 feet south of Lake Mead Boulevard (APN 139-19-611-002), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 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 (4-3 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Curran & Parry
5. Submitted after final agenda - abeyance request by Curran & Parry for Item 112 [VAR-5114], Item 113 [SUP-5111] and Item 114 [SDR-5109] filed under Item 112 [VAR-5114]
6. Backup referenced from the 10/7/2003 Planning Commission meeting Item 49

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-5114 AND SUP-5111

SDR-5109 - PUBLIC HEARING - APPLICANT/OWNER: OR INVESTMENT GROUP, LLC - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Site Development Plan Review and a Waiver of the Commercial Development Standards to allow a three-foot front yard setback where 20 feet is the minimum required FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF 504 RESIDENTIAL CONDOMINIUM UNITS AND 90,000 SQUARE FEET OF RETAIL SPACE IN TWO 10-STORY, 132-FOOT TALL BUILDINGS, A 12-STORY, 150-FOOT TALL BUILDING AND TWO 16-STORY, 195-FOOT TALL BUILDINGS on 5.84 acres adjacent to the west side of Rancho Drive, approximately 180 feet south of Lake Mead Boulevard (APN 139-19-611-002), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 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 (4-3 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Curran & Parry
5. Submitted after final agenda - abeyance request by Curran & Parry for Item 112 [VAR-5114], Item 113 [SUP-5111] and Item 114 [SDR-5109] filed under Item 112 [VAR-5114]
6. Backup referenced from the 10/7/2003 Planning Commission meeting Item 50

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.
(1:05 - 1:14)

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE

VAR-5202 - PUBLIC HEARING - APPLICANT/OWNER: KEVIN R. AND BARBARA SIPES - Request for a Variance TO ALLOW A 2.94 ACRE DEVELOPMENT WHERE 5 ACRES IS REQUIRED FOR A RESIDENTIAL PLANNED DEVELOPMENT on 2.94 acres adjacent to the west side of Decatur Boulevard, approximately 100 feet south of Gilmore Avenue (APN 138-12-601-005), R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], 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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 115 [VAR-5202], Item 116 [ZON-5203] and Item 117 [SDR-5204].

LANDON CHRISTOPHERSON, 1000 North Green Valley Parkway, appeared on behalf of the applicant and concurred with all conditions.

MIKE MALONE, 3660 Thom Boulevard, appeared on behalf of Northwest Area Residents Association to oppose the project because the homes are planned to be on less than a quarter of an acre. Most area homes are on half and three-quarter acre lots. He would like to preserve the residential area. The much higher density will not suit the area well.

BRANDIE YELL, 4825 Martinelli Court, stated she moved to the street south of this project because of the large lots and she was disappointed to see this proposition.

EDWARD MALKIEWICZ, 4824 Martinelli Court, also opposed this project that would abut his property. He bought the home in 1985 because the area was zoned for minimum half-acre lots. There is nothing south of Gilmore similar to this proposal.

MR. CHRISTOPHERSON commented on negotiations with staff and noted a neighborhood meeting

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

held that no one attended. They are restricting the homes to one-story for uniformity with the neighborhood. COUNCILMAN MACK announced he had never heard from opposing neighbors prior to this hearing. It would be ideal to have one-half acre homes but that is not likely given that the land abuts Decatur Boulevard nor would it be affordable. The price range proposed of approximately \$450,000 to \$500,000 contributes value to the neighborhood. There is R-1 zoning to the east, and R-2 provides a good, compatible buffer, especially with the landscaping and road separation. They did receive phone support for the project. COUNCILMAN MACK amended Condition 3 of Item 117 [SDR-5204] to read the setback of the development shall be 20 feet in the front, 30 feet in the rear, 10 feet on the side, 15 feet on the corner side. MR. CHRISTOPHERSON accepted the amended condition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 115 [VAR-5202], Item 116 [ZON-5203] and Item 117 [SDR-5204].

(1:53 - 2:02)

2-1617

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for a Rezoning (ZON-5203) and Site Development Plan Review (SDR-5204) approved by the City Council.
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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO VAR-5202

ZON-5203 - PUBLIC HEARING - APPLICANT/OWNER: KEVIN R. AND BARBARA SIPES - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 2.94 acres adjacent to the west side of Decatur Boulevard, approximately 100 feet south of Gilmore Avenue (APN 138-12-601-005), 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="3"/>
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 (7-0 vote) and staff recommend APPROVAL, subject to conditions

BACKUP DOCUMENTATION:

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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 115 [VAR-5202] for related discussion.
(1:53 - 2:02)
2-1617

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. Variance (VAR-5202) to allow a 2.94 acre R-PD development and Site Development Plan Review application (SDR-5204) for a seven lot single family subdivision 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

3. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
4. 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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

been granted to the City.

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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-5202 AND ZON-5203

SDR-5204 - PUBLIC HEARING - APPLICANT/OWNER: KEVIN R. AND BARBARA SIPES - Request for a Site Development Plan Review FOR A PROPOSED 7 LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 2.94 acres adjacent to the west side of Decatur Boulevard, approximately 100 feet south of Gilmore Avenue (APN 138-12-601-005), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development - 3 Units Per Acre)], 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

MOTION:

MACK - APPROVED subject to conditions and amended Condition 3 as read for the record as follows:

3. The setbacks for the development shall be 20 feet in the front, 30 feet in the rear, 10 feet on the side and 15 feet on the corner side.

- UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 115 [VAR-5202] for related discussion.

(1:53 - 2:02)

2-1617

CONDITIONS:

Planning and Development

1. A Rezoning application (ZON-5203) to R-PD2 (Residential Planned Development - 2 Units Per Acre) and a Variance application (VAR-5202) approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity four the site.

2. This Site Development Plan Review pursuant to revised plans date stamped 9/28/04 except as amended herein 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. The setbacks for this development shall be 20 feet in the front, 30 feet in the rear, 10 feet on the side and 15 feet on the corner side. The building height shall not exceed two stories or 35 feet, whichever is less.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

4. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
5. All dwellings shall be limited to one story in height.
6. The applicant shall provide a minimum of five feet of landscaping along the north side of the south perimeter wall, adjacent to and along the length of the private street.

Public Works

7. Gated entries, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222A.
8. A Homeowners 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 maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
9. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
10. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON 5203 and all other subsequent site related actions.
11. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
12. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT

RQR-5168 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: Z J & R PROPERTIES, LLC - Appeal filed by the Applicant from the Denial by the Planning Commission of a Required One Year Review of an Approved Special Use Permit (U-0043-94) WHICH ALLOWED A 55 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3920 West Charleston Boulevard (APN 139-31-801-018), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (7-0 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 (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal and abeyance request letter by Lamar Advertising
5. Submitted after final agenda - Protest letter by Andy Pollack
6. Submitted at meeting-Written Opinion Memo from Deputy City Attorney Scott on abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] & Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

BROWN - Motion to accept the **WITHDRAWAL WITHOUT PREJUDICE** of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the **WITHDRAWAL** of APN 138-12-110-022 and **HOLD IN ABEYANCE** the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; **HOLD IN ABEYANCE** Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - **UNANIMOUS** with **GOODMAN** and **WEEKLY** excused and **MACK** abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], **COUNCILMAN MACK** disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MOTION - Continued:

Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5164 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: S&S # 2, LLC - Required Two Year Review of an Approved Special Use Permit (U-0042-95) WHICH ALLOWED A 50 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 410 North Eastern Avenue (APN 139-36-210-003), C-1 (Limited Commercial) Zone, Ward 3 (Reese). 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="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 at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

REESE - APPROVED subject to conditions - **UNANIMOUS** with **GOODMAN** and **WEEKLY** excused and **MACK** abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], **COUNCILMAN MACK** disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from **DEPUTY CITY ATTORNEY BRYAN SCOTT** regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and concurred with the recommendation.

MAYOR PRO TEM REESE commented that because this billboard faces US95 it remains a good location.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:04 - 2:05)

2-2032

CONDITIONS:

Planning and Development

1. 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 is removed.
2. 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 of the Las Vegas Municipal Code 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.
3. The applicant shall repair the perimeter fence and maintain the fence on a regular basis and if it is damaged.
4. 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.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5165 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: LIPKIN 1992 TRUST - Required Two Year Review of an Approved Special Use Permit (U-104-02) WHICH ALLOWED A 40 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1501 Western Avenue (APN 162-04-605-005), M (Industrial) Zone, Ward 1 (Moncrief). 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 at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and concurred with the recommendation.

COUNCILWOMAN MONCRIEF stated she concurred with Planning Commission and staff's recommendation for this request in an industrial area.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:05 - 2:06)

2-2074

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in two 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 is removed.
2. 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 19A including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19A has been approved for the new structure by the City Council.
3. 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.
4. 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.
5. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5166 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: RANCHO DRIVE, LLC - Required Two Year Review of an Approved Special Use Permit (U-0037-95) WHICH ALLOWED A 40 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN on the east side of Rancho Drive, approximately 200 feet south of Rainbow Boulevard (APN 125-35-401-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). 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. Submitted at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and concurred with the recommendation.

No one appeared in opposition.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:07 - 2:08)

2-2133

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in one (1) year 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 is removed.
2. 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 of the Las Vegas Municipal Code 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.
3. 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.
4. 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.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5167 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: HAL-STAN, INC. - Required Two Year Review of an Approved Special Use Permit (U-0038-95) WHICH ALLOWED A 40 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3500 North Rancho Drive (APN 138-12-710-044), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (6-1 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 (6-1 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 - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

BROWN - APPROVED subject to conditions - **UNANIMOUS** with **GOODMAN** and **WEEKLY** excused and **MACK** abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], **COUNCILMAN MACK** disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from **DEPUTY CITY ATTORNEY BRYAN SCOTT** regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and concurred with the recommendation.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

(2:07 - 2:08)

2-2182

CONDITIONS:

Planning and Development

1. 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 is removed.
2. 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 of the Las Vegas Municipal Code 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.
3. 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.
4. 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.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5169 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: STEVE & RAYNELL PHILLIPS - Appeal filed by the Applicant from the Denial by the Planning Commission of a Required Two Year Review of an Approved Special Use Permit (U-0027-95) WHICH ALLOWED A 40 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 6651 West Charleston Boulevard (APN 163-02-104-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], Ward 1 (Moncrief). The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

RECOMMENDATION:

The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Lamar Advertising
5. Submitted at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the public hearing open.

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and disagreed with the Planning Commission's recommendation. The sign has been well-kept and

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

maintained in accordance with all conditions of the original approval.

COUNCILWOMAN MONCRIEF expressed her appreciation to the applicant for maintaining the lot throughout the year.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the public hearing closed.

(2:08 - 2:09)

2-2228

CONDITIONS:

Planning and Development

1. 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 is removed.
2. 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 of the Las Vegas Municipal Code 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.
3. The off-premise advertising sign (billboard) supporting structure shall be designed 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.
4. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti and bird droppings at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5170 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: BOYS CLUBS OF CLARK COUNTY, INC. - Required Two Year Review of an Approved Special Use Permit (U-0041-95) WHICH ALLOWED A 55 FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2800 Marlin Avenue (APN 139-36-213-001), R-4 (High Density Residential) Zone, Ward 3 (Reese). 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. Submitted at meeting - Written Opinion Memorandum from Deputy City Attorney Scott regarding abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

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

1. The Special Use Permit shall be reviewed in five (5) 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 is removed.

- UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

MAYOR PRO TEM REESE declared the public hearing open.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

SCOTT NAFTZGER, Lamar Advertising, 1863 Helm Drive, appeared on behalf of the applicant and concurred with the recommendation.

MAYOR PRO TEM REESE noted the Boys' Club is in the process of trading this property with the City of Las Vegas. Because the sign is on the south side of US95 and will be moving near Freedom Park, he would recommend approval so long as the Boys' Club can receive benefits from the sign. He then stipulated that if and/or when the City must resell, the sign must come down. MR. NAFTZGER agreed.

MARGO WHEELER, Deputy Director, Planning and Development, acknowledged the stipulation would amend Condition 1, stating the review would be five years instead of two years.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the public hearing closed.

(2:09 - 2:12)

2-2296

CONDITIONS:

Planning and Development

1. 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 is removed.
2. 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 of the Las Vegas Municipal Code 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.
3. The off-premise advertising sign (billboard) supporting structure shall be designed 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.
4. 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.
5. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT

RQR-5171 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: Z J & R PROPERTIES, LLC - Appeal filed by the Applicant from the Denial by the Planning Commission of a Required Two Year Review of an Approved Special Use Permit (U-0043-94) WHICH ALLOWED A 55-FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3900 West Charleston Boulevard (APN 139-31-801-018), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). 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 and abeyance request letter by Lamar Advertising
5. Submitted after final agenda-Protest letter by Andy Pollack
6. Submitted at meeting-Written Opinion Memorandum from Deputy City Attorney Scott on abstentions for Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [SUP-5171] filed under Item 118 [RQR-5168]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

NOTE: Under Item 119 [RQR-5164], COUNCILMAN MACK disclosed that he would be abstaining on Item 118 [RQR-5168], Item 119 [RQR-5164], Item 120 [RQR-5165], Item 121 [RQR-5166], Item 122 [RQR-5167], Item 123 [RQR-5169], Item 124 [RQR-5170] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MOTION - Continued:

Advertising on behalf of their clients. He submitted a written opinion memorandum from DEPUTY CITY ATTORNEY BRYAN SCOTT regarding his abstentions.

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-3729 - TABLED ITEM - PUBLIC HEARING - APPLICANT: BAIL BOND AMERICA, INC. - OWNER: MICHAEL AND CHRISTINE ACCARDI - Request for a Special Use Permit FOR A BAILBOND SERVICE at 800 South Casino Center Boulevard (APN: 139-34-410-027), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1 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 (5-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

MONCRIEF - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

J.T. MORAN III, Moran and Associates, 630 South Fourth Street, appeared on behalf of and with the property owners and concurred with staff's recommendations.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:12 - 2:13)

2-2391

CONDITIONS:

Planning and Development

- 1. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

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

- 3. All signage proposed for the property shall be submitted to the Planning and Development Department for review and approval subject to consistency with Title 19.14 and the Downtown Centennial Plan.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

4. The applicant shall meet with Planning and Development Department staff and provide revised landscaping plans and elevations that depict improvements to the site that are satisfactory to staff, prior to review of the application by City Council.

Public Works

5. Dedicate a 10 foot radius on the southwest corner of South Casino Center Boulevard and Gass Avenue prior to the issuance of any permits for this site. Contact the Right-of-Way section of The Department of Public Works for assistance in the preparation of the required documents.

6. 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.

7. Landscape and maintain all unimproved right(s)-of-way adjacent to this site.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4694 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: ORION OUTDOOR MEDIA - OWNER: RICHARD AND BARBARA STIMAC AND KAY RODRIGUEZ - Request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 7075 West Craig Road (APN 138-03-701-003), C-1 (Limited Commercial) Zone Ward 6 (Mack). The Planning Commission (6-0 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 (6-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

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

MOTION:

MACK - APPROVED subject to conditions and the following added condition as read for the record:

- The applicant shall locate the billboard as far north on the site as possible and acceptable to Flood Control and the City Traffic Engineering Department.
- UNANIMOUS with GOODMAN and WEEKLY excused

NOTE: COUNCILMAN MACK disclosed that a Timber's Bar and Grill owned by his brother-in-law, **ANDREW DONNER**, is located near the site but **ANDREW DONNER** has not spoken with him about this item. He does not believe this item would have any impact on his interest, therefore, and he would vote on the item.

MINUTES:

MAYOR PRO TEM REESE declared the public hearing open.

BO PALLEY, Orion Outdoor Media, 7924 Rockbridge Circle, appeared on behalf of the applicant and concurred with staff's recommendations.

COUNCILMAN MACK noted he had been working with COUNCILMAN BROWN on this project because they share jurisdictional boundaries. They would like to maintain the integrity of the area by not allowing billboard clutter. The County and City are doing extensive research on billboard Codes. There are limited opportunities since two billboards exist, and one is on the County agenda. Although there are flood issues, this billboard appears to be appropriate because the issue can be resolved. He suggested moving the billboard to the farthest northern boundary of the property line without creating a visual impairment to access US95 from Craig Road. COUNCILMAN MACK commented positively on

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

the applicant's efforts to work with his office and a pending development for the corner. COUNCILMAN BROWN thanked the applicant as well, adding that the overall development of the site could be a few years to allow time to mitigate the flood control issue.

COUNCILMAN MACK read the additional condition to have the billboard located as far north on the site as possible, acceptable to Flood Control and City Traffic Engineering. The applicant concurred.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the public hearing closed.

(2:13 - 2:16)

2-2440

CONDITIONS:

Planning and Development

1. 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.
2. The Special Use Permit shall be reviewed in two (2) years at which time the City Council may require the off-premises 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-premises advertising (billboard) sign be removed.
3. Conformance to all Minimum Requirements under Title 19.14 for an Off-Premises Sign use and other applicable sign requirements.
4. The off-premises advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of trash, weeds and graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premises advertising (billboard) sign.
5. Only one advertising sign is permitted per sign face.
6. The entire face-area of both sides of the off-premises advertising (billboard) sign shall be signage area or its border framework; none of the supporting structure shall be visible aside from the support pole.
7. If the off-premises advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premises 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 of the Las Vegas Municipal Code 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.
8. All City Code requirements and design standards of all City Departments shall be satisfied.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

Public Works

9. Meet with the Flood Control Section of the Department of Public Works to determine impacts, if any, to adjacent flood control facilities from the proposed sign prior to the issuance of any permits. Provide and improve all drainageways as recommended. This site is located within a FEMA Flood Zone "AE" designation.

10. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-4830 - ABEYANCE ITEM - 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 request by Kummer Kaempfer Bonner & Renshaw
5. Backup referenced from the 10/7/2004 Planning Commission Item 17

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5072 - ABEYANCE ITEM - 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
4. Submitted at meeting - Written Opinion Memorandum from Deputy City Attorney Bryan Scott regarding Item 129 [SUP-5072]

MOTION:

BROWN - APPROVED subject to conditions with GOODMAN and WEEKLY excused and MACK abstaining because a SuperPawn owned by his brother, STEVEN MACK, offers a similar type of service and is located in the shopping center

NOTE: DEPUTY CITY ATTORNEY BRYAN SCOTT acknowledged that the City Attorney's office provided COUNCILMAN MACK with an opinion letter in regard to his abstention on this item.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

GARY FORBES, 8450 West Sahara, appeared on behalf of his request to incorporate this use with the business he has operated at this location for three years.

COUNCILMAN BROWN acknowledged he had received a letter from the applicant. He commented on his familiarity with the neighborhood and the new ordinance to enforce a buffer between such businesses and neighborhoods. After visiting the site, he had no concern with an established business adding a service.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:16 - 2:20)

2-2649

CONDITIONS:

Planning and Development

1. Conformance to all minimum requirements under Title 19.04.050 for the Auto Title Loan use.
2. The hours of operation shall not extend beyond the hours of 8:00 a.m. to 11:00 p.m.
3. This Special Use Permit shall expire one year 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5228 - ABEYANCE ITEM - 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.
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. Submitted after final agenda - Abeyance request by Garth Lamb and Kimn Morey for Item 130 [SUP-5228] and Item 131 [SDR-5094] filed under Item 130 [SUP-5228]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5228

SDR-5094 - ABEYANCE ITEM - 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:

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. Submitted after final agenda - Abeyance request by Garth Lamb and Kimn Morey for Item 130 [SUP-5228] and Item 131 [SDR-5094] filed under Item 130 [SUP-5228]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5136 - PUBLIC HEARING - APPLICANT: LLANTERA NEVADA, LLC - OWNER: LINDA L. BASCOS - Request for a Special Use Permit FOR AN AUTO REPAIR GARAGE, MINOR at 4350 East Bonanza Road (APN 140-30-803-010), C-1 (Limited Commercial) Zone, Ward 3 (Reese). 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="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

MOTION:

REESE - APPROVED subject to conditions, amending Condition 7 as read for the record that no cars shall be stored at the location and the following added condition:

- All mechanical work must be done inside the building.
- UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 132 [SUP-5132] and Item 133 [SUP-5137].

A translator on behalf of LUIS HERRERA appeared to request a special permit for a minor auto repair and carwash. MAYOR PRO TEM REESE stated he would like a condition stipulating that no cars will be stored at the location and an additional condition requiring all mechanical work be done inside the building. The translator concurred on behalf of the applicant. MARGO WHEELER, Deputy Director, Planning and Development, stated these added conditions would apply to Item 132 [SUP-5136].

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 132 [SUP-5132] and Item 133 [SUP-5137].

(2:20 - 2:23)
2-2789

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire one year 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 17, 2004

CONDITIONS - Continued:

2. All City Code requirements and design standards of all City departments must be satisfied.
3. All repair and service work shall be performed within a completely enclosed building.
4. Openings to the service bays shall be designed to minimize the visual intrusion into adjoining properties, subject to approval of the Planning and Development Department.
5. No used or discarded automotive parts or equipment shall be located in any open area outside of an enclosed building.
6. No outside storage of stock, equipment or residual used equipment shall be located in any open area outside of an enclosed building.
7. All disabled vehicles shall be stored in an area, which is screened from view from the surrounding properties and adjoining streets. Vehicles shall not be stored on the property longer than 45 days.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5137 - PUBLIC HEARING - APPLICANT: LLANTERA NEVADA, LLC - OWNER: LINDA L. BASCOS - Request for a Special Use Permit FOR A CAR WASH (FULL SERVICE) at 4350 East Bonanza Road (APN 140-30-803-010), C-1 (Limited Commercial) Zone, Ward 3 (Reese). 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="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

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 132 [SUP-5132] for related discussion.
(2:20 - 2:23)
2-2789

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council. New Construction
2. All City Code requirements and design standards of all City departments must be satisfied.
3. The hours of operation shall be limited to the period between 7:00 A.M. and 10:00 P.M.
4. Openings to the wash bays shall be designed to minimize the visual intrusion into adjoining properties, subject to approval of the Planning and Development Department.
5. All exterior lighting shall be screened or otherwise designed so as not to shine directly onto any adjacent parcel.
6. No retail sale of vehicles is allowed.
7. The use must not be located within 200 feet of a residential property unless the use is separated from

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

the residential property by a street with a minimum right-of-way width of 80 feet.

8. The applicant must demonstrate that the use can be made inoperable and inaccessible to the public after business hours.
9. Vacuum bays are permitted as part of this use if their operation is in compliance with the other base standards for this use.
10. The use must be operated in conjunction with another motor vehicle related use, such as gasoline sales, smog inspection, minor automotive repair, or recreational vehicle and boat storage.
11. An attendant must be on the premises during all times the equipment is operational.

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CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5148 - PUBLIC HEARING - APPLICANT/OWNER: ROBERTA J. GOOD AND RICHARD C. GOOD - Request for a Special Use Permit FOR A PROPOSED GUEST HOUSE/CASITA TO EXCEED THE HEIGHT OF THE MAIN DWELLING BY ONE FOOT TWO INCHES AND HAVE THREE OCCUPANT ROOMS WHERE ONE OCCUPANT ROOM IS ALLOWED at 6600 Buckskin Avenue (APN 138-11-312-018), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], Ward 6 (Mack). 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. Submitted after final agenda - Protest letter from James and Kristeen Coplan
5. Backup referenced from the 10/21/2003 Planning Commission meeting Item 66

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

RICHARD GOOD, 6600 Buckskin, was present and acknowledged the conditions.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:23 - 2:24)

2-2949

CONDITIONS:

Planning and Development

1. Conformance to the remaining requirements of Title 19.04.040 for a Guest House/Casita use.
2. 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.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

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

Public Works

4. 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.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5181 - PUBLIC HEARING - APPLICANT/ OWNER: STREAMLINE TOWER, LLC - Request for a Special Use Permit FOR A 22 STORY, 24,000 SQUARE FOOT, MIXED USE DEVELOPMENT adjacent to the southeast corner of Las Vegas Boulevard and Ogden Avenue (APN 139-34-611-001, 011 and 012), C-2 (General Commercial) Zone, Ward 5 (Weekly). 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

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

NOTE: COUNCILMAN MACK disclosed that his brother-in-law, ANDREW DONNER, has a contract with the nearby Lady Luck Casino related to its non-restricted gaming license. Since he has not spoken with him about these applications and does not feel it would impact his interest, he would be voting on Item 135 [SUP-5181] and Item 136 [SDR-5180].

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 135 [SUP-5181] and Item 136 [SDR-5180].

RICK VAN DEVAN, PGAL Architects, 3411 Rochelle Court, appeared on behalf of the applicant and concurred with staff's recommendation.

At the request of MAYOR PRO TEM REESE, the representative presented renderings of the towers and commented that plans will be submitted March 2005 and completion for September of 2006. MAYOR PRO TEM REESE commented that this project will be a great addition to the downtown skyline.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 135 [SUP-5181] and Item 136 [SDR-5180].

(2:24 - 2:27)

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

2-3011

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 all Conditions of Approval for Site Development Plan Review (SDR-5180).
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.
4. All City Code requirements and design standards of all City Departments must be satisfied.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5181

SDR-5180 - PUBLIC HEARING - APPLICANT/OWNER: STREAMLINE TOWER, LLC - Request for a Site Development Plan Review FOR A 267 FOOT TALL, 251 UNITS AND 24,000 SQUARE FEET OF COMMERCIAL IN A MIXED USE DEVELOPMENT WITH WAIVERS FROM THE DOWNTOWN CENTENNIAL PLAN on 1.03 acres adjacent to the southeast corner of Las Vegas Boulevard and Ogden Avenue (APN 139-34-611-001, 011 and 012), C-2 (General Commercial) Zone, 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

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 135 [SUP-5181] for related discussion.
(2:24 - 2:27)
2-3011

CONDITIONS:

Planning and Development

1. A Special Use Permit (SUP-5181) to allow 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 and building elevations, date stamped 09/03/04, 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 from the Centennial Plan streetscape requirements is hereby approved, in order to allow ten foot wide sidewalks where 11 are required, due to the existing curb alignment.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

6. The applicant shall be required to provide and install standard Fourth Street style fixtures in place of existing fixtures. 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.
7. 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.
8. All mechanical equipment shall be fully screened from street level and surrounding building views.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. 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.
11. Utilities and power service lines in alleys shall be located underground; the property owner shall be required to provide for their proportionate share of the utility relocation and alleyway treatment pursuant to a schedule as adopted by City Council. In addition, the surfacing of the alley shall conform to the Alleyway Treatment, as depicted in Graphic 4 of the Downtown Centennial Plan.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Dedicate an additional 5 feet of right-of-way for a total half-street width of 45 feet on Las Vegas Boulevard. Dedicate a 25 foot radius on the southeast corner of Las Vegas Boulevard and Ogden Avenue and a 10 foot radius at the southwest corner of Ogden Avenue and 6th Street prior to the issuance of any permits.
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. Grant a Traffic Signal Chord Easement at the southeast corner of Las Vegas Boulevard and Ogden Avenue.
16. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current Las Vegas Downtown Centennial Plan 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.
17. An application to vacate the existing public sewer main and easement through this site must be approved and the Order of Vacation recorded prior to the issuance of any building or grading permits. A sanitary sewer plan addressing continuous service for upstream customers, relocation of alternate mains and abandonment of existing mains must be submitted to and approved by the City Engineer as part of the Order of Vacation process.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

18. This site shall connect to the 24" sanitary sewer main in Ogden Avenue. The alternate sewer main passing through this site does not have the capacity to service this project.
19. Landscape and maintain all unimproved rights-of-way adjacent to this site.
20. Submit an Encroachment Agreement for all landscaping and private improvements, located within or over the public rights-of-way adjacent to this site prior to occupancy of this site.
21. 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.
22. A Traffic Impact Analysis 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. 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.
23. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5189 - PUBLIC HEARING - APPLICANT: JEFF & KELLI WOLF - OWNER: RANCHO PINES, LP - Request for a Special Use Permit FOR A THERAPEUTIC MASSAGE ESTABLISHMENT AND A WAIVER FROM THE 400 FOOT DISTANCE SEPARATION REQUIREMENT FROM A CHILD CARE FACILITY at 4588 North Rancho Drive, Suite #12 (APN 138-02-214-002), C-1 (Limited Commercial) Zone, Ward 6 (Mack). (NOTE: This item to be heard in conjunction with Morning Session Item 74) 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 at meeting - Support letter from Buy the Hour Kids Camp Day Care for Item 74 [massage license] and Item 137 [SUP-5189] filed under Item 74 [massage license]

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 137 [SUP-5189] and Item 74 [Massage License at 4588 North Rancho Drive].

JEFF and KELLI WOLF, 4588 North Rancho Road, submitted a letter of support from the daycare facility.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 137 [SUP-5189] and Item 74 [Massage License at 4588 North Rancho Drive].

(2:27 - 2:28)

2-3149

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire one year 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 17, 2004

CONDITIONS - Continued:

2. Base conditions for the approval of a Special Use Permit for a Massage Establishment (City of Las Vegas Title 19.04 .050.B) shall be satisfied, except for minimum distance separation requirements, which are hereby waived.

3. Staff of the Massage Establishment shall maintain all City and/or State required Massage Therapy Licenses, without lapse.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5191 - PUBLIC HEARING - APPLICANT/OWNER: SANDCASTLE ENTERPRISES, INC. - Request for a Special Use Permit FOR A CHILD CARE CENTER TO ACCOMMODATE A MAXIMUM OF 186 CHILDREN adjacent to the southwest corner of Tule Springs Road and Farm Road (a portion of APN 125-16-301-001 and 002), R-E (Residence Estates) 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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 138 [SUP-5191] and Item 139 [SDR-5192].

GEORGE ROGERS, Architect, 4625 South Polaris Avenue, appeared on behalf of the applicant, concurred with the recommendation and noted the neighbor to the east appeared at the Planning Commission hearing in support. COUNCILMAN MACK pointed out that, east of this property, a development by Richmond American Homes was approved and the area is in need of this type of service. He expressed gratitude for the selection of this area and wished the applicant good luck. The representative confirmed completion is projected for September 2005.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 138 [SUP-5191] and Item 139 [SDR-5192].

(2:29 - 2:32)
2-3269

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.040 for Child Care Center (More Than 12 Children) use.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-5192).
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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5191

SDR-5192 - PUBLIC HEARING - APPLICANT/OWNER: SANDCASTLE ENTERPRISES, INC. - Request for a Site Development Plan Review FOR A CHILD CARE CENTER on 1.53 acres adjacent to the southwest corner of Tule Springs Road and Farm Road (a portion of APN 125-16-301-001 and 002), R-E (Residence Estates) Zone, 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="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

MOTION:

MACK - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 138 [SUP-5191] for related discussion.
(2:29 - 2:32)
2-3269

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 September 7, 2004, except as amended by conditions herein.
3. A Reversionary Parcel Map must be submitted and approved prior to the issuance of any building permits.
4. 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.
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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

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 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.]

7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

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

9. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack 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.

10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 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. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Dedicate an additional 29 feet of right-of-way for a total radius of 54 feet on the southeast corner of Tule Springs Road and Farm Road prior to the issuance of any permits.

15. Coordinate with the City Surveyor to determine whether a Merger and Re-subdivision Map or other map is necessary. Comply with the recommendations of the City Surveyor.

16. Construct half-street improvements including appropriate overpaving 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.

17. Landscape and maintain all unimproved rights-of-way on Tule Springs Road and Farm Road adjacent to this site.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

18. Submit an Encroachment Agreement for all landscaping and private improvements located in the Tule Springs Road and Farm Road public rights-of-way adjacent to this site prior to occupancy of this site.

19. A Traffic Impact Analysis 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. 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.

20. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5215 - PUBLIC HEARING - APPLICANT: DAVID VANZANTEN - OWNER: JAMES POLLINS AND LUISA TAPIA - Request for a Special Use Permit FOR A TAVERN AND FOR A WAIVER OF THE 1,500 FOOT MINIMUM DISTANCE SEPARATION REQUIREMENT FROM A RELIGIOUS FACILITY at 9 West Charleston Boulevard (APN 162-03-110-109), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="1"/>
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
4. Submitted after final agenda - protest letter from Bill Nason
5. Backup referenced from the 10/21/2003 Planning Commission meeting Item 74

MOTION:

MONCRIEF - APPROVED subject to conditions, deleting Condition 5 and amending the following condition as read for the record:

7. The Off-Premise Advertising Sign at 9 West Charleston shall be removed within one year after issuance of a business license for this establishment.

- UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

DAVID VANZANTEN, 8709 Red Rio, asked for clarification on Condition 5. The condition states the owners of all parcels within the commercial subdivision, including the owner of the parcel on which the liquor establishment tavern will be located, execute and record an agreement, satisfactory to the City Attorney, that provides for perpetual, reciprocal cross access, ingress and egress throughout the commercial subdivision. That situation already exists, and he demonstrated his point via the overhead, referencing the public roads. Such a condition would be redundant. MARGO WHEELER, Deputy Director, Planning and Development, concurred with the removal of Condition 5. COUNCILWOMAN MONCRIEF agreed to the deletion of Condition 5.

MR. VANZANTEN also stated that COMMISSIONER McSWAIN agreed to a one year after opening extension of the Off-Premise Advertising Sign, which pertains to Condition 7. They anticipate opening Summer of 2005. COUNCILWOMAN MONCRIEF questioned if the entire building would be remodeled and MR. VANZANTEN clarified the outside would be lightly remodeled, with some

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

remodeling on the inside for a boxing theme museum with food and alcohol. COUNCILWOMAN MONCRIEF then added a condition stipulating the removal of the offsite premise advertising sign at the completion of the exterior development. MS. WHEELER pointed out the applicant is requesting to have the advertisement sign stay up for a year from the time the business begins operation. MR. VANZANTEN stressed the revenue would help with cash flow.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:32 - 2:37)

2-3451

CONDITIONS:

Planning and Development

1. This Special Use Permit shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. All City Code requirements and design standards of all City departments must be satisfied.
3. The proposed Liquor Establishment (Tavern) must have direct access (both ingress and egress) from a street having a minimum right-of-way width of one hundred feet. The required access may be shared with a larger development but must be located within the property lines of the parcel on which the proposed liquor establishment (tavern) will be located.
4. A fully enclosed and roofed refuse collection area shall be built with the same design theme and materials similar to those used in the main structure.
5. The owners of all parcels within the commercial subdivision, including the owner of the parcel on which the Liquor Establishment (Tavern) will be located, execute and record an agreement, satisfactory to the City Attorney, that provides for perpetual, reciprocal cross-access, ingress and egress throughout the commercial subdivision.
6. Architectural Design Standards of the Downtown Arts District regarding Facade Configuration and Exterior Materials shall serve as a guide to exterior enhancement of the building. The murals at the rear of the property shall be maintained.
7. The Off-Premise Advertising Sign at 9 W Charleston Boulevard shall be removed within one year of approval of this special use.
8. All equipment and non-permitted signage shall be kept clear from the roof.
9. The use shall conform to the provisions of LVMC Chapter 6.50.

Public Works

10. Remove all substandard public street improvements, including alley improvements, adjacent to this

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

site and replace with new improvements meeting current Las Vegas Downtown Centennial City Standards prior to the issuance of any permits for this site.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING

ZON-4991 - PUBLIC HEARING - APPLICANT: RANDY BLACK, JR. - OWNER: DURANGO TOWN CENTER, LLC AND JIM MARSH AMERICAN CORPORATION - Request for a Rezoning FROM: U (UNDEVELOPED) [TC (TOWN CENTER) GENERAL PLAN DESIGNATION] TO: T-C (TOWN CENTER), on 4.79 acres adjacent to the southeast corner of Regena Avenue and Riley Street (APN 125-29-502-010), 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. Submitted after meeting - Color renderings submitted by GC Garcia for Item 141 [ZON-4991] and Item 142 [SDR-4985] filed under Item 141 [ZON-4991]

MOTION:

MACK - APPROVED subject to all conditions and the following added conditions as read for the record:

- Landscape and maintain all unimproved right-of-way on both sides of Durango Drive adjacent to and opposite this site.
- Submit an encroachment agreement for all landscaping and private improvements located in the Durango Drive public right-of-way adjacent to and opposite from this site prior to occupancy of this site.
- UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open on Item 141 [ZON-4991] and Item 142 [SDR-4985].

GEORGE GARCIA, 1711 Whitney Mesa Ste #110, Henderson, thanked everyone for being so courteous in meeting all needs of the project and to staff for taking time to resolve issues. COUNCILMAN MACK commented on the well-constructed site plan that correlates to desired traffic plans to protect Durango Drive flow and contributes to the community, as well as blending with the Town Center Master Plan. BART ANDERSON, Public Works Department, stated there were negotiations that the applicant agreed to landscape both sides of Durango Drive adjacent to this site and read the appropriate added conditions. COUNCILMAN MACK clarified the added conditions apply to the north and south of Durango Drive. MR. GARCIA agreed.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed on Item 141 [ZON-4991] and Item 142 [SDR-4985].

(2:37 - 2:41)

3-60

CONDITIONS:

Planning and Development

1. Site Development Plan Review (SDR-4985) 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.
2. This Rezoning request shall go direct to Ordinance.

Public Works

3. Dedicate 50 feet of half street right-of-way adjacent to this site for Grand Montecito Parkway where such does not exist, 30 feet of right-of-way for Regena Avenue, 30 feet of right-of-way for Riley Street a 15 foot radius at the southeast corner of Regena Avenue and Riley Street, and dedicate or obtain appropriate right of way of the entire cul-de-sac for the proposed termination of Regena Avenue. Dedicate or obtain dedication of the area needed to connect Riley Street to the Durango Drive alignment at a ninety degree angle and dedicate or obtain dedication of the area needed to connect Grand Montecito Parkway to the Durango Drive alignment at a ninety degree angle with all radii and designs meeting American Association of State Highway and Transportation Officials (AASHTO) criteria for a normal crowned street. Also dedicate all additional rights-of-way required by Standard Drawing #201.1 for turning lanes and #234.1 or 234.3 and #234.2 for bus turnouts at the intersection of Grand Montecito Parkway and Durango Drive prior to or concurrent with the commencement of on site development activities.

4. Dedicate portions of the BLM right of way grant N 74262 recorded as 20030529 01737 for Durango Drive as required by the Department of Public Works prior to the issuance of any permits.

5. Construct half-street improvements including appropriate overpaving on Regena Avenue, Riley Street and Grand Montecito Parkway adjacent to this site concurrent with development. Also construct turning lanes and bus turnouts 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). This site shall be responsible for all, if any, half-street improvements on Durango Drive that are not constructed by a special or capital improvement project.

6. The only allowed private driveway to Durango Drive as presented on the accompanying Site Plan dated October 15, 2004 from this site will be designed with a deceleration lane and bus stop per Standard Drawing 234.3.

7. Provide public sewer easements for all public sewers not located within existing public street

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004**CONDITIONS - Continued:**

right-of-way prior to the issuance of any permits. 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.

8. A Traffic Impact Analysis 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. 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. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-4991

SDR-4985 - PUBLIC HEARING - APPLICANT: RANDY BLACK, JR. - OWNER: DURANGO TOWN CENTER, LLC AND JIM MARSH AMERICAN CORPORATION - Request for a Site Development Plan Review FOR A MEDICAL/PROFESSIONAL/RETAIL DEVELOPMENT on 22.31 acres adjacent to the southeast corner of Regena Avenue and Riley Street (APN 125-29-502-010 and 125-29-510-006, 125-29-601-002 and 020), U (Undeveloped) Zone [T-C (Town Center) General Plan Designation] and TC (Town Center) [PROPOSED: T-C (Town Center)] 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. Submitted after meeting - Color renderings submitted by GC Garcia for Item 141 [ZON-4991] and Item 142 [SDR-4985] filed under Item 141 [ZON-4991]

MOTION:

MACK- APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

See Item 141 [ZON-4991] for related discussion.
(2:37 - 2:41)
3-60

CONDITIONS:

Planning and Development

1. A Rezoning [ZON-4991] to a T-C (Town Center) Zoning District approved by the City Council.
2. The applicant shall meet with staff to develop an address plan prior to permits. A copy of the approved address plan shall be submitted with any future building permit applications relayed to the site.
3. Prior to the issuance of building permits of non-residential projects, a revised landscape plan must be submitted to and approved by the Department of Planning and Development showing a maximum of 15% of the total landscaped area as turf. This revised plan shall also demonstrate conformance to all landscape, wall and buffer standards of the Code as well as the Town Center Development Standards.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

4. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
5. All development shall be in conformance with the site plan and building elevations, date stamped October 15, 2004, except as amended by conditions herein, including the required median on Durango Drive.
6. The standards for this development shall include the following: minimum distance between buildings of 10 feet and building height shall not exceed two stories or 35 feet, whichever is less.
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. Wall height shall be limited to 8 feet.
10. All City Code requirements and design standards of all City departments must be satisfied. The applicant shall demonstrate conformance to all handicapped parking standards of the City.

Public Works

11. Construct sidewalk on at least one side of all access drives connecting this site to the adjacent public streets concurrent with development of this site; the connecting sidewalk shall extend from the sidewalk on the public street to the first intersection of the on-site roadway network; the connecting sidewalk shall be terminated on-site with a handicap ramp.
12. All pads comprising this overall site must always allow for the perpetual common access between the various parcels/owners within the proposed commercial subdivision area.
13. Show and annotate the existing eight inch sewer main and the 20 foot wide public sewer easement in which it is located, along the Azure Drive alignment, within this site.
14. All landscaping installed with this project 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.
15. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON 4991 and all other subsequent site-related actions.
16. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
17. 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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

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.

18. Dedicate 50 feet of half street right-of-way adjacent to this site for Grand Montecito Parkway where such does not exist, 30 feet of right-of-way for Regena Avenue, 30 feet of right-of-way for Riley Street a 15 foot radius at the southeast corner of Regena Avenue and Riley Street, and dedicate or obtain appropriate right of way of the entire cul-de-sac for the proposed termination of Regena Avenue. Dedicate or obtain dedication of the area needed to connect Riley Street to the Durango Drive alignment at a ninety degree angle and dedicate or obtain dedication of the area needed to connect Grand Montecito Parkway to the Durango Drive alignment at a ninety degree angle with all radii and designs meeting American Association of State Highway and Transportation Officials (AASHTO) criteria for a normal crowned street. Also dedicate all additional rights-of-way required by Standard Drawing #201.1 for turning lanes and #234.1 or 234.3 and #234.2 for bus turnouts at the intersection of Grand Montecito Parkway and Durango Drive prior to or concurrent with the commencement of on site development activities.

19. Dedicate portions of the BLM right of way grant N 74262 recorded as 20030529 01737 for Durango Drive as required by the Department of Public Works prior to the issuance of any permits.

20. Construct half-street improvements including appropriate overpaving on Regena Avenue, Riley Street and Grand Montecito Parkway adjacent to this site concurrent with development. Also construct turning lanes and bus turnouts 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). This site shall be responsible for all, if any, half-street improvements on Durango Drive that are not constructed by a special or capital improvement project.

21. The only allowed private driveway to Durango Drive as presented on the Site Plan dated October 15, 2004 from this site will be designed with a deceleration lane and bus stop per Standard Drawing 234.3.

22. Coordinate with the City Surveyor to determine whether a Merger and Resubdivision 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.

23. A Traffic Impact Analysis 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. 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

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

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.

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 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING

ZON-5176 - PUBLIC HEARING - APPLICANT/OWNER: NEVADA H.A.N.D., INC., ET AL - Request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL) TO: R-5 (APARTMENT) on 0.80 acres adjacent to the southwest corner of Stewart Avenue and 13th Street (APN 139-35-211-087, 088, 089, 090 and 091), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="1"/>
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 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 10/21/2003 Planning Commission meeting Item 56

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 143 [ZON-5176] and Item 144 [SDR-5177].

BOB FIBLEMAN, Nevada H.A.N.D., 295 East Warm Springs, concurred with recommendations of staff and described the renderings. MAYOR PRO TEM REESE commented on tremendous previous projects in Ward 3 and 5 by this man and he looks forward to another success at this corner where it is very needed.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 143 [ZON-5176] and Item 144 [SDR-5177].

(2:42 - 2:44)
3-195

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review (SDR-5177) approved by the Planning Commission and City

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Dedicate a 15-foot radius on the southwest corner of Stewart Avenue and Thirteenth Street prior to the issuance of any permits.
4. Construct all incomplete half-street improvements on 13th Street, Stewart Avenue, and the full width of the alley adjacent to this site 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. Landscape and maintain all unimproved rights-of-way on Stewart Avenue and 13th Street adjacent to this site.
6. Submit an Encroachment Agreement for all landscaping and private improvements located in the Stewart Avenue and 13th Street public rights-of-way adjacent to this site prior to occupancy of this site.
7. 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.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-5176

SDR-5177 - PUBLIC HEARING - APPLICANT/OWNER: NEVADA H.A.N.D., INC., ET AL - Request for a Site Development Plan Review FOR A PROPOSED 5 STORY, 60 UNIT, MULTI-FAMILY DEVELOPMENT on 0.80 acres adjacent to the southwest corner of Stewart Avenue and 13th Street (APN 135-35-211-087, 088, 089, 090 and 091), R-3 (Medium Density Residential) Zone [PROPOSED: R-5 (Apartment)], Ward 5 (Weekly). The Planning Commission (6-0 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 (6-0 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 10/21/2003 Planning Commission meeting Item 58

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 143 [ZON-5176] for related discussion.

(2:42 - 2:44)

3-195

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-5176) to a R-5 Zoning District approved by the City Council.
2. The development shall be limited to a maximum of 57 units.
3. The development shall conform to the definition of Senior Citizen Apartment as listed in Title 19.20.
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. All development shall be in conformance with the revised site plan and building elevations, date stamped October 18, 2004, except as amended by conditions herein.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.

7. Turf shall be limited to 15% of the total landscape area. No turf shall be permitted in the non-recreational common areas.

8. A property line wall shall be constructed along the south property line in accordance with the requirements of Title 19.12. The property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall height shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

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

10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.

11. 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.

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

Public Works

13. Coordinate with the City Surveyor to determine whether a Merger and Re-subdivision Map or other map is necessary. Comply with the recommendations of the City Surveyor.

14. Driveways shall be designed, located and meet the intent of Standard Drawing #222A.

15. Site development to comply with all applicable conditions of approval for ZON-5176 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5120 - ABEYANCE ITEM - 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.
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 - Not Applicable
3. Staff Report
4. Submitted after final agenda - Abeyance request by Kummer Kaempfer Bonner & Renshaw for Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124] and Item 148 [SDR-5122] filed under Item 145 [GPA-5120]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5120

ZON-5121 - ABEYANCE ITEM - 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.	<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
3. Staff Report
4. Submitted after final agenda - Abeyance request by Kummer Kaempfer Bonner & Renshaw for Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124] and Item 148 [SDR-5122] filed under Item 145 [GPA-5120]

MOTION:

BROWN - Motion to accept the **WITHDRAWAL WITHOUT PREJUDICE** of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the **WITHDRAWAL** of APN 138-12-110-022 and **HOLD IN ABEYANCE** the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; **HOLD IN ABEYANCE** Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - **UNANIMOUS** with **GOODMAN** and **WEEKLY** excused and **MACK** abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-5120 AND ZON-5121

VAR-5124 - ABEYANCE ITEM - 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 request by Kummer Kaempfer Bonner & Renshaw for Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124] and Item 148 [SDR-5122] filed under Item 145 [GPA-5120]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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 - ABEYANCE ITEM - 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:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="4"/>
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 recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda - Abeyance request by Kummer Kaempfer Bonner & Renshaw for Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124] and Item 148 [SDR-5122] filed under Item 145 [GPA-5120]

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5015 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to Amend portions of the Downtown North Land Use Plan and the Downtown Centennial Plan to add the Scenic Byway as an Urban Trail along both sides of Las Vegas Boulevard between Washington and Sahara Avenues, Wards 1 and 5 (Moncrief and Weekly). 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 - Not Applicable
- 2. Conditions For This Application
- 3. Staff Report

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

NOTE: COUNCILMAN MACK disclosed that his brother-in-law, ANDREW DONNER, who has a contract with the Lady Luck Casino related to its non-restricted gaming license, and a SuperPawn owned by his brother, STEVEN MACK, are both near portions of the trail. Since neither would be affected by the proposal and have not discussed the item with him, he would be voting on the item.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

MARGO WHEELER, Deputy Director Planning and Development, informed the Council the item is to adopt the area of Las Vegas Boulevard as a scenic byway and include it in the general plan. It will assist in obtaining various funding sources to implement the plan for the scenic byway.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:44 - 2:46)

3-290

CONDITIONS:

- 1. Maps 5 and 5A of the Downtown North Land Use Plan shall be amended to include the Las Vegas Boulevard Scenic Byway Trail along both sides of Las Vegas Boulevard between Washington Avenue

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

and U.S. 95.

2. Map 7 of the Downtown Centennial Plan shall be amended to include the Las Vegas Boulevard Scenic Byway Trail along both sides of Las Vegas Boulevard between U.S. 95 and Sahara Avenue

3. The Downtown North Land Use Plan shall be amended to include the following paragraph, to be located between the first and second paragraphs on page 23 of that document:

The Las Vegas Boulevard Scenic Byway is located along both sides of Las Vegas Boulevard between Washington Avenue and Sahara Avenue and shall be developed as an Urban Trail. An Urban Trail is defined as a designated pedestrian route located in an urban area, consisting of widened sidewalks in existing right-of-way corridors. The trail should be readily identifiable through sidewalk treatments, directional signage and banners, shade trees, street furniture, public art and other techniques. Every effort should be made to improve the safety of pedestrians, including the provision of specialized crosswalk signals, protected pedestrian crossings, and the use of distinctive paving materials for crosswalks. Traffic calming measures should be investigated as part of the development of the Las Vegas Boulevard Scenic Byway Trail.

4. Section V3E3d (page 28) of the Downtown Centennial Plan shall be amended to include the following paragraph:

The Las Vegas Boulevard Scenic Byway. This Urban Trail is to be located along both sides of Las Vegas Boulevard between Washington Avenue and Sahara Avenue.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5016 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to amend the Downtown North Land Use Plan to add the Cultural Corridor Trail, located on the west side of Las Vegas Boulevard between Washington Avenue and Bonanza Road, as an Urban Trail, Ward 5 (Weekly). 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 - Not Applicable
- 2. Conditions For This Application
- 3. Staff Report

MOTION:

REESE - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

MARGO WHEELER, Deputy Director Planning and Development, informed the Council this item completes the link of the Cultural Corridor Trail from the location of the Mormon Fort to Las Vegas Boulevard and over to Bonanza Road.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:46 - 2:47)

3-339

CONDITIONS:

- 1. Maps 5 and 5A of the Downtown North Land Use Plan shall be amended to include the Cultural Corridor Trail, located on the west side of Las Vegas Boulevard between Washington Avenue and Bonanza Road.
- 2. The Downtown North Land Use Plan shall be amended to include the following paragraph, to be located between the first and second paragraphs on page 23 of that document:
- 3. The Cultural Corridor Trail is located on the west side of Las Vegas Boulevard between Washington Avenue and Bonanza Road and shall be developed as an Urban Trail. An Urban Trail is defined as a

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

designated pedestrian route located in an urban area, consisting of widened sidewalks in existing right-of-way corridors. The trail should be readily identifiable through sidewalk treatments, directional signage and banners, shade trees, street furniture, public art and other techniques. Every effort should be made to improve the safety of pedestrians, including the provision of specialized crosswalk signals, protected pedestrian crossings, and the use of distinctive paving materials for crosswalks. Traffic calming measures should be investigated as part of the development of the Cultural Corridor Trail.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5157 - PUBLIC HEARING - OWNER/APPLICANT: CITY OF LAS VEGAS - Request to amend the Master Plan Recreation and Transportation Trail Elements TO RE-DESIGNATE PORTIONS OF PROPOSED ALIGNMENTS IN DEVELOPED AREAS AS PEDESTRIAN PATHS, Ward 1, 3, 4, 5 and 6 (Moncrief, Reese, Brown, Weekly and Mack); AND TO REVISE CROSS SECTIONS, All Wards. The Planning Commission (6-1 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 (6-1 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map - Not Applicable
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

MACK - ABEYANCE to 12/1/2004 - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the public hearing open.

TOM PERRIGO, Planning Manager, described that the plan is to designate certain trails in Map 2 of the transportation trail element as pedestrian paths. The new trail cross-section is being implemented because it is required to make redevelopment smoother and to accept the recommendation of the Regional Transportation Commission (RTC) and their multi-modal transportation plan. He referred to examples of the trails and described the landscaping surrounding the plans. MR. PERRIGO explained the process to assure the trail paths would be functional, operational and maintenance would clearly be delineated. He proposed changing the trail cross-section for the equestrian trail to include a five-foot landscape corridor and a ten-foot equestrian path with PVC fence separating the landscape corridor from the equestrian trail. He requested to amend the multi-use equestrian trail of the recreation trail element to include a ten-foot transportation trail path, a landscape corridor of five feet and a ten-foot equestrian trail path.

COUNCILMAN MACK thanked MR. PERRIGO and staff for the great efforts put forth for the trail plans. It seems to be user-friendly to the community, as well as the development, as far as maintenance.

At the request of COUNCILWOMAN MONCRIEF, BART ANDERSON, Public Works Department, voiced a potential problem with the exhibit shown. He questioned the trees shown within the five-foot transition area because they are adjacent to the back curb where the City standard requires the utility companies to have their lines. He stated those lines are generally 16 inches below the surface, which

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

makes for a potential conflict with the trees. He recommended that staff make accommodations where necessary with the landscaping to avoid the utility lines.

COUNCILMAN BROWN expressed concern with the proposal and asked for clarification since he thought the RTC was also trying to develop streetscapes and pedestrian friendly avenues. MR. PERRIGO explained that because the paths are going in areas already existing, it becomes difficult to retrofit and move the sidewalk inside. He stated this is the recommended cross-section. MR. ANDERSON confirmed there is no conflict with the proposal from the RTC. Based on the diagrams he clarified what each trail would look like depending on whether it was a new or an existing area that had an equestrian trail and sidewalk or one without the other trails. COUNCILMAN MACK asked to hold the item for two weeks because he was not briefed. He wants to confirm with the RTC that both will compliment each other.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the public hearing closed.

(2:47 - 2:56)

3-365

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5194 - PUBLIC HEARING - APPLICANT/OWNER: MARIA TORRES AND JOSE TORRES - Request to amend a portion of the Southwest Sector Plan of the General Plan FROM: R (RURAL DENSITY RESIDENTIAL) TO: L (LOW DENSITY RESIDENTIAL) on 0.46 acres at 2665 North Jones Boulevard (APN 138-14-704-015), Ward 5 (Weekly). The Planning Commission (7-0 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 (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Backup referenced from the 10/21/2003 Planning Commission meeting Item 42

MOTION:

REESE - DENIED - UNANIMOUS with GOODMAN and WEEKLY excused and MONCRIEF not voting

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

The applicant was not present.

ARLON SIBERT, 5980 West Alfred Drive, indicated a petition was submitted at the Planning Commission Meeting in opposition to the request. He stated they are splitting less than a half-acre when most of the area consists of half-acre lots or more. He understands they own an acre directly south and does not believe there is a problem with having enough property. Although it has been said it is not economical to have homes built on half-acre lots, such purchases have been made in the area.

MAYOR PRO TEM REESE noted he visited the area and confirmed it to be a half-acre area. To maintain uniformity, he motioned to deny the request.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:56 - 2:59)

3-678

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5278 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to amend Policy 3.4.1 of the Las Vegas 2020 Master Plan, which currently reads as follows: "That a minimum of 30 percent of available BLM lands be planned for recreational and parks uses within the northwest sector of the city, in the general vicinity of the intersection of Kyle Canyon Road and US 95", to the following: "That a minimum of 30 percent of available BLM lands be planned as open space within the Centennial Hills Sector of the City of Las Vegas through the adoption of an open space plan". And to amend Policy 3.4.3, which currently reads as follows: "That a minimum of 20 percent of available BLM lands within the Kyle Canyon area be made available for the development of a high technology business park, research and higher education, within the northwest sector of the city", to the following: "That an adequate amount of available BLM lands within the Centennial Hills Sector of the City of Las Vegas be made available for the development of a high technology business park, research facility and/or higher education facility", Ward 6 (Mack). The Planning Commission (6-1 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 (6-1 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

- 1. Location Map - Not Applicable
- 2. Conditions For This Application - Not Applicable
- 3. Staff Report

MOTION:

MACK - APPROVED - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

TOM PERRIGO, Planning Manager, addressed Policy 3.4.1 to clarify the need for recreational and common areas, and clarify Policy 3.4.3 in regards to the general vicinity of the intersection of Kyle Canyon Road and US95. Neither policy is well defined, so he suggested amending the wording not to read as a reduction of open space but a request to still call for 30 percent of Bureau of Land Management (BLM) open space. Within the plan, it is defined that open space is to include open areas, natural areas, parks, recreations and greenways etc. In regards to Policy 3.4.3 he explained it was anticipated that the area would be a business park retaining 20 percent of 1,710 acres at Kyle Canyon today.

COUNCILMAN MACK questioned if the open space includes the Red Rock conservation area. MR. PERRIGO confirmed it is considered open space but is not formal factored into City Policy 3.4.1 because it is outside City limits. In regional context it is considered part of the open space. He

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

acknowledged there are hundreds of thousands of acres adjacent to the development of the northwest preserved as open space.

COUNCILMAN BROWN asked for clarification on whether the area included the County Shooting Range and if Floyd Lamb State Park and the BLM that runs along Moccasin Road to Decatur Boulevard are considered part of the minimum of 30 percent. MR. PERRIGO replied it was included and the recommendations would come out in the open space plan with details of the parcels and the reasons for having 30 percent open space. COUNCILMAN BROWN stated the details are crucial.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(2:59 - 3:05)

3-784

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5075 - PUBLIC HEARING - APPLICANT: PN II INC. DBA PULTE HOMES - OWNER: USA - BUREAU OF LAND MANAGEMENT - Request to amend a portion of the Southwest Sector of the General Plan FROM: SC (SERVICE COMMERCIAL) AND ML (MEDIUM-LOW DENSITY RESIDENTIAL) TO M (MEDIUM DENSITY RESIDENTIAL) on 10.16 acres at 8324 West Charleston Boulevard (APN 138-33-401-015), Ward 2 (Wolfson). 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.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report

MOTION:

WOLFSON - APPROVED - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 154 [GPA-5075], Item 155 [ZON-5076], Item 156 [VAR-5336] and Item 157 [SDR-5077].

ATTORNEY CHRIS KAEMPFER, Kummer Kaempfer Bonner and Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and described the site plan. He appreciated the input from the neighborhood and the results achieved. The original plan showed an open space adjacent to the single-family houses along the northern boundary. The residents liked the open space but did not like it adjacent to the homes on the north. As a consequence, the site plan has been revised and is presented to show that a street was moved to the north to provide additional buffering, the pool was centered on the property, and Building 7 was reduced in size with a portion of the building extended to the east. The setback of the north property line was increased to over 95 feet. Setbacks to Buildings 8 and 9 were established at 72 feet and 81 feet respectively, and the setback for building 14 is 92 feet from the properties to the north. Additionally, an agreement was made to plant Mondale Pines 20-foot on center along the single-family portion of the site. He described which areas had condominiums, apartments, and the single-family homes. They also agreed not to have trash dumpsters on the property and the homes would be for sale only. No investor sales would be permitted, and there would be no covered parking near the north property line. All other setbacks for buildings not mentioned would remain at 95, 72, 81, and 92 feet respectively. He noted that they would address a concern of elevation difference for a neighbor on the most easterly portion of the parcel. Another neighbor indicated that the block wall on the northeast portion of the property may be in need of repair, and they have agreed to address that as

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

well. Finally, the owner of a condominium project to the north of this project expressed concern that children in this project may jump his wall to gain faster access to the school and has agreed to work on that as well. He respectfully requested approval for all the conditions presented by staff and the amended conditions as agreed to by the neighbors. He thanked the neighbors for working long and hard on a compromise for a site plan to meet all needs.

DENISE WALL, 8229 Ogee Drive, stated she met with Pulte Homes and supports the project. She expressed high regard for their efforts to compromise with the needs of the people in the surrounding area.

STEVEN "CAPTAIN TRUTH" DEMPSEY requested clarification about the plans for the wall in need of repair. ATTORNEY KAEMPFER stated the project is a Bureau of Land Management (BLM) property that was purchased as part of an auction. ATTORNEY KAEMPFER further clarified that once the zoning is approved the sale would be finalized. In regard to the wall, ATTORNEY KAEMPFER stated an engineer is examining the wall to determine if it simply needs repair or ultimately needs to be removed in order to avoid a potential safety hazard.

COUNCILMAN WOLFSON thanked ATTORNEY KAEMPFER for briefing him on the project, and praised him and the applicant for setting a precedent of how to compromise with the neighbors to reach a suitable site plan.

Under Item 156, MARGO WHEELER, Deputy Director of Planning and Development, indicated that all conditions MR. KAEMPFER referred to are in the conditions being considered today.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 154 [GPA-5075], Item 155 [ZON-5076], Item 156 [VAR-5336] and Item 157 [SDR-5077].

(3:05 - 3:19)

3-1060

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5075

ZON-5076 - PUBLIC HEARING - APPLICANT: PN II INC. DBA PULTE HOMES - OWNER: USA - BUREAU OF LAND MANAGEMENT - Request for a Rezoning FROM: U (UNDEVELOPED) [SC (SERVICE COMMERCIAL) AND ML (MEDIUM-LOW DENSITY RESIDENTIAL) GENERAL PLAN DESIGNATIONS] TO: R-PD14 (RESIDENTIAL PLANNED DEVELOPMENT - 14 UNITS PER ACRE) on 10.16 acres at 8324 West Charleston Boulevard (APN 138-33-401-015), Ward 2 (Wolfson). 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

MOTION:

WOLFSON - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 154 [GPA-5075] for related discussion.
(3:05 - 3:19)
3-1060

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-5075) 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-5077) 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. Dedicate 50 feet of right-of-way adjacent to this site for Charleston Boulevard.
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 of this site.

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

6. Obtain an Occupancy Permit from the Nevada Department of Transportation for all landscaping and private improvements in the public right of way adjacent to this site prior to the issuance of any permits.
7. The submitted Traffic Impact Analysis must be 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. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. 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.
8. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-5075 AND ZON-5076

VAR-5336 - PUBLIC HEARING - APPLICANT: PN II INC. DBA PULTE HOMES - OWNER: USA - BUREAU OF LAND MANAGEMENT - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SEPARATION OF 52 FEET WHERE 90 FEET IS THE MINIMUM DISTANCE REQUIRED FROM SINGLE-FAMILY DEVELOPMENT FOR A PROPOSED 140-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT on 10.16 acres at 8324 West Charleston Boulevard (APN 138-33-401-015), U (Undeveloped) Zone [SC (Service Commercial) and ML (Medium-Low Density Residential) General Plan Designations] [PROPOSED: R-PD14 (Residential Planned Development - 14 Units Per Acre)], Ward 2 (Wolfson). 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

MOTION:

WOLFSON - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 154 [GPA-5075] for related discussion.
(3:05 - 3:19)
3-1060

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON 5076), and Site Development Plan Review [SDR-5077].
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.
3. The Variance as approved for this project shall be 72 feet for Building 8 and 81 feet for Building 9.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5075, ZON-5076 and VAR-5336

SDR-5077 - PUBLIC HEARING - APPLICANT: PN II INC. DBA PULTE HOMES - OWNER: USA - BUREAU OF LAND MANAGEMENT - Request for a Site Development Plan Review FOR A PROPOSED 140-UNIT CONDOMINIUM DEVELOPMENT on 10.16 acres at 8324 West Charleston Boulevard (APN 138-33-401-015), U (Undeveloped) Zone [SC (Service Commercial) and ML (Medium-Low Density Residential) General Plan Designations] [PROPOSED: R-PD14 (Residential Planned Development - 14 Units Per Acre)], Ward 2 (Wolfson). 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 after meeting - Protest letter by MHE Enterprises on behalf of Silver Shadow Apartments

MOTION:

WOLFSON - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 154 [GPA-5075] for related discussion.

(3:05 - 3:19)
3-1060

CONDITIONS:

Planning and Development

1. A General Plan Amendment (GPA-5075) to M (Medium Density Residential), a Rezoning [ZON-5076] to an R-PD14 (Residential Planned Development - 14 Units per Acre) Zoning District, and a Variance (VAR-5336) to allow a reduction in Residential Adjacency Standards, 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 10/21/04, except as amended by conditions herein.
4. The site plan shall be revised and approved by Planning and Development Department staff, prior to

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

the time application is made for a building permit, to reflect the redesign of Building 7, unless companion Variance (VAR-5336) is approved, and to illustrate how trash collection will be handled and where on-site collection points will be located.

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 provided planters.

7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

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

9. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack 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.

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. Perimeter wall details for any proposed new walls shall be indicated by the applicant on the revised site plan.

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

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

15. All development shall be in conformance with the site plan and building elevations, date stamped October 21, 2004, except as amended by conditions herein.

16. There shall be no trash dumpsters allowed on the site.

17. The developer shall plant and maintain a row of Mondel Pines (24" box minimum) at 20 feet

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

on-center along the north perimeter of the site adjacent to the existing single-family homes.

18. Trees (24" box minimum) will be placed within the parking area along the north perimeter of the site as shown on the site plan.

19. Parking spaces along the north perimeter of the site shall not be covered.

20. The project will be developed exclusively on a for-sale basis.

21. The setbacks from the north property line shall be maintained as shown on the site plan date stamped October 21, 2004.

Public Works

22. Site development to comply with all applicable conditions of approval for ZON-5076 and all other subsequent site-related actions.

23. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

24. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5182 - PUBLIC HEARING - APPLICANT/OWNER: INFIELD DEVELOPMENT II, LLC AND JOHN D. FIELD - Request to Amend a portion of the Centennial Hills Interlocal Land Use Plan of the General Plan FROM: O (OFFICE) TO: SC (SERVICE COMMERCIAL) on 2.49 acres adjacent to the southwest corner of Alexander Road and Leon Avenue (APN 138-12-110-021 and 022), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL. (NOTE: The applicant requests to withdraw the portion of this application for APN 138-12-110-022; and to hold the remaining portion of the application for APN 138-12-110-021 to the 1/19/05 City Council meeting)

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 DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Letter from Aptus Architecture requesting a portion of this application be withdrawn and the other portion to be abeyed to the January 19, 2005 City Council meeting
5. Backup referenced from the 10/21/2003 Planning Commission meeting Item 39

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5182

ZON-5183 - PUBLIC HEARING - APPLICANT/OWNER: INFIELD DEVELOPMENT II, LLC AND JOHN D. FIELD - Request for a Rezoning FROM: O (OFFICE) TO: C-1 (LIMITED COMMERCIAL) on 2.49 acres adjacent to the southwest corner of Alexander Road and Leon Avenue (APN 138-12-110-021 and 022), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL. (NOTE: The applicant requests to withdraw the portion of this application for APN 138-12-110-022; and to hold the remaining portion of the application for APN 138-12-110-021 to the 1/19/05 City Council meeting. Companion items will be SDR-5573 and VAR-5575 going on the 1/19/05 City Council meeting also.)

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 DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letter from Aptus Architecture requesting a portion of this application be withdrawn and the other portion to be abeyed to the January 19, 2005 City Council meeting
5. Backup referenced from the 10/21/2003 Planning Commission meeting Item 40

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

There was no related discussion.

(1:05 - 1:14)

2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5182 AND ZON-5183

SDR-5184 - PUBLIC HEARING - APPLICANT/OWNER: INFIELD DEVELOPMENT II, LLC AND JOHN D. FIELD - Request for a Site Development Plan Review FOR A 14,000 SQUARE FOOT OFFICE BUILDING AND A 17,250 SQUARE FOOT COMMERCIAL BUILDING AND A WAIVER OF THE COMMERCIAL DEVELOPMENT STANDARDS TO ALLOW A 10 FOOT REAR SETBACK WHERE 20 FEET IS REQUIRED on 2.49 acres adjacent to the southwest corner of Alexander Road and Leon Avenue (APN 138-12-110-021 and 022), O (Office) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL. (NOTE: The applicant requests to withdraw the portion of this application for APN 138-12-110-021)

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 DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letter from Aptus Architecture requesting a portion of this application be withdrawn
5. Backup referenced from the 10/21/2003 Planning Commission meeting Item 41

MOTION:

MACK- ABEYANCE to 12/1/2004 - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JOHN LASCUDO, 1200 South Fourth Street, appeared on behalf of the owner and verified that Item 158 [GPA-5182] and Item 159 [ZON-5183] were going to be held in abeyance and a portion would be withdrawn. DEPUTY CITY ATTORNEY BRYAN SCOTT clarified that the APN numbers for the related Item 158 [GPA-5182] and Item 159 [ZON-5183] were read into the record under Any Items and held in abeyance to 1/19/2004.

ROBERT GENZER, Director, Planning and Development Department, clarified this is for the office portion that does not require rezoning; therefore, the applicant would like to move forward on this item. MR. LASCUDO concurred.

COUNCILMAN BROWN suggested reviewing the letter from the owner, JOHN FIELDS, that requested this action in order to protect constituents, who may have been present earlier in the day, from missing this public hearing. MR. GENZER stated there was a letter in the backup that only pertains to the zone change; therefore, he suggested to abey the item for two weeks as opposed to 1/19/2004 like

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

the other related items.

MAYOR PRO TEM REESE expressed concern for not being specific about the request and urged that the item be held in abeyance to avoid any further confusion. COUNCILMAN MACK followed MAYOR PRO TEM REESE'S suggestion to hold the item in abeyance to 12/1/2004.

LEX ANDERSON, 3709 Waterhole Street, thanked staff for working with the project and indicated that the batting cage would not be a part of the office. They would like the builders to meet with the community to fine tune the project by the next meeting and expedite the request. The ultimate goal would be to develop all the land. COUNCILMAN BROWN stated there was more concern with a batting cage being mandated. MR. ANDERSON reiterated it is commercial property and that the idea is to make it compatible with the community.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(3:20 - 3:28)

3-148

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5205 - PUBLIC HEARING - APPLICANT: SANSONE DEVELOPMENT - OWNER: BUREAU OF LAND MANAGEMENT - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: PF (PUBLIC FACILITIES) TO: SC (SERVICE COMMERCIAL) on 4.18 acres adjacent to the southwest corner of Lake Mead Boulevard and Rock Springs Drive (APN 138-22-701-005), Ward 4 (Brown). 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 - Not Applicable
- 3. Staff Report

MOTION:

BROWN - APPROVED - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 161 [GPA-5205] and Item 162 [ZON-5206].

BETTY CASEY, 3800 Howard Hughes Parkway, appeared on behalf of the applicant to respectfully request approval.

No one appeared in opposition.

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 161 [GPA-5205] and Item 162 [ZON-5206].

(3:28 - 3:29)

3-1850

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5205

ZON-5206 - PUBLIC HEARING - APPLICANT: SANSONE DEVELOPMENT - OWNER: BUREAU OF LAND MANAGEMENT - Request for a Rezoning FROM: U (UNDEVELOPED) [PF (PUBLIC FACILITIES) GENERAL PLAN DESIGNATION] TO: C-1 (LIMITED COMMERCIAL) on 4.18 acres adjacent to the southwest corner of Lake Mead Boulevard and Rock Springs Drive (APN 138-22-701-005), Ward 4 (Brown). 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

MOTION:

BROWN - APPROVED subject to conditions - UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

NOTE: See Item 161 [GPA-5205] for related discussion.
(3:28 - 3:29)
3-1850

CONDITIONS:

Planning and Development

- 1. A General Plan Amendment (GPA-5205) to an SC (Service Commercial) land use designation on a portion of the site approved by the City Council.

- 2. A Resolution of Intent with a two-year time limit.

- 3. A Site Development Plan Review shall be approved by the Planning Commission or City Council prior to the issuance of permits.

Public Works

- 4. Dedicate 60 feet of right-of-way for Rock Springs Drive and minimum 25-foot radii at the southeast and southwest corners of Rock Springs Drive and Lake Mead Boulevard adjacent to this site for Rock Springs Drive prior to the issuance of any permits.

- 5. Grant traffic signal chord easements at the southeast and southwest corners of Rock Springs Drive

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

CONDITIONS - Continued:

and Lake Mead Boulevard as required by the City Traffic Engineer.

6. Construct all incomplete street improvements on Rock Springs Drive and any incomplete half-street improvements on Lake Mead Boulevard. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with development of this site.

7. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

8. 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 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

GENERAL PLAN AMENDMENT

GPA-5034 - PUBLIC HEARING - APPLICANT: AMBLING MULTI-FAMILY DEVELOPMENT - OWNER: ALTA MLK, LLC - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: H (HIGH DENSITY RESIDENTIAL) on 16.78 acres north of Alta Drive and west of Martin L. King Boulevard (APN 139-33-202-005), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="58"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="2"/>
City Council Meeting	<input type="text" value="0"/>

RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application - Not Applicable
3. Staff Report
4. Submitted after final agenda - 1 support and 7 protest letters for Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] filed under Item 163 [GPA-5034]
5. Backup referenced from the 11/4/2003 Planning Commission meeting Item 21

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

ROBERT GENZER, Director, Planning and Development, clarified that Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] were not requested to be held in abeyance by staff, but rather by COUNCILMAN WEEKLY so that he could be in attendance for those hearings.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

REZONING RELATED TO GPA-5034

ZON-4941 - PUBLIC HEARING - APPLICANT: AMBLING MULTI-FAMILY DEVELOPMENT - OWNER: ALTA MLK, LLC - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: R-PD50 (RESIDENTIAL PLANNED DEVELOPMENT - 50 UNITS PER ACRE) on 16.78 acres north of Alta Drive and west of Martin L. King Boulevard (APN 139-33-202-005), Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="58"/>
City Council Meeting	<input type="text" value="0"/>

Planning Commission Mtg.	<input type="text" value="2"/>
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 support and 7 protest letters for Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] filed under Item 163 [GPA-5034]
5. Backup referenced from the 11/4/2003 Planning Commission meeting Item 22

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

ROBERT GENZER, Director, Planning and Development, clarified that Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] were not requested to be held in abeyance by staff, but rather by COUNCILMAN WEEKLY so that he could be in attendance for those hearings.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

VARIANCE RELATED TO GPA-5034 AND ZON-4941

VAR-5035 - PUBLIC HEARING - APPLICANT: AMBLING MULTI-FAMILY DEVELOPMENT - OWNER: ALTA MLK, LLC - Request for a Variance TO ALLOW A 20 FOOT SETBACK WHERE 1,212 FEET IS REQUIRED on 16.78 acres north of Alta Drive and west Martin L. King Boulevard (APN 139-33-202-005), C-1 (Limited Commercial) Zone [PROPOSED: R-PD50 (Residential Planned Development - 50 Units Per Acre)], Ward 5 (Weekly). 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 (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 support and 7 protest letters for Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] filed under Item 163 [GPA-5034]
5. Backup referenced from the 11/4/2003 Planning Commission meeting Item 23

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

ROBERT GENZER, Director, Planning and Development, clarified that Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] were not requested to be held in abeyance by staff, but rather by COUNCILMAN WEEKLY so that he could be in attendance for those hearings.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-5034, ZON-4941 AND VAR-5035

SDR-5155 - PUBLIC HEARING - APPLICANT: AMBLING MULTI-FAMILY DEVELOPMENT - OWNER: ALTA MLK, LLC - Request for a Site Development Plan FOR A PROPOSED 21 STORY, 840 UNIT CONDOMINIUM DEVELOPMENT IN THREE BUILDINGS on 16.78 acres north of Alta Drive and west of Martin L. King Boulevard (APN 139-33-202-005), C-1 (Limited Commercial) Zone [PROPOSED: R-PD50 (Residential Planned Development - 50 Units Per Acre)], Ward 5 (Weekly). 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 (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 support and 7 protest letters for Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] filed under Item 163 [GPA-5034]
5. Backup referenced from the 11/4/2003 Planning Commission meeting Item 24

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

ROBERT GENZER, Director, Planning and Development, clarified that Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035] and Item 166 [SDR-5155] were not requested to be held in abeyance by staff, but rather by COUNCILMAN WEEKLY so that he could be in attendance for those hearings.

(1:05 - 1:14)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SPECIAL USE PERMIT

SUP-5196 - NOT TO BE HEARD BEFORE 4:00 P.M. - PUBLIC HEARING - APPLICANT: GARY R. BRENNAN - OWNER: JAE SUM KIM AND MIMI KIM - Appeal filed by the Applicant from the Denial by the Planning Commission of a Request for a Special Use Permit FOR A 445 UNIT RESIDENCE HOTEL adjacent to the southeast corner of Rainbow Boulevard and Rancho Drive (APN 125-35-401-003), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="224"/>
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) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Gary R. Brennan
5. Submitted after final agenda-Protest petitions and letters with 516 signatures for Item 167 [SUP-5196] and Item 168 [SDR-5197] filed under Item 167 [SUP-5196]
6. Submitted after final agenda-Abeyance request by Gary R. Brennan for Item 167 [SUP-5196] & Item 168 [SDR-5197] filed under Item 167 [SUP-5196]
7. Backup referenced from the 10/21/2003 Planning Commission meeting Item 72

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

MAYOR PRO TEM REESE announced Item 167 [SUP-5196] and Item 168 [SDR-5197] were scheduled as time-certain items to be heard at 4:00 p.m. Notices have been placed at the entrances to inform the public that the applicant has requested to withdraw the items without prejudice and therefore

CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

MINUTES - Continued:

they would not be heard. COUNCILMAN MACK thanked GARY BRENNAN and his representatives for meeting with him and considering the concerns of constituents from the area. Because of residential adjacency, he suggested that higher density living or mixed use would better serve the area. He especially thanked the community for contributing their input and maintaining their vigilant efforts, as well as his staff for their time spent on assuring resolution of the matter.

COUNCILMAN MACK questioned if anyone was present for the withdrawn items and directed his staff to meet with any individuals who arrived late.

COUNCILMAN MACK announced once more that the time certain Item 167 [SUP-5196] and Item 168 [SDR-5197] would not be heard. He stated the applicant withdrew the item after meeting with the Council and receiving confirmation that they would not support the application. He thanked all who were present and informed the public that his staff was available if there are any questions.

(1:05 - 1:14/3:30)

2-1/2-2645

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 2004

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT GENZER

CONSENT DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-5196

SDR-5197 - NOT TO BE HEARD BEFORE 4:00 P.M. - PUBLIC HEARING - APPLICANT: GARY R. BRENNAN - OWNER: JAE SUM KIM AND MIMI KIM - Appeal filed by the Applicant from the Denial by the Planning Commission of a Request for a Site Development Plan Review FOR A 445 UNIT RESIDENCE HOTEL on 7.8 acres adjacent to the southeast corner of Rainbow Boulevard and Rancho Drive (APN 125-35-401-003), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	<input type="text" value="122"/>
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) recommends DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Gary R. Brennan
5. Submitted after final agenda-Protest petitions and letters with 516 signatures for Item 167 [SUP-5196] and Item 168 [SDR-5197] filed under Item 167 [SUP-5196]
6. Submitted after final agenda-Abeyance request by Gary R. Brennan for Item 167 [SUP-5196] & Item 168 [SDR-5197] filed under Item 167 [SUP-5196]
7. Backup referenced from the 10/21/2003 Planning Commission meeting Item 73

MOTION:

BROWN - Motion to accept the WITHDRAWAL WITHOUT PREJUDICE of Item 167 [SUP-5196] and Item 168 [SDR-5197], to accept the WITHDRAWAL of APN 138-12-110-022 and HOLD IN ABEYANCE the remainder of the applications for Item 158 [GPA-5182] and Item 159 [ZON-5183] to 1/19/2005; HOLD IN ABEYANCE Item 128 [SUP-4830], Item 130 [SUP-5228], Item 131 [SDR-5094], Item 145 [GPA-5120], Item 146 [ZON-5121], Item 147 [VAR-5124], Item 148 [SDR-5122], Item 163 [GPA-5034], Item 164 [ZON-4941], Item 165 [VAR-5035], and Item 166 [SDR-5155] to 12/1/2004; and Item 112 [VAR-5114], Item 113 [SUP-5111], Item 114 [SDR-5109], Item 118 [RQR-5168], and Item 125 [RQR-5171] to 12/15/2004 - UNANIMOUS with GOODMAN and WEEKLY excused and MACK abstaining on Item 118 [RQR-5168] and Item 125 [RQR-5171] because his company, Mack Consulting, is negotiating contracts with Lamar Advertising on behalf of their clients

MINUTES:

NOTE: See Item 167 [SUP-5196] for related discussion.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: NOVEMBER 17, 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:

DB 1401 COMSTOCK DRIVE, NL 5504 & 5516 ALPINE ROAD, DB 7009 DRAMATIC WAY, DB 3201 ARLENE WAY, DB 314 NORTH 16TH STREET, NL MAYDELLE PLACE (NORTH OF 395 MAYDELLE PLACE), DB 1106 NORMAN AVENUE, SUP-5225, SUP-5230, SUP-5231, SUP-5276, SUP-5287, SUP-5291, SUP-5296, SUP-5305, SUP-5466, VAR-5288, VAR-5306, and VAR-5479 - 12/1/2004 AGENDA

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: NOVEMBER 17, 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:

COUNCILMAN MACK announced once more that the time certain Item 167 [SUP-5196] and Item 168 [SDR-5197] would not be heard because the applicant withdrew the application after receiving confirmation that the Council would not support the application. He thanked all who were present and informed the public that his staff was available if there were any questions.

COUNCILMAN BROWN noted the language on Item 162 [GPA-5205] for Condition 3 states the Site Development Plan Review shall be approved by the Planning Commission or City Council prior to the issue of permits and asked if that was a standard verbiage. ROBERT GENZER, Director, Planning and Development Department, confirmed it is and indicated that to avoid confusion. It should state "City Council or the Planning Commission or both" because it leaves it open to interpretation. Since it states "or" COUNCILMAN BROWN wanted to look further into the language used, and MAYOR PRO TEM REESE agreed that would be wise to do.

DOROTHY BARNES, Las Vegas resident, was confused as to why LYNETTE BOGGS-MCDONALD is no longer part of the Council. She stated that church people from her hometown passed information to LYNETTE BOGGS-MCDONALD because she began attending the Council meetings. She claimed to be in great trouble for not allowing anyone in the city permission to use her distress signal. She is considering leaving the City of Las Vegas because of all the turmoil this has caused her. She has considered becoming associated with the narcotics agency but now is being threatened. She stated people of high authority should care for the safety of the public. She claimed she and her family are in danger and do not have protection. MAYOR PRO TEM REESE instructed BETSY FRETWELL, Deputy City Manager, to provide MS. BARNES with accurate information about LYNETTE BOGGS-MCDONALD'S employment.

(3:31 - 3:36)

3-2045

ED GOBEL, 3017 Quiet Breeze Court, was disappointed for the misinformation about the agenda. He pointed out that Council had stated last October they would never again consider items that were heard today. People expect the Council to follow through with their previous action instead of misrepresenting. He also stated that five years ago he was commended for doing things for the handicapped but is upset that the City has not attempted to abide by the laws of the State of Nevada. He stated he has brought this issue to the attention of several Council members and is disappointed with the false implications that adjustments would be made. He made claims of difficulty as a handicapped person and urged the Council to consider their needs.

City of Las Vegas

MINUTES - Continued:

(3:36 - 3:39)

3-2197

LINDA WESTMYERS, 5104 Cold River Avenue, concurred with MR. GOBEL'S comments and indicated she witnessed the lack of handicap accessibility. She stated people who do not have appropriate access often choose to stay home. She questioned whether items abeyed two or three times can be placed on the agenda within that same year. DEPUTY CITY ATTORNEY BRYAN SCOTT clarified that an item may be abeyed twice, and if there is good cause to hold for a third time, it may be done. He clarified the Planning Commission can determine how many times an item can be held based on the reason for holding it.

COUNCILMAN BROWN informed MS. WESTMYERS that JOHN CHAMBERS is in charge of the clients adaptive recreations. MR. CHAMBERS is a very distinguished and reputable employee who can assure that public facilities are ADA compatible. COUNCILMAN BROWN stated he would speak with MR. CHAMBERS to see that everything possible would be done.

(3:339 - 3:42)

3-2367

STEVEN "CAPTAIN TRUTH" DEMPSEY quoted a paragraph from Another Four Years of Collectivist Denial from Privacy Alert.us and referenced information from American Mafia.com hoping the Council will help defend the constitution against all enemies. He claims people are being drugged and theft and beatings take place at the Crazy Horse Gentlemen's Club. He questioned if this information could be put on an agenda to see whether or not such crimes would continue or if political contributions would interfere.

(3:42 - 3:45)

3-2462

THE MEETING ADJOURNED AT 3:45 P.M.