



**CITY COUNCIL AGENDA**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://www.kclv.tv). THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

**- CALL TO ORDER**

**MINUTES:**

PRESENT: MAYOR GOODMAN (excused during the morning session from 11:28 to 1:12) and COUNCILMEMBERS REESE, BROWN (excused from the afternoon session until 3:59 p.m.), WEEKLY, MACK, WOLFSON, and TARKANIAN

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

**- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW**

**MINUTES:**

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

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

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(9:08 - 9:09)

1-1

**- INVOCATION - REVEREND CHESTER RICHARDSON, SECOND BAPTIST CHURCH**

**MINUTES:**

REVEREND CHESTER RICHARDSON, Second Baptist Church, gave the invocation.

(9:09- 9:10)

1-24

**- PLEDGE OF ALLEGIANCE**

**MINUTES:**

MAYOR GOODMAN led the audience in the Pledge.

(9:10 - 9:12)

1-64

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: COMMUNICATIONS**  
**DIRECTOR: DAVID RIGGLEMAN**

CONSENT     DISCUSSION

**SUBJECT:**  
CEREMONIAL

RECOGNITION OF THE CITIZEN OF THE MONTH

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

NOTE: Animal Shelter fundraising packets were given to the Council members but not submitted for the record.

COUNCILMAN MACK recognized RONNI COUNCIL and her daughter RILEY as May's Citizens of the Month. RONNI has been a true inspiration to him and was the one who encouraged him to run for the appointment of Council representative for Ward 6. She is also a wonderful mother to her children and her adopted children. He then commended RILEY for all her work with animals. He believes JANIE GREENSPUN GALE is grooming her to take over the operation of the Animal Foundation.

RONNI accepted the Citizen of the Month plaque and indicated that it was an honor to receive this recognition. She wished that COUNCILMAN MACK would run for office again, because she feels that he is a wonderful Council representative that has done a lot for the residents of Ward 6. She noted in particular that COUNCILMAN MACK was instrumental in putting in necessary roads, which has saved Ward 6 residents 30 minutes in travel time. This is more time to spend with their families.

RILEY advised that the Lied Animal Shelter is in desperate need of financial assistance in order to keep more pets from coming into the Shelter and to find them homes. She stated that she has volunteered many hours at the Shelter and would have volunteered more if she did not have to attend school. She handed out packages to the Council members and asked them to consider sponsoring a dog at the Shelter.

(9:12 - 9:16)

1-110

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**DEPARTMENT: COMMUNICATIONS**

**DIRECTOR: DAVID RIGGLEMAN**

CONSENT     DISCUSSION

**SUBJECT:**

CEREMONIAL

RECOGNITION OF THE PUBLIC WORKS DEPARTMENT FOR EARNING NATIONAL ACCREDITATION

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

MAYOR GOODMAN announced that the City is the first in Nevada to earn national accreditation, making the Public Works Department truly world-class. He called forward RICHARD GOECKE, Director, Public Works Department, and THOMAS TRICE, Deputy City Manager of the City of Royal Oak, Michigan, and president of the National American Public Works Association. MR. TRICE made a special visit to Las Vegas to assist with this presentation. He outlined the long arduous accreditation process, the importance of receiving this honor, and what it means for City residents. The City of Las Vegas is one of 22 agencies throughout the United States and Canada to have completed the rigorous criteria to reach this pinnacle and the first municipal agency to receive accreditation within an accredited County. Through this process, the City of Las Vegas, its residents, and the users of Public Works services can be assured that the department is meeting the highest standards of performance according to the more than 314 practices developed and approved by peers throughout North America. Accreditation is a continuous journey to improvement that will lead the department to review and update its procedures annually in preparation for re-accreditation within four years. He congratulated the City on being the best of the best in North America.

MR. GOECKE accepted the plaque and thanked the Council, CITY MANAGER SELBY, and DEPUTY CITY MANAGER HOUCHEMENS for their support. He extended this recognition to and gave thanks to the Public Works employees, in particular Administration Accreditation Managers DODY BATESON and MARY ANN SOSA, for without them, accreditation would not have been possible. He asked his staff who participated in the process that were in the audience to stand in recognition.

(9:16 - 9:23)

1-262

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**DEPARTMENT: COMMUNICATIONS**

**DIRECTOR: DAVID RIGGLEMAN**

CONSENT     DISCUSSION

**SUBJECT:**

CEREMONIAL

RECOGNITION OF RICHARD GOECKE FOR BEING NAMED A NATIONAL TOP TEN PUBLIC WORKS LEADER

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

NOTE: A proclamation from the Governor was presented to MR. GOECKE but a copy was not submitted for the record.

MAYOR GOODMAN called forward THOMAS TRICE, Deputy City Manager of the City of Royal Oak, Michigan, and president of the National American Public Works Association, to make this presentation to RICHARD GOECKE, Director, Public Works Department. He also called forward MR. GOECKE'S family: KIM GOECKE, his wife; CATHY and JEFF SANTORO, his daughter and son-in-law; ALLISON and DAVID GRANT, his other daughter and son-in-law; and CHRIS GOECKE, his son. Also present were PEGGY POUND, APWA Nevada Chapter President-elect, and JACKIE BRANTLEY, Director of Constituent Services, Governor Guinn's Office.

MR. TRICE felt honored to partake in recognizing MR. GOECKE for being named a National Top 10 Public Works Leader. The winners of this award are chosen by his/her peers who know what it takes to succeed in public works. As a past recipient of this award, MR. TRICE could not express what it feels like to be selected by peers. He outlined the process for being selected for the APWA Top 10 Award and explained that its purpose is to inspire excellence and dedication in public service by recognizing the outstanding career service achievements of individual public works professionals and officials from both the private and public sector. This is the highest award an individual public works official can receive, and, in order to be eligible, candidates must have a minimum of ten years qualifying experience.

He continued and said that MR. GOECKE established himself as a leader and an innovator in the key areas of transportation infrastructure and wastewater management and flood control. He developed an award-winning wastewater reclamation facility to address long-term management throughout a coalition of Las Vegas wastewater agencies, his advocacy for energy and cost savings, through a global retrofit of traffic signals to LAD technology, and the implementation of a traffic signal impact fee program. These are just a few examples of his contributions to public works. MR. GOECKE has worked diligently to resolve public works problems facing the City of Las Vegas. He congratulated MR. GOECKE for having the right stuff and representing the best there is in public works.

MR. GOECKE accepted the award. He thanked the Council, CITY MANAGER SELBY, and DEPUTY CITY MANAGER HOUCHEMS for their support, as well as the Nevada Chapter of the American Public Works Association. He agreed with the comments of MR. TRICE that it is truly an honor to be evaluated and judged by peers. He thanked everyone.

MS. BRANTLEY read and presented MR. GOECKE with a Proclamation from GOVERNOR GUINN

# *City of Las Vegas*

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

declaring May 4, 2005, as a day in honor of RICHARD GOECKE. MR. GOECKE exemplifies a true public servant of Nevada. MR. GOECKE expressed his sincere appreciation to MS. BRANTLEY.

(9:23 - 9:35)

1-418

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: COMMUNICATIONS**  
**DIRECTOR: DAVID RIGGLEMAN**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

CEREMONIAL

RECOGNITION OF NATIONAL YOUTH WEEK

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming the week beginning on the 1st Sunday in May 2005 to be Youth Week

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

MAYOR GOODMAN called forward DARRELL DIMBAT, Chairman of the Elks Youth Activities Committee, to assist in recognizing National Youth Week. MAYOR GOODMAN indicated that The Benevolent and Protective Order of the Elks designated the week beginning on the first Sunday in May as Youth Week to honor America's junior citizens for their accomplishments and service to the community, state, and nation. Las Vegas Lodge 1468 will sponsor an observance during this week in tribute to the junior citizens of Las Vegas. He called forward ASIA WILLEY of Bonanza High School, ADELAIDE ADJOVU of Palo Verde High School, KEISHA McDANIEL of Desert Pines High School, CHRISTINA ROPER of Cheyenne High School, and CHRISTOPHER C. COMBS of Centennial High School. These students would be joining the Council members at the dais for part of the meeting. MR. DIMBAT accepted the proclamation declaring Youth Week.

(9:35 - 9:37)

1-862

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**DEPARTMENT: COMMUNICATIONS**

**DIRECTOR: DAVID RIGGLEMAN**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

CEREMONIAL

RECOGNITION OF THE NATIONAL ASSOCIATION OF LETTER CARRIERS FOOD DRIVE DAY

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming May 14, 2005, to be National Association of Letter Carriers Food Drive Day

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

CINDY LINDEMON, food drive coordinator, and JERRY PENN, President of the National Association of Letter Carriers, joined MAYOR GOODMAN for this presentation. MAYOR GOODMAN announced that on May 14, 2005, the National Association of Letter Carriers would be conducting its annual food drive. This Help Stamp Out Hunger drive is conducted in all 50 states and U.S. territories, in partnership with the United States Postal Service, United Way agencies, and the AFL-CIO. Eighteen different charities will receive the food collected. An estimated 30 million people face hunger every day in America. He presented a proclamation and asked all citizens to acknowledge that National Association of Letter Carriers Food Drive Day is May 14. He encouraged everyone to participate in this important event.

MR. PENN thanked the Council for its annual support. He noted that this is the largest single-day food drive in the nation. It started 13 years ago. To date, 646 million pounds of food have been collected for the needy. There are now 20 charities. He noted that five percent of the people that move into the Valley will show up in a food line somewhere in the Valley. He encouraged everyone to participate, as the need increases every year. He presented the Mayor with a T-shirt for this year's Letter Carriers Food Drive.

(9:37 - 9:40)

1-952

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**DEPARTMENT: COMMUNICATIONS**  
**DIRECTOR: DAVID RIGGLEMAN**

CONSENT     DISCUSSION

**SUBJECT:**

CEREMONIAL

RECOGNITION OF ARBOR DAY

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming April 29, 2005, to be Arbor Day

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

MAYOR GOODMAN announced that a very important day was recently celebrated at Lorenzi Park. To issue the "official" Arbor Day proclamation, he called forward LARRY HAUGSNESS, Director of Field Operations. MAYOR GOODMAN indicated that Arbor Day was first observed with the planting of more than a million trees in Nebraska, and it is now observed throughout the nation and the world. During last week's Arbor Day celebration at Lorenzi Park, Las Vegas was also recognized as a Tree City USA by the National Arbor Day Foundation for the 13th year in a row for being innovative with tree planting practices.

MR. HAUGSNESS accepted the proclamation and stated that the Parks and Open Spaces Division is responsible for the maintenance of over 25,000 trees on City property. The City employs two certified licensed arborists to inspect and treat the trees. He acknowledged JOHN BLACK, Manager, Parks and Open Spaces, and his crew for all their fine work in keeping the trees healthy.

(9:40 - 9:42)

1-1057

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**DEPARTMENT: COMMUNICATIONS**

**DIRECTOR: DAVID RIGGLEMAN**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

CEREMONIAL

RECOGNITION OF ASIAN/PACIFIC ISLANDER HERITAGE MONTH

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming May 2005 as Asian and Pacific Islander Heritage Month

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

COUNCILMAN WOLFSON called forward JAMES YU to join him in making this recognition. Asian/Pacific Islander Heritage Month coincides with two key anniversaries, the arrival in the United States of the first Japanese Immigrants in May of 1843 and the completion of the Transcontinental Railroad in May of 1869. People of Asian and Pacific Island Heritage from more than 20 countries and island nations call Las Vegas home. They have contributed to the development and history of Las Vegas, including the Tomiyasu family, who farmed the Valley in the early 1900s and are considered pioneers of Las Vegas in areas such as China Town and Little Manila. There are also many Asian groups that operate in churches and in neighborhoods to strive to keep traditions and languages alive.

MR. YU accepted the proclamation on behalf of the Asian and Pacific Islander community and thanked the Council members for this great honor. He stated that the City of Las Vegas has always reached out to minority communities, and he would be glad to help the City of Las Vegas in anyway.

(9:42 - 9:45)

1-1111

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**DEPARTMENT: COMMUNICATIONS**

**DIRECTOR: DAVID RIGGLEMAN**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

CEREMONIAL

RECOGNITION OF OUTSTANDING CITIZEN EVA SIMMONS

**BACKUP DOCUMENTATION:**

Submitted at meeting: copy of Proclamation proclaiming May 4, 2005, as Eva G. Simmons Day

**MOTIONS:**

**None required. A presentation was made.**

**MINUTES:**

Before making this presentation, COUNCILMAN WEEKLY wished everyone a happy "Cinco de Mayo."

He continued and recognized EVA SIMMONS as an outstanding citizen for all her contributions as a teacher. She has instilled in her students to work hard because nothing is given free. COUNCILMAN WEEKLY was pleased that a school was named in MRS. SIMMONS' honor.

MRS. SIMMONS came forward and accepted from MAYOR GOODMAN a Proclamation declaring May 4, 2005, as Eva G. Simmons Day. She thanked her friends, sorority sisters, and school principal in the audience and acknowledged her husband GEORGE, who came forward.

(9:45 - 9:51)

1-1230

RECESS: 9:51 - 9:53

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO RONEMUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**BUSINESS ITEMS:**

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

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - Motion to bring forward and STRIKE Items 26, 58, and 61 and Hold in ABEYANCE Item 55 to 5/18/2005 - UNANIMOUS**

**MINUTES:**

There was no discussion.

(9:53 - 9:54)

1-1490

**AGENDA SUMMARY PAGE**  
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**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 February 16, 2005

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED by Reference - UNANIMOUS**

**MINUTES:**

There was no discussion.

(9:54)

1-1533

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: BUSINESS DEVELOPMENT**

**DIRECTOR: SCOTT D. ADAMS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Second Amendment to the Exclusive Negotiating Agreement (ENA) between City Parkway V, Inc., and Related Las Vegas, LLC, for the Union Park property bounded by Grand Central Parkway, Bonneville Avenue and the Union Pacific Railroad Rail Line, APNs 139-34-110-002 and 003 - Ward 5 (Weekly)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Through a Request For Proposal process, Related Las Vegas, LLC, has been selected as Master Developer to further the development of the 61-acre parcel known as Union Park. City Council approved the execution of an ENA with Related Las Vegas on January 5, 2005. The first amendment allowed City Parkway V, Inc. to contract directly with its own consultant for a market study. The second amendment is a 30-day extension of time to complete the Business Plan, Financial Plan and Phase 1 Phase Plan, and a 60-day extension of time to complete the DDA negotiations.

**RECOMMENDATION:**

Approval of authorization for the President of City Parkway V, Inc. to execute the amendment.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Second Amendment to the Exclusive Negotiating Agreement
3. Location Map

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

Items 7 & 52: **APPROVED** under separate actions (see individual items)

Item 26: **STRICKEN** under separate action (see individual item)

**NOTE: COUNCILMAN MACK** disclosed that the route involved in Item 52 might come close to the Third Street Promenade, for which his brother-in-law **ANDREW DONNER** is a managing partner, as well as the Lady Luck Casino, with which his brother-in-law has a contract and of which he is the new owner. However, since **COUNCILMAN MACK** did not believe the resolution would impact his brother-in-law's interests and they have not discussed it, **COUNCILMAN MACK** would be voting on Item 52.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES:**

COUNCILMAN WOLFSON reported that the Real Estate Committee met to review the Real Estate item on the Consent Agenda and joined with the recommendation of staff that the item be approved by the City Council.

COUNCILMAN MACK requested Item 52 be pulled forward for discussion and that Items 69-73 be pulled out of order for action. JIM DiFIORE, Manager, Business Services, requested Item 7 also be pulled forward for discussion.

(9:54 - 9:58)

1-1545

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**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of retention of Quirk & Tratos to represent the City in the matter of City of Las Vegas v. Kevin Knuhtsen, et al., United States District Court Case No. CV-S-05-0307-PMP-RJJ for an amount not to exceed \$50,000

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$50,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	City Attorney
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

ci.las-vegas.nv.us is one of the City's domain names. Rules enacted by the United States Department of Commerce provide that ci. domain names are reserved for the exclusive use of municipalities. NeuStar, Inc., of Virginia, contracted with the Department of Commerce in 2001 to administer all of the .us domain names. The previous administrator had delegated responsibility for administrating the .nv names to Kevin Knuhtsen and Creative Genius. Starting in late 2004 City IT employees noticed that the City's ci.las-vegas domain had been hijacked. The new website was Fabulous Las Vegas, a commercial website. NeuStar admits "the problem of locality squatting is prevalent across current locality delegations." The City complained to Kevin Knuhtsen, Creative Genius, and Jeffrey Neuman, Esq., in-house counsel for NeuStar, Inc., to no avail. Quirk & Tratos, a local law firm specializing in intellectual property and cyberlaw, has been retained to recover the website.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
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**DEPARTMENT: FIELD OPERATIONS**

**DIRECTOR: LARRY HAUGSNESS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Line Extension Agreement for electrical services to Metro Traffic Bureau facility - Department of Field Operations - Award to: NEVADA POWER COMPANY (\$14,119 - Capital Projects Fund) - Ward 3 (Reese)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$14,119.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Field Operations/Admin
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Capital Project Funds

**PURPOSE/BACKGROUND:**

This request will provide the necessary part of this project for the installation of electrical services. Before Nevada Power will sign the line extension agreement, the agreement must be executed and required fees paid.

**RECOMMENDATION:**

That the City Council approve the Line Extension Agreement for electrical services to the Metro Traffic Bureau facility in the amount of \$14,119.

**BACKUP DOCUMENTATION:**

Line Extension Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
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**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"/>	<b>No Impact</b>	<b>Amount:</b>	\$58,843,612.51
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Accounting Operations
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	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 04/01/05 - 04/15/05

Total Services and Materials Checks: \$6,903,515.67  
 Total Services and Materials EFT Payments: \$385,537.20  
 Total Wire Transfers: \$45,695,964.94  
 Total Payroll Checks: \$5,858,594.70

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

ABEYANCE ITEM - Approval of Change of Business Name for a Tavern License and a Restricted Gaming License for 9 slots subject to Health Dept. regulations, Golamis Ventures, Inc., dba From: Cafe Nicolle, To: Kiss, 4760 West Sahara Avenue, Suite 13, Anthony P. Golamis, Dir, Pres and Marlene E. Golamis, Dir, Secy, Treas, 100% jointly as husband and wife - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of Change of Business Name for a Tavern License and a Restricted Gaming License for 9 slots.

**RECOMMENDATION:**

Recommendation to be provided at the City Council meeting.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**TARKANIAN - APPROVED** subject to Council review on 9/21/2005 and directing staff to monitor for code compliance, to provide a progress report to the Council, and to bring the matter back before Council should any serious concerns arise before the review date

**MINUTES:**

The applicant was not present.

Under Item 3, JIM DIFIORE, Manager, Business Services, requested this matter be pulled for discussion. He advised the Council that staff has had concerns with certain activity at this establishment over the past few weeks, including minors at the bar and lease of the facility for private parties without a regular business license. He suggested approval subject to a review prior to renewal of the liquor license on 9/21/2005.

MAYOR GOODMAN verified with MR. DiFIORE that the applicant was notified via letter about this matter being pulled for discussion.

(9:54 - 9:58/9:58 - 10:00)

1-1545/1-1664

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Whole Foods Market, Inc., Location: Whole Foods Market, 8855 West Charleston Boulevard, Dates: May 8, 28, June 11, 19, 21, 2005, Type: Special Event Beer/Wine, Event: Beer & Wine Tastings, Responsible Person in Charge: Penelope de Vries - Ward 2 (Wolfson)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of a Special Event License.

**RECOMMENDATION:**

Recommend approval.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Mexican Patriotic Committee, Location: Freedom Park, 850 North Mojave Road, Date: May 8, 2005, Type: Special Event Beer/Wine, Event: Family Picnic, Responsible Person in Charge: Eddie Escobedo - Ward 3 (Reese)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of a Special Event License.

**RECOMMENDATION:**

Recommend approval.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Beer/Wine/Cooler Off-sale License and a Restricted Gaming License for 7 slots subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, Acosta Enterprises, dba Rincon Latino #2, 4505-4507 West Sahara Avenue, Leonardo A. Garcia, Dir, Pres, Treas, 50%, Graciela Garcia, Dir, Secy, 50% - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of a Beer/Wine/Cooler Off-sale License and a Restricted Gaming License for 7 slots.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Map

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

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**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a new Restricted Gaming License for 7 slots subject to confirmation of approval by the Nevada Gaming Commission, Saint's Resources, Inc., dba Orchid Stop-n-Shop, 6101 Vegas Drive, Noel S. Miranda, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of a new Restricted Gaming License for 7 slots.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Map

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**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, JCK Ventures, LLC, dba Heights, 465 South Decatur Boulevard, Lorri A. Campbell, Mgr, The JCK Family Trust, Mmbr, 95%, Lorri A. Campbell, Trustee, Candace L. Campbell, Mmbr, 5% - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**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

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Special Event License for Enrique Tinoco, Location: 103 East Charleston Boulevard, Suite 107, Dates: May 6-7, 2005, Type: Special Event Beer/Wine, Event: First Friday of May, Responsible Person in Charge: Enrique Tinoco - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Approval of a Special Event License.

**RECOMMENDATION:**

Recommend approval.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of award of Bid Number 04.15341.29-LED, Detention & Enforcement Closed Custody Unit No.7 HVAC Renovation and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Detention & Enforcement - Award recommended to: YORK INTERNATIONAL CORPORATION (\$116,810 - Detention & Enforcement Capital Projects Fund) - Ward 3 (Reese)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$116,810.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	: Detention & Enforcement
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Detention & Enforcement CPF

**PURPOSE/BACKGROUND:**

This project consists of the installation of new wall mounted HVAC units to existing cells and revamping the existing HVAC system and electrical panels. The site is located at 3300 Stewart Avenue.

PCC: L. E. Davis

POC: Dennis Downing - (702) 873-8700

**RECOMMENDATION:**

That the City Council approve the award of Bid Number 04.15341.29-LED, Detention & Enforcement Closed Custody Unit No. 7 HVAC Renovation to York International Corporation in the amount of \$116,810 and approve a construction conflicts and contingency reserve of \$8,176.70. Authority to execute the contract is given to the Purchasing Manager per R-88-2004

**BACKUP DOCUMENTATION:**

Abstract

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Preapproval of award of Bid No. 05.15341.11-LED, Bruce Trent and Lorenzi Parks, Tennis Courts Resurfacing to the lowest responsive and responsible bidder and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works and Leisure Services - (\$95,000 - Multipurpose Special Revenue Fund and General Fund) - Wards 4 and 5 (Brown and Weekly)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$95,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works & Leisure Services
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Multipurpose SRF & General Fund

**PURPOSE/BACKGROUND:**

This project consists of all work associated with the resurfacing of eight tennis courts located at Lorenzi Park and two tennis courts located at Bruce Trent Park. The work includes, but is not limited to; removal of top surface, filling and sealing cracks within the base, resurfacing the courts and striping the courts.

POC: L. E. Davis

**RECOMMENDATION:**

That the City Council preapprove the award of Bid No. 05.15341.11-LED, Lorenzi and Bruce Trent Parks, Tennis Courts Resurfacing to the lowest responsive and responsible bidder and approve 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

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of the rejection of bid and award of Bid No. 050554-KF, Annual Requirements Contract for Soda Ash - Department of Public Works - Award recommended to: BRENNTAG PACIFIC, INC. (Estimated annual amount of \$270,000 - Sanitation Enterprise Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$270,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/Environmental
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Sanitation Enterprise Fund

**PURPOSE/BACKGROUND:**

This request provides for an annual requirements contract for Soda Ash at the Water Pollution Control Facility. Staff recommends rejection of a non-responsive bid from the apparent low bidder for failure to submit three required documents (Third Party Certification, Descriptive Literature of Manufacturing Process and List of Raw Materials/Percentage) relating to the quality of the product bid.

PCC: K. Falline

POC: Michael Stephens - (562) 903-962

**RECOMMENDATION:**

That the City Council approve the rejection of bid and award of Bid No. 050554-KF, Annual Requirements Contract for Soda Ash to Brenntag Pacific, Inc. from July 1, 2005 through June 30, 2006 with four (4) one-year options to renew in the estimated annual amount of \$270,000.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

ABEYANCE ITEM - Approval of award of Contract No. 050571 for Geodatabase Design Services - Department of Information Technologies - Award recommended to: HANSEN INFORMATION TECHNOLOGIES, INC. (\$164,812 - General Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$164,812.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Information Technologies
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

This contract will provide for GIS database design services to assist the City in migrating its GIS systems to the latest version of the GIS software and to develop a higher level of integration between the City's GIS and Hansen permit tracking, land management and customer service systems. This request is exempt from the competitive bidding process pursuant to NRS 332.115.1(b), professional services.

PCC: D. Kaplan

POC: Chris Crupi - (480) 503-1397

**RECOMMENDATION:**

That City Council approve the award of Contract No. 050571 to Hansen Information Technologies, Inc. in the amount of \$164,812. Authority to execute Contract is given to Purchasing Manager per R-88-2004.

**BACKUP DOCUMENTATION:**

Certificate of Disclosure of Ownership/Principals

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of award of Bid No. 050576-TG for Sound Equipment - Department of Field Operations - Award recommended to: SYSTEMS SERVICES, INC. (\$40,851.44 - General Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$40,851.44
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Field Operations
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

This request is for the purchase of sound equipment to be used in the City of Las Vegas Council Chambers

**RECOMMENDATION:**

That the City Council approve the award of Bid No. 050576-TG, for Sound Equipment to Systems Services, Inc. in the amount of \$40,851.44.

PCC: A. Green

POC: Michael H. Mahoney - (702) 645-8417

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of issuance of a purchase order for SCBA Air Packs - Department of Fire Services - Award recommended to: DRAEGER SAFETY, INCORPORATED (\$73,519 - General Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$73,519.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Fire Services
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

This request provides for the purchase of SCBA Air Packs for Fire Services Bomb Squad.

This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(a) Items which may only be contracted from a sole source.

PCC: G Leaf  
POC: James Eder - (949) 395-2172  
CFN: 050609

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for SCBA Airpacks, in the amount of \$73,519 to Draeger Safety, Incorporated.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of issuance of a purchase order for the purchase of a Vehicle Exhaust Removal System - Department of Field Operations - Award recommended to: AIR CLEANING SYSTEMS (\$32,826.50 - Automotive Services ISF)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$32,826.50
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Field Operations
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Automotive Services ISF

**PURPOSE/BACKGROUND:**

This request provides for the purchase and installation of a vehicle exhaust removal system to be installed in the Fleet & Transportation Services Division, East Service Center at 3128 East Bonanza Road.

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

PCC: T. Maino  
POC: Keith Graham - (800) 998-1974

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for a Vehicle Exhaust Removal System to Air Cleaning Systems in the amount of \$32,826.50.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of revision to purchase order 215281 for an annual requirements contract for Food Services for Detention & Enforcement Facility, 3300 Stewart Avenue - Department of Detention and Enforcement - Award to: INSTITUTIONAL FOODSERVICE MANAGEMENT (\$180,000 - General Fund) - Ward 3 (Reese)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$180,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Detention & Enforcement
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

On January 12, 1998, City Council approved the award of a purchase order to Institutional Foodservice Management for food service for Detention & Enforcement facilities in accordance with Clark County Bid Number 3714-96 in the estimated amount of \$3,265,000 through October 31, 2004. On December 7, 2004, the Board of County Commissioners ratified an extension through January 31, 2005 with three (3) 60 day period options to further extend the contract allowing enough time for re-bidding and awarding a new contract. On January 5, 2005, City Council approved the revision of purchase order 215281 in the amount of \$750,000 good through January 31, 2005. This purchase order revision adds the funding to correspond with the most recent contract extension through May 31, 2005.

PCC: G. Leaf  
POC: Michael Doyle - (702) 221-8531  
CFN: 040187-GL

**RECOMMENDATION:**

That the City Council approve the issuance of a revision to purchase order 215281 to Institutional Foodservice Management in the amount of \$180,000 and extend contract through May 31, 2005.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of issuance of a purchase order for a Logging Recorder - Department of Fire Services - Award recommended to: MOTOROLA, INCORPORATED (\$44,731 - General Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$44,731.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Fire Services
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	General Fund

**PURPOSE/BACKGROUND:**

This request provides for the purchase of a Logging Recorder for the 911 Dispatch Center for Fire Services.

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

PCC: G Leaf  
POC: Curtis Steadman - (702) 558-4437  
CFN: 050610

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for a Logging Recorder in the amount of \$44,731 to Motorola, Incorporated.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of issuance of a purchase order for Catering Services - Department of Leisure Services - Award recommended to: ANDRE'S LTD (\$41,533 - Centennial Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$41,533.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Leisure Services
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Centennial Fund

**PURPOSE/BACKGROUND:**

This request provides for catering the May 14, 2005 Centennial Gala at the Post Modern Post Office honoring Judge George.

This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(e) Perishable Goods.

PCC: T Boyce  
POC: Bridget Lieb - (702) 385-1930  
CFN: 050612

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for Catering Services in the amount of \$41,533 to Andre's LTD.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: HUMAN RESOURCES**  
**DIRECTOR: F. CLAUDETTE ENUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of payment for the Stipulated Settlement Agreement - Claim Number WC02050120 - under the Workers' Compensation Statutes (\$35,000 - Workers' Compensation Internal Service Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$35,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Human Resources
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Workers' Compensation Internal Service Fund

**PURPOSE/BACKGROUND:**

A City of Las Vegas Corrections Officer filed a Workers' Compensation claim for an injury sustained to the officer's left hand. The claim was denied for coverage under Workers' Compensation Statutes. The employee appealed. After several appeals, the case was scheduled to go to the Nevada Supreme Court. At the pre-hearing settlement conference, an agreement was reached which entitles the injured employee to the amount shown while upholding the City's denial of benefits under the Workers' Compensation Statutes.

**RECOMMENDATION:**

It is recommended that the award of \$35,000 be approved.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: HUMAN RESOURCES**

**DIRECTOR: F. CLAUDETTE ENUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval to create one regular full time Administrative Secretary position for the Clean Water Coalition. The City of Las Vegas portion of the jointly funded position will be 40% of the gross (\$75,100 - Sanitation Enterprise Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$75,100.00
<input type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/Administration
<input checked="" type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Sanitation Enterprise Fund

**PURPOSE/BACKGROUND:**

The Clean Water Coalition (CWC) approved the creation of this position at their Board meeting held on March 15, 2005. This position complements the existing Program Administrator position by providing in-house administrative and secretarial support for the Clean Water Coalition. Position to be reimbursed by CWC, with the City's net share being 40% or approximately \$30,000 annualized.

**RECOMMENDATION:**

Approve the creation of Administrative Secretary for the Clean Water Coalition.

**BACKUP DOCUMENTATION:**

1. Human Resources Employee/Position Request (EPR) #0331PW
2. Interlocal Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an interlocal agreement to combine the city of Las Vegas contribution of \$484,000 in Community Development Block Grant (CDBG) funds with a contribution by Clark County in the amount of \$324,716 for construction of the Shade Tree parking lot and perimeter wall at 1 Main Street - Ward 5 (Weekly)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

On March 19, 2003 the City Council approved \$484,000 for development and construction of the Shade Tree parking lot and perimeter wall. On March 2, 2005 the City Council approved selling approximately 1.0 acres of land, APN 139-21-804-004, located adjacent to the Shade Tree for this project. In conjunction, the Clark County contribution of \$324,716 in CDBG funds will be used for the development and construction of the project.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

Interlocal Agreement between City of Las Vegas and Clark County

**MOTIONS:**

**REESE - Motion to bring forward and STRIKE Items 26, 58, and 61 and Hold in ABEYANCE Item 55 to 5/18/2005 - UNANIMOUS**

**Under Item 3, COUNCILMAN MACK disclosed that he would be abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents JOHN and JUDY MACK.**

**MINUTES:**

There was no discussion.  
(9:53 - 9:54)  
1-1490

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval to allocate \$360,413 of Community Development Block Grant (CDBG) funds to Catholic Charities to assist in building an Employment Service Center on their St. Vincent's Plaza Campus at 1501 Las Vegas Boulevard North - Ward 5 (Weekly)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$360,413.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Neigh. Svcs./Neigh. Devel.
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	CDBG

**PURPOSE/BACKGROUND:**

Catholic Charities has entered into a venture with Clark County to build an Employment Service Center on their campus to assist in job procurement and work skills enhancement for their clients and has requested the assistance of the city. The city has \$360,413 of CDBG funds available which can be utilized for such purposes as on-site improvements and landscape, perimeter fence, parking lot lights and security lighting, and landscape benches and trash receptacles under the governing regulations.

**RECOMMENDATION:**

Staff recommends approval.

**BACKUP DOCUMENTATION:**

Letter from Catholic Charities dated April 1, 2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Subdivision Improvements Performance Bond Release by Three B's, Incorporated, owner (Charleston Boulevard, Merialdo Lane and Durango Drive) - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to release Indemnity Company of California Performance Bond 189236S in the amount of \$53,384.87 posted by Three B's, Incorporated, which was posted to ensure the installation of permanent half-street improvements on Charleston Boulevard, Merialdo Lane and Durango Drive. The improvements were completed and the project was inspected and accepted by the City's Department of Public Works Off-Site Inspection and Testing Section on April 24, 2003.

**RECOMMENDATION:**

Public Works recommends approval of subject request.

**BACKUP DOCUMENTATION:**

Acceptance memo from Offsite Inspection and Testing

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Taney Engineering on behalf of Taney Family Trust, Edward F. Taney and Kelly A. Taney, Trustees, owners (southeast corner of Tropical Parkway and Kevin Street, APN 125-29-304-001) - County (near Ward 6 - Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to connect an existing single family dwelling located at the southeast corner of Tropical Parkway and Kevin Street. The owners proposed to connect to the 12-inch sewer line located in Tropical Parkway. 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.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Interlocal Contract

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Off-Site Improvements Agreement and General Release with Carina Corporation and Morningside Homes, Inc., for the construction of Durango Drive/East Improvements - (\$75,000 - Cash Deposit Performance Bond) - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to construct the off-site improvements on the east side of Durango Drive, adjacent to the Elkhorn Springs Subdivision. The improvements were the responsibility of Morningside Homes, Inc., who defaulted on the project. \$75,000 was accepted by the City from Insurance Company of the West (bonding company) as settlement; upon execution of agreement Morningside Homes, Inc., shall have no further obligation. Carina Corporation agreed to complete construction for \$75,000. This action formalizes agreement.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Off-site Improvements Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

Items 7 & 52: **APPROVED** under separate actions (see individual items)

Item 26: **STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Thomason Consulting Engineers on behalf of Richmond American Homes Nevada, Incorporated, owner (Sky Pointe Drive north of Cimarron Road) - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for landscaping on the east and west sides of Sky Pointe Drive, the medians in Sky Pointe Drive adjacent to the property line and also on the west side of Cimarron Road adjacent to the property line, consisting of landscaping to meet Town Center landscaping requirements for the proposed Cimarron-US 95 residential subdivision. If approved, the applicant will be required to sign an Encroachment Agreement, which has conditions of maintenance, liability and removal.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Copy of Encroachment Exhibit "A" (Sky Pointe Drive)
2. Copy of Encroachment Exhibit "B" (Cimarron Road)

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Agreement from The Keith Companies on behalf of Carina Corporation, owner (southwest corner of Tule Springs Road and Farm Road) - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for landscaping on the west side of Tule Springs Road extending southward from Farm Road for approximately 1,300 feet and on the south side of Farm Road westward from Tule Springs Road for approximately 236 feet consisting of landscaping to meet Town Center landscaping requirements for the proposed Village at Centennial Springs 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 Tule Springs Road and Farm Road)

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Durward P. Jackson 1994 Trust, Durward P. Jackson, Trustee, owner (south of Rome Boulevard, east of Tenaya Way, APN 125-22-801-003) - County (near Ward 6 - Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to connect a single family dwelling located south of Rome Boulevard, east of Tenaya Way. The owner proposes to connect to the 15-inch sewer line in Rome Boulevard. The Planning Department has determined the project does conform to the City's General Plan for the area. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Interlocal Contract

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Ronnell C. Curtis, owner (south of Craig Road, west of Kevin Way, APN 138-05-301-036) - County (near Ward 4 - Brown)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to connect a single family dwelling located south of Craig Road, west of Kevin Way. The owner proposes to connect to the 12-inch sewer line in Craig Road. The Planning Department has determined the project does conform to the City's General Plan for the area. The applicant has signed a "Sewer Connection Agreement." This property is within the Clark County Interlocal Annexation Exceptions area.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Interlocal Contract

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from CVL Consultants on behalf of Broadstone Montecito, LLC, owner (southwest corner of Grand Canyon Drive and Grand Teton Drive) - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for landscaping at the southwest corner of Grand Canyon Drive and Grand Teton Drive consisting of trees, shrubs, ground cover and an irrigation system, and nine 3-foot by 3-foot tree wells along the south side of Grand Teton Drive extending westward from Grand Canyon Drive for approximately 121 feet consisting of trees, shrubs, ground cover, irrigation system and tree grates for the proposed Grand View 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" (vicinity map)
2. Copy of Encroachment Exhibit "B" (southwest corner of Grand Canyon Drive and Grand Teton Drive)

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Thomason Consulting Engineers on behalf of Richmond American Homes, Incorporated, owner (Tule Springs Road south of Farm Road) - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for an approximate 10 foot wide area of landscaping on the east side of Tule Springs Road south of Farm Road extending approximately 337 feet adjacent to the property line consisting of landscaping to meet Town Center landscaping requirements for the proposed Farm/Tule Springs residential 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" (Tule Springs Road south of Farm Road)

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Baughman and Turner, Incorporated, on behalf of Brian Goddard and Patricia Goddard, owners (northeast corner of Tee Pee Lane and Alexander Road, APN 138-06-803-006) - County (near Ward 4 - Brown)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is to connect a single family dwelling located at the southwest corner of Hammer Lane and Riley Street. The owners propose to connect to the 12-inch sewer line located in Alexander Road. 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.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Interlocal Contract

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a Cooperative (Stewardship) Agreement with the Nevada Department of Transportation (NDOT) for the design and construction of the Fremont Street Pedestrian Enhancements Project (\$843,750 - Nevada Department of Transportation/City of Las Vegas Special Improvement District [CLV SID] 1506) - Wards 1 and 5 (Tarkanian and Weekly)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$843,750.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/City Engineers
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	NDOT/CLV SID 1506

**PURPOSE/BACKGROUND:**

This Agreement is necessary to provide Federal Enhancement funding for the design and construction of pedestrian enhancements within the Las Vegas Entertainment District on Fremont Street from Las Vegas Boulevard to 8th Street.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Cooperative (Stewardship) Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of Interlocal Agreement 110872 with the Las Vegas Valley Water District for construction and funding of water facilities as part of the Tenaya Way Improvement Project - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This Agreement allows the City to include water facilities as part of the Tenaya Way Improvement Project, in Tenaya Way between Centennial Parkway and Elkhorn Road. The City will construct and provide contract administration for the construction of these facilities with funding provided by the Las Vegas Valley Water District, in accordance with this Interlocal Agreement.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Interlocal Agreement 110872

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Engineering Design Services Agreement between PBS&J and the City of Las Vegas for the Mountain Edge Environmental Assessment and Cultural Resource Identification and Mitigation (\$72,000 - Regional Transportation Commission of Southern Nevada [RTC]) - Ward 6 (Mack)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$72,000.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/City Engineer
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	RTC

**PURPOSE/BACKGROUND:**

This Engineering Design Services Agreement will provide an environmental assessment for the planned Mountain Edge Parkway located between Grand Teton Drive and Fort Apache Road. This will support the City's request for a right-of-way grant from the Bureau of Land Management for the Mountain Edge Parkway project.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Engineering Design Services Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of Iron Mountain Ranch Trail Development Agreement between the City of Las Vegas and KB Home Nevada, Inc., for a trail alignment adjacent to the corner of Horse Drive and Bradley Road (\$96,769 - Southern Nevada Public Land Management Act Funds [SNPLMA]) - Ward 6 (Mack)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$96,769.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	SNPLMA Funds

**PURPOSE/BACKGROUND:**

Additional trail segments will be built adjacent to the park being constructed by KB Home Nevada, Inc., along Bradley Road and Horse Drive. These improvements will consist of planting beds, irrigations systems, a concrete sidewalk and landscaping. A companion item presented by Finance will fund this project.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

Iron Mountain Ranch Trail Development Agreement

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of an Encroachment Request from Jeffrey D. Rhoads of the Argonaut Company on behalf of Saucy Strategic Planning, LLC, owner (southeast corner of Casino Center Boulevard and Charleston Boulevard) - Ward 1 (Tarkanian)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for balconies, signage, canopies and parking structure for a proposed high-rise building located at 200 East Charleston Boulevard.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Copy of Encroachment Exhibit "A" (southeast corner of Casino Center Boulevard and Charleston Boulevard - ground level)
3. Copy of Encroachment Exhibit "B" (southeast corner of Casino Center Boulevard and Charleston Boulevard - parking levels)
4. Copy of Encroachment Exhibit "C" (southeast corner of Casino Center Boulevard and Charleston Boulevard - Residential levels)
5. Copy of Encroachment Exhibit "D" (building sections)

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Approval of a request to install Speed Humps on Arpa Way between Bellota Drive and Lake Mead Boulevard (\$6,400 - Neighborhood Traffic Management Program/Non-Signal Intersection Improvements) - Ward 6 (Mack)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$6,400.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/Traffic Engineering
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Neighborhood Traffic Management Program/Non-Signal

**PURPOSE/BACKGROUND:**

The Traffic Engineering Division received a petition to install speed humps on Arpa Way between Bellota Drive and Lake Mead Boulevard. Studies conducted on this roadway showed that the 85th percentile speed was 31 mph and the volume of traffic was 1171 vehicles per day. Arpa Way accumulated 28 points; a total of 40 points is necessary to meet the speed hump criteria. The Traffic and Parking Commission denied the request because Arpa Way did not meet the minimum criteria approved by the City Council for speed humps. Residents have sent an appeal letter to the City Council for consideration.

**RECOMMENDATION:**

Traffic and Parking Commission: Denial  
Staff: Denial. If approved however on this Consent Agenda, Council overrides staff's denial and Speed Humps will be installed.

**BACKUP DOCUMENTATION:**

Map

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.  
(9:54 - 9:58)  
1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: ADMINISTRATIVE**  
**DIRECTOR: DOUGLAS A. SELBY**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-39-2005 - Approval of a Resolution Concurring in Certain Actions Regarding the Boundaries of the Las Vegas Clark County Library District and the Henderson District Public Libraries

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The Las Vegas Clark County Library District (LVCCLD) and the Henderson District Public Libraries (HDPL) have negotiated a proposed solution to the boundary dispute regarding the HDPL's request that the LVCCLD transfer LVCCLD jurisdiction to collect tax revenue and be responsible for library services for the area of "West Henderson." LVCCLD initially denied the HDPL's request for the transfer, and the City of Henderson subsequently sought legislation in the current session of the Nevada legislature to permanently alter the boundaries of the HDPL to be coterminous with the City of Henderson. Both parties have accepted a permanent solution to disputes over which agency should serve the greater Henderson area. The proposed solution is dependent upon concurrence from the City of Henderson, the City of Las Vegas, and action to modify the boundaries by the Clark County Board of Commissioners. This resolution serves as the City of Las Vegas' concurrence with the proposed solution.

**RECOMMENDATION:**

Approval of Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-39-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**

**DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-40-2005 - Approval of a Resolution directing the City Treasurer to prepare the Sixty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact:**

**No Impact**

**Amount:**

**Budget Funds Available**

**Dept./Division:**

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Summerlin Village 23A, Unit No. 2.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-40-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

---

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-41-2005 - Approval of a Resolution approving the Sixty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Summerlin Village 23A, Unit No. 2.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-41-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-42-2005 - Approval of a Resolution directing the City Treasurer to prepare the Sixteenth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Summerlin Village 23A, Unit No. 2.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-42-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-43-2005 - Approval of a Resolution approving the Sixteenth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (Wolfson)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Acquisition, construction and installation of streets, sanitary sewer, storm sewers, and water main projects. Parcel is located in Summerlin Village 23A, Unit No. 2.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-43-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-44-2005 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2006) (\$49,240.38 - Capital Projects Fund - Special Assessments) - Ward 1 (Tarkanian)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$49,240.38
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/SID
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Capital Projects Fund - Special Assessments

**PURPOSE/BACKGROUND:**

This resolution disposes of protests and confirms the final assessment roll for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane. The fiscal amount reflects the maintenance costs from July 2005 through June 2006.

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-44-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

At the conclusion of Item 52, **COUNCILWOMAN TARKANIAN** noted for this item that she and staff met with the residents, who are greatly concerned about the landscaping not being maintained and the 17% increase in cost. However, the residents are willing to work with staff in order to keep the district.

There was no related discussion.

(9:54 - 9:58/10:11 - 10:12)

1-1545/1-2215

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-45-2005 - Approval of a resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in Special Improvement Districts No. 404, 707, 808, and 809 and providing other matters properly relating thereto - Wards 2 and 4 (Wolfson and Brown)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

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

**RECOMMENDATION:**

It is recommended that the City Council adopt this Resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-45-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-46-2005 - Approval of a resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in District 505 and in certain other districts and providing other matters properly relating thereto - All Wards

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

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

**RECOMMENDATION:**

It is recommended that the City Council adopt this resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-46-2005

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

There was no related discussion.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RESOLUTIONS:**

R-47-2005 - Approval of a Resolution to support the Regional Transportation Commission's efforts to bring a bus rapid transit route to the City's downtown and redevelopment areas on Paradise Road, Las Vegas Boulevard, 3rd Street, Casino Center Boulevard, Main Street, and Grand Central Parkway - Wards 1, 3 and 5 (Tarkanian, Reese and Weekly)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The City supports the efforts of the Regional Transportation Commission to bring a bus rapid transit route to the downtown and redevelopment areas on Paradise Road, Las Vegas Boulevard, 3rd Street, Casino Center Boulevard, Main Street, and Grand Central Parkway.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Resolution No. R-47-2005
2. Copy of Regional Transportation Commission letter
3. Submitted after Final Agenda: map of Proposed MAX Route

**MOTIONS:**

**REESE - APPROVED as recommended - UNANIMOUS**

**NOTE: Under Item 3, COUNCILMAN disclosed that the route involved in Item 52 might come close to the Third Street Promenade, for which his brother-in-law ANDREW DONNER is a managing partner, as well as the Lady Luck Casino, with which his brother-in-law has a contract and of which he is the new owner. However, since COUNCILMAN MACK did not believe the resolution would impact his brother-in-law's interest and they have not discussed it, COUNCILMAN MACK would be voting on Item 52.**

**MINUTES:**

Under Item 3, COUNCILMAN MACK requested Item 52 be pulled forward for discussion.

RICHARD GOECKE, Director, Public Works Department, JACOB SNOW, General Manager, and FRED OHENE, Assistant General Manager of the Regional Transportation Commission (RTC), and WILLIAM TSIFORAS, Jacobs Civil, were present.

MR. SNOW indicated that a passenger satisfaction survey was recently completed in the corridor where the MAX vehicles operate, which came back with a 96.6% approval rating compared to a 60% satisfaction rating on the regular bus that operates through the same corridor. The RTC is proposing to

## CITY COUNCIL MEETING OF: MAY 4, 2005

### MINUTES - continued:

extend the MAX service route through the City of Las Vegas as a downtown circulator, connecting all the exciting destinations currently in Las Vegas and those expanding to major destinations in the Resort Corridor.

MR. GOECKE noted that he asked MR. SNOW and his staff to attend this meeting in case the Council had any questions. This project is being funded and driven by the RTC, whose cooperation is needed to make it happen.

MR. OHENE outlined the alignment depicted on the MAX Route map. MR. SNOW added that ten vehicles currently operate along Las Vegas Boulevard, and the intent is to procure 20 additional vehicles, which will allow a vehicle frequency of every 7.5 minutes. The Congressional Delegation has expressed its support. About \$60 million is available for the Resort Corridor Fixed Guideway project. Also, the Federal Transit Administration advised that a significant amount of this funding could be applied toward the inter-model terminal as well.

MAYOR GOODMAN was very pleased with this project, especially since the monorail is not coming downtown. He opined that the vehicles will do a better job in revitalizing and transporting people downtown.

COUNCILMAN MACK stated this is a great backup plan and the frequency and access is better than with the monorail. But, should the monorail ever come downtown, the same alignment could be used. MR. SNOW added that the benefit of this technology is that the vehicles run on rubber tires, which allows the flexibility of taking these vehicles and deploying them in a different corridor at a future date.

MAYOR GOODMAN asked how long it would take to run the length of the route. MR. SNOW could not answer specifically but added that it takes about 13 minutes for the monorail to get from the South Strip to downtown. A three-year timeframe is anticipated to acquire and put in the infrastructure, as the federal process is cumbersome. MAYOR GOODMAN asked if there is anything the Council can do to expedite the project. MR. SNOW replied that he does not like having to wait either, but stressed that he wants to follow the process and avoid the risk of losing the money. The City's Public Works and Planning and Development Departments have been very cooperative. And this is a very flexible option, even though not a permanent solution. The vehicles could be deployed elsewhere, if the monorail comes downtown in the future. He referred to a drawing depicting the conceptual stations and added that they will provide a pedestrian-friendly environment that will bring more capital to the area.

COUNCILMAN MACK pointed out that this project can be completed quicker than the monorail project. MR. SNOW concurred and interjected that the federal government is not willing to invest in the monorail for the downtown area this year, nor the following year, which would mean a timeframe beyond 2010. This is an interim solution with the prospect of becoming permanent, if the City desires.

(9:54 - 9:58/10 - 10:12)

1-1545/1-1763

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PUBLIC WORKS**

**DIRECTOR: RICHARD GOECKE**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilman Wolfson and Councilwoman Tarkanian

Approval of an Agreement for the Purchase and Sale of Real Property whereby the City of Las Vegas (City) sells approximately 2.81 acres of land located in the vicinity of Hualapai Way and Gilmore Avenue known as APN 138-07-103-006 to Lone Mountain Villas, LLC, (Lone Mountain) to develop future housing (\$808,700 revenue less shared closing costs - General Fund) - Ward 4 (Brown)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

On July 30, 2004, staff received a non-binding letter of intent from Lone Mountain for the purchase of approximately 2.81 acres of remnant land owned by the City. Lone Mountain has an Option to Purchase Agreement for five acres adjacent to this property and is proposing to build multi-family housing. Council approved entering into negotiations with Lone Mountain on 8/18/04. This location would be an ideal site for development to serve the growing demands and needs of the community for housing.

**RECOMMENDATION:**

The 5/3/2005 Real Estate Committee and staff recommend approval

**BACKUP DOCUMENTATION:**

Agreement for the Purchase and Sale of Real Property

**MOTIONS:**

**REESE - APPROVED** Items 3-6, 8-25, 27-51, and 53 as recommended - **UNANIMOUS** with **WOLFSON** abstaining on Item 4 because he has performed legal services for Quirk & Tratos, **MACK** abstaining on Items 26 and 27 because they involve approving funding for improvements near property owned by his parents **JOHN** and **JUDY MACK**, and **BROWN** and **TARKANIAN** abstaining on Item 27 because they are members of the Board of Trustees for Catholic Charities

**Items 7 & 52: APPROVED** under separate actions (see individual items)

**Item 26: STRICKEN** under separate action (see individual item)

**MINUTES:**

Under Item 3, COUNCILMAN WOLFSON reported that the Real Estate Committee met to review the Real Estate item on the Consent Agenda and joined with the recommendation of staff that the item be approved by the City Council.

(9:54 - 9:58)

1-1545

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: ADMINISTRATIVE**

**DIRECTOR: ELIZABETH FRETWELL**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

ADMINISTRATIVE:

Report and possible action concerning the status of 2005 legislative issues

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Staff will report on pending legislation of the 2005 Nevada State Legislature.

**RECOMMENDATION:**

It is recommended that the City Council accept the report and direct staff, if necessary.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - Motion ACCEPTING the Report as recommended and including all comments made (see verbatim transcript) - UNANIMOUS**

**MINUTES:**

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

APPEARANCES:

- OSCAR GOODMAN, Mayor
- BETSY FRETWELL, Deputy City Manager
- BRAD JERBIC, City Attorney
- MICHAEL MACK, Councilman
- GARY REESE, Councilman
- LOIS TARKANIAN, Councilwoman
- LARRY BROWN, Councilman

(10:17 - 10:31)

1-2534

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Ronald E. Midby, 272 Deerleap Circle, Henderson, Nevada 89052

**Fiscal Impact:**

No Impact

**Amount:**

Budget Funds Available

**Dept./Division:**

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

**MOTIONS:**

**REESE - Motion to bring forward and STRIKE Items 26, 58, and 61 and Hold in ABEYANCE Item 55 to 5/18/2005 - UNANIMOUS**

**MINUTES:**

There was no discussion.

(9:53 - 9:54)

1-1490

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Allison J. Urbinato, 9640 Lighthouse Avenue, Las Vegas, Nevada 89148

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Support letter from proposed employer, Douglas DaSilva, Managing Member for Artisan Hotel and Spa, LLC

**MOTIONS:**

**REESE - APPROVED the appeal, thereby granting a site-specific work card subject to a six-month (11/2/2005) review - motion carried with TARKANIAN voting NO**

**MINUTES:**

The appellant was present.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), indicated that the criminal history and charges were represented in the confidential report. The final disposition on the subsequent and final charge is accessory to robbery. The employer, who was present in the audience, is willing to hire MS. URBINATO despite her criminal background.

MAYOR GOODMAN verified with the employer that he is cognizant of the hiring practices. He then confirmed with MS. URBINATO that she successfully completed probation. MS. URBINATO stated that she is already working at the restaurant. DETECTIVE RODD interjected that she needs the work card to be able to serve alcohol. MAYOR GOODMAN advised MS. URBINATO to inform Metro if she changes job location, because the work card would be issued site specific.

(1:59 - 2:02)

4-610

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Michael Emanuel, 2901 Industrial Road, Las Vegas, Nevada 89109

**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

**MOTIONS:**

**REESE - APPROVED** the appeal, thereby granting a site-specific work card subject to a six-month (11/2/2005) review - UNANIMOUS

**NOTE: COUNCILMAN REESE** disclosed that **MR. EMANUEL** is employed at the 7-Eleven in the same plaza where his barbershop is located, and it is owned by **MR. HARRINGTON**, who was present to testify. He asked **CITY ATTORNEY JERBIC** if he could vote. **CITY ATTORNEY JERBIC** opined that he did not believe **COUNCILMAN REESE** had any interest in this case; but, if he could not put aside his friendship with **MR. HARRINGTON** and vote independently, then he should abstain. **COUNCILMAN REESE** indicated he would be participating and voting because the owner of this establishment is stepping up and giving the appellant a second chance, which the Council supports.

**MINUTES:**

The appellant was present.

**STACY RODD**, Detective, Las Vegas Metropolitan Police Department (Metro), indicated he made contact with **MR. HARRINGTON**, who is in support of the employment despite **MR. EMANUEL'S** history. **DETECTIVE RODD** agreed that **MR. EMANUEL** is putting in a lot of effort and he is a good employee.

**MAYOR GOODMAN** urged **MR. EMANUEL** not to let the Council down and advised him to inform Metro if he should change employment location because the work card is site specific.

(2:02 - 2:04)

4-708

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: John Scott Fahrney, 525 E. St. Louis Avenue, Apt. 218, Las Vegas, Nevada 89104

**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:**

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Support letter from proposed employer, Jim Firzlaff, Executive Administrator for Trinity Life Center

**MOTIONS:**

**REESE - Motion to bring forward and STRIKE Items 26, 58, and 61 and Hold in ABEYANCE Item 55 to 5/18/2005 - UNANIMOUS**

**MINUTES:**

There was no discussion.

(9:53 - 9:54)

1-1490

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

---

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

ABEYANCE ITEM - Discussion and possible action on Appeal of Work Card Denial: Approved October 20, 2004 subject to a six month review: Michael J. Amsbary, 2725 W. Wigwam Avenue, Apt. 1089, Las Vegas, Nevada 89123

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

**MOTIONS:**

**REESE - APPROVED a permanent work card - UNANIMOUS**

**MINUTES:**

The appellant was present.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), stated the confidential report gives details of the initial concerns with the appellant's criminal history and the six-month review. Metro staff conversed with the employer, who indicated that MR. AMSBARY is still an employee in good standing at Bonanza General Store and that he wishes to continue his employment. MAYOR GOODMAN was pleased to hear that MR. AMSBARY is doing well and that the Council made the right decision six months ago in issuing him a work card.

(2:04 - 2:06)

4-797

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

ABEYANCE ITEM - Discussion and possible action on Appeal of Work Card Denial: Approved October 20, 2004 subject to a six month review: Meredith Howard Polzel, 320 S. First Street, Las Vegas, Nevada 89101

**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:**

1. Appellant Letter of Appeal and City Clerk Notification Letter to Appellant
2. Letter from prospective employer

**MOTIONS:**

**REESE - APPROVED a permanent work card - UNANIMOUS**

**NOTE: The following disclosure was made under Item 57 and included for this matter as well at the request of COUNCILMAN REESE: COUNCILMAN REESE disclosed that MR. EMANUEL is employed at the 7-Eleven in the same plaza where his barbershop is located, and it is owned by MR. HARRINGTON, who was present to testify. He asked CITY ATTORNEY JERBIC if he could vote. CITY ATTORNEY JERBIC opined that he did not believe COUNCILMAN REESE had any interest in this case; but, if he could not put aside his friendship with MR. HARRINGTON and vote independently, then he should abstain. COUNCILMAN REESE indicated he would be participating and voting because the owner of this establishment is stepping up and giving the appellant a second chance, which the Council supports.**

**MINUTES:**

The appellant was present.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), indicated this matter also involves a work card for employment at the 7-Eleven located at 2431 East Bonanza, which MR. HARRINGTON owns. Contact was made with MR. HARRINGTON, who indicated that he is willing to continue employing MR. POLZEL because he is a good employee.

(2:06 - 2:08)

4-858

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Discussion and possible action on Appeal of Work Card Denial: Steven Lorrell Brown, Sr., 5337 Mountain View Drive, Las Vegas, Nevada 89146

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

**MOTIONS:**

**REESE - Motion to bring forward and STRIKE Items 26, 58, and 61 and Hold in ABEYANCE Item 55 to 5/18/2005 - UNANIMOUS**

**MINUTES:**

There was no discussion.  
(9:53 - 9:54)  
1-1490

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Hearing, discussion and possible action regarding complaint seeking disciplinary action against Edgar Wrenn and Elsie Wrenn d/b/a Del Mar Resort Motel, 1411 Las Vegas Boulevard South, Las Vegas, Clark County, Nevada, for violations of Titles 6 and 10 of the Las Vegas Municipal Code and NRS Chapter 201 - Ward 3 (Reese)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Hearing, discussion and possible action regarding disciplinary complaint.

**RECOMMENDATION:**

Recommend revocation of Motel License No. M08-00091-5-0002202.

**BACKUP DOCUMENTATION:**

1. Complaint for Disciplinary Action
2. Submitted at meeting: Exhibit No. 1 - original Receipt of Copy with attached original Affidavit of Service and Order Approving Complaint and Notice of Hearing
3. Submitted at meeting: Exhibit No. 2 - Certificate of Death for Elsie Wrenn
4. Submitted at meeting: Exhibit No. 3 - Application and Affidavit for Search Warrant
5. Submitted at meeting: Exhibit No. 4 - Room Rate Sheet
6. Submitted at meeting: Exhibit No. 5 - Count sheet found in condom box
7. Submitted at meeting: Exhibit No. 6 - Statistical Data Charts 1-5 (informational only)

**MOTIONS:**

**REESE - Approved REVOCATION of the License - UNANIMOUS with GOODMAN abstaining because he was absent for most of the discussion on this item**

**MINUTES:**

NOTE: Videotape was shown but not submitted.

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

**APPEARANCES:**

- OSCAR GOODMAN, Mayor
- WILLIAM HENRY, CLV Sr. Litigation Counsel
- GREGORY MILLS, Attorney representing Edgar Wrenn
- JEROME MOONEY, Attorney, representing Edgar Wrenn
- CLYDE DeWITT, Attorney, representing Edgar Wrenn
- GARY REESE, Councilman
- BRAD JERBIC, City Attorney
- JIM DiFIORE, Manager, Business Services
- CHAD RUSSELL, Detective, Las Vegas Metropolitan Police Department

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

BEVERLY K. BRIDGES, Chief Deputy City Clerk

FEMALE SPEAKER IN AUDIENCE

UNIDENTIFIED MALE SPEAKER

LARRY BROWN, Councilman

LAWRENCE WEEKLY, Councilman

STEVE WOLFSON, Councilman

UNIDENTIFIED SPEAKER

BARBARA JO RONEMUS, City Clerk

ERIC FRICKER, Sergeant, Las Vegas Metropolitan Police Department

RICHARD SHIVES, Del Mar employee

DOREEN WALTON, Detective, Las Vegas Metropolitan Police Department

LAURA CODY, Officer, Las Vegas Metropolitan Police Department

STAVROS ANTHONY, Captain of Vice Narcotics, Las Vegas Metropolitan Police Department

EDGAR WRENN, owner of Del Mar Motel

MICHAEL MACK, Councilman

RECESS: 11:54 & 1:03 - 1:12

(10:31 - 1:59)

1-3229/2-1/3-1/4-1

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

CONSENT  DISCUSSION

**SUBJECT:**

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

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

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

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Submitted at meeting: Metro Calls for Service Data Sheets
3. Submitted at meeting: Metro Pictures of Activity at Bells Market

**MOTIONS:**

**WEEKLY - APPROVED the license, authorizing MR. DiFIORE to unilaterally pull the license and cease sales of beer and wine, pending submission by MR. DiFIORE of his material to the City Attorney's Office in order to file a complaint before the City Council, if MR. SHOSHANI violates any of the following conditions: 1) a review of conditions at the Council meeting of 9/21/2005; 2) employment by the applicant of a licensed security firm to address the cluster of people in the parking lot; 3) installation of video surveillance system to aid in monitoring activity inside and outside the store; 4) posting of signs inside and outside the store notifying patrons of the video surveillance system; and 5) cooperation with Metro and the hired security company to enforce the trespassing of undesirables and to enforce the no loitering and no alcohol consumption regulations within 1,000 feet of this establishment - UNANIMOUS**

**MINUTES:**

NOTE: This matter was trailed until the arrival of the applicant's attorney.

The applicant was present, accompanied by his attorney DAVID CROSBY.

JIM DiFIORE, Manager, Business Services, deferred to STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), to update the Council. DETECTIVE RODD reported that this matter has been reviewed several times. There has been a rise in calls for service, which is ostensibly alarming; however, those calls have been made by the owner, manager, and other employees summoning police assistance. Which is the correct recourse. Although, Metro would prefer that the owner take remedial measures that would prevent Metro from having to respond.

MAYOR GOODMAN verified with DETECTIVE RODD that MR. SHOSHANI has been very

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

cooperative and forthcoming about the nature of the calls for service. DETECTIVE RODD added that MR. SHOSHANI has a very good relationship with the officers patrolling the area.

MR. DiFIORE interjected that the temporary license was issued two times and could no longer be issued. He suggested a permanent license be issued with the following conditions: 1) a review of conditions at the Council meeting of 9/21/2005; 2) the applicant shall employ a licensed security firm to address the cluster of people in the parking lot; 3) the applicant shall install a video surveillance system to aid in monitoring activity inside/outside the store; 4) the applicant shall post signs inside/outside the store notifying patrons of the video surveillance system; and 5) the applicant shall work with Metro and his hired security company to enforce the trespassing of undesirables and to enforce the no loitering and no alcohol consumption regulation within 1,000 feet of this establishment.

COUNCILMAN WEEKLY expressed his opposition to issuing a permanent license, stating that MR. SHOSHANI is very kind and cooperative and brings needed services to the neighborhood; however, he has not done anything to address the huge loitering problem at this location. The magnitude of loitering is a real concern to COUNCILMAN WEEKLY, given that youth are involved and given the alcoholic beverage sales.

CITY ATTORNEY JERBIC advised that the Code does not allow the issuance of a temporary license more than twice. The Council has three options: 1) to issue an unconditional license; 2) to issue a license with conditions; or 3) to deny the license. COUNCILMAN WEEKLY verified with CITY ATTORNEY JERBIC that any violations of the conditions would validate revocation of the license. CITY ATTORNEY JERBIC added that any violations could be brought before the Council for review, and the Council could revoke the license if it determines a violation took place.

ATTORNEY CROSBY indicated that MR. SHOSHANI is in concurrence with the conditions as outlined, as he is willing to do anything within his capacity to resolve the loitering problems. Any improvements will help his business.

COUNCILMAN WEEKLY stressed that the type of activity taking place at this location really bothers him, to the point where he felt uncomfortable issuing the permanent license. He opted to hold this matter for two weeks. MR. DiFIORE pointed out that the license would expire the following day at midnight. CITY ATTORNEY JERBIC interjected that, with MR. SHOSHANI'S consent, the Council could authorize MR. DiFIORE to shut the liquor license down, upon MR. DiFIORE'S finding of a violation of a condition, until the Council could hear the complaint. MAYOR GOODMAN explained that MR. SHOSHANI in essence would be getting a conditional permanent license. After conferring with MR. SHOSHANI, ATTORNEY CROSBY concurred with this condition.

MR. RODD interjected that the security company currently in place is ineffective. MR. SHOSHANI needs to understand that he needs to hire a reputable, effective security firm given COUNCILMAN WEEKLY'S concerns and that MR. SHOSHANI'S business could be shut down.

CITY ATTORNEY JERBIC affirmed that such a condition is legal. He clarified that, if there is a violation of any condition, MR. DiFIORE could unilaterally pull the license, pending submission of his material to the City Attorney's Office to file a complaint before the City Council. The Council could

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

then consider the complaint, and, if approved, a hearing could be scheduled within 60 days. MR. SHOSHANI'S business would remain closed until the hearing. MAYOR GOODMAN explicated that the store would remain open; however, beer and wine sales would cease. ATTORNEY CROSBY also concurred with this condition.

(2:08 - 2:09/2:36 - 2:53)

4/-906/4-1987

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Discussion and possible action regarding a Six Month Review of an Auctioneer License, J. P. King Auction Company, Inc., dba J. P. King Auction Company, Inc., 108 Fountain Avenue, Gadsden, Alabama, Jerry C. King, Dir, Pres, Auctioneer, 25%, James S. King, Dir, Exec VP, Auctioneer, 25%, Christie K. Ray, Dir, Secy, Auctioneer, 25% - Alabama

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Six Month Review of an Auctioneer License.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTIONS:**

**REESE - APPROVED extending the temporary license another six months (11/2/2005) - UNANIMOUS**

**MINUTES:**

JENNIFER ROBERTS, Lionel, Sawyer, and Collins, 300 S. Fourth Street, appeared representing the applicant.

JIM DiFIORE, Manager, Business Services, was present.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), reported that there were some violations with regard to company practices undertaken in California, which led to an audit and review of the business activities. During the six-month-review period, the company was audited again and Metro found no more indiscretions or any indication that further violations had occurred. MR. DiFIORE recommended extension of the temporary license for another six months.

(2:09 - 2:11)

4-948

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action regarding a Reflexology Practitioner, Appeal of Denial of Business License, Jie Wu, db at Superior Foot Massage, 2221 Paradise Road, Jie Wu, 100% - Ward 3 (Reese)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Reflexology Practitioner, Appeal of Denial of Business License.

**RECOMMENDATION:**

Recommend the City Council uphold the denial.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Jie Wu

**MOTIONS:**

**REESE - DENIED as recommended - motion carried with GOODMAN voting NO and TARKANIAN and MACK not voting**

**MINUTES:**

MAYOR GOODMAN read Items 65 and 66.

BING JI, owner of Superior Foot Massage, JIE WU, and XIN LI WANG were present, accompanied by ALEX YOUNG, court-certified interpreter.

JIM DiFIORE, Manager, Business Services, indicated that the reasons for denial on Items 65 and 66 mirror each other. He gave an overview of the details involving the appellants and the reasons for denial, as indicated in the Agenda Memo included in the backup for each item.

STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), added that, when the applicants were questioned during separate interviews about the documents submitted, they each admitted they knew the school did not exist and that the documents accompanying the applications were false.

MAYOR GOODMAN asked the applicants why false documents were submitted. Through the interpreter, the applicants indicated they did not know the school was not certified.

DETECTIVE RODD referenced a document the applicants represented as proof of 500 hours of training in reflexology, which is a pre-requisite for obtaining a reflexology license. MAYOR GOODMAN asked why the applicants went to a different school. The interpreter answered for MR. JI that he received notice from City Business Services that the Atlanta Massage Training Center was not certified. The

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

applicants then decided to go to a certified school in California to obtain certification. MR. DiFIORE added that the applications were denied because they were incomplete. The transcripts for the school in California show that the applicants were enrolled between July 26, 2004, and October 26, 2004, which means that the application made on the Atlanta Massage Training Center was made during the time they were in school in California. By way of the interpreter, MR. JI indicated that they were in school before they graduated.

MR. JI further explained that a gentleman claiming to be with the Atlanta Massage Training Center in Atlanta offered to train the applicants in Las Vegas for a two-week period. The gentleman showed him a diploma and certification. He paid \$600 for each applicant's two-week training, after which the gentleman was to forward a training diploma to each applicant. That diploma was used for the first license application. Subsequently, Business Services informed the applicants that the diploma was not valid. MS. WU and MS. WONG tried to get a graduation certificate. In summary, MR. JI remarked that there was a miscommunication during the interview with Metro because the interpreter Metro used spoke Cantonese and the applicants speak Mandarin. He felt that he and the applicants are the victims, because the Atlanta Massage Training Center was not certified. He urged the Council to give the applicants another chance and approve the licenses. DETECTIVE RODD countered that Metro's interpreter speaks both Cantonese and Mandarin.

MAYOR GOODMAN felt that the Council should be consistent and give the applicants another opportunity since their employer is speaking on their behalf and willing to take a risk by hiring them. COUNCILMAN REESE stated that the employer was involved in the application process and falsifying information. MR. DiFIORE indicated that MR. JI was fully aware of the process. DETECTIVE RODD opined that the actions these applicants took are a direct assault on the City. The investigation process requires complete honesty and full disclosure to Metro, so it can bring that information to the Council to make an informative decision on whether an applicant has the character and suitability to obtain a license.

DETECTIVE RODD pointed out that the Municipal Code requires that reflexology practitioners attend an institution to obtain certification; these applicants contracted someone from an institution that is not accredited to come to an off-site place.

MR. DiFIORE explained the practice of reflexology to the Mayor.

MAYOR GOODMAN stressed that he would feel more comfortable if the applicants understood English.

(2:11 - 2:30)

4-1020

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action regarding a Reflexology Practitioner, Appeal of Denial of Business License, Xin Li Wang, db at Superior Foot Massage, 2221 Paradise Road, Xin Li Wang, 100% - Ward 3 (Reese)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding a Reflexology Practitioner, Appeal of Denial of Business License.

**RECOMMENDATION:**

Recommend the City Council uphold the denial.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Letter from Xin Li Wang

**MOTIONS:**

**REESE - DENIED as recommended - motion carried with GOODMAN voting NO and TARKANIAN and MACK not voting**

**MINUTES:**

BING JI, owner of Superior Foot Massage, JIE WU, and XIN LI WANG were present, accompanied by ALEX YOUNG, court-certified interpreter.

JIM DiFIORE, Manager, Business Services, and STACY RODD, Detective, Las Vegas Metropolitan Police Department (Metro), were present.

NOTE: See Item 65 for all related discussion.

(2:11 - 2:30)

4-1020

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**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, Lucky Champ, Inc., dba Lucky Champ, Inc., 1420 West Bonanza Road, Vinay Baway, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This request is for consideration of a temporary license while the applicant is undergoing a background investigation by the Las Vegas Metropolitan Police Department. The applicant has been previously investigated and approved by the City Council on October 20, 1999 to hold a Beer/Wine/Cooler Off-sale License and continues to hold this license today.

**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 Vinay Bawa

**MOTIONS:**

**WEEKLY - APPROVED the temporary license with a six-month (11/2/2005) review, 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 TARKANIAN not voting**

**MINUTES:**

The applicant was not present.

JIM DiFIORE, Manager, Business Services, reported that the applicant moved to West Charleston and leased the premises to another applicant. The applicant has been licensed for a little over a year. This matter involves a new application for this location. The requirements for consideration of a temporary approval were met. He suggested approval as recommended with a six-month review.

(2:30 - 2:31)

4-1735

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: FINANCE & BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action regarding approval of issuance of a purchase order for RMV1 Multibay Meter multispace parking meters - Department of Detention and Enforcement - Award recommended to: REINO PARKING SYSTEMS (\$63,710 - Municipal Parking Enterprise Fund)

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$63,710.00
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Detention & Enforcement
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Municipal Parking EF

**PURPOSE/BACKGROUND:**

This request provides for the purchase of RMV1 Multibay Meter multispace parking meters for on-street parking in the area of the Regional Justice Center.

This item is exempt from the competitive bidding process pursuant to NRS 332.115.1(a) Items which may only be contracted from a sole source.

PCC: G Leaf  
POC: Bob Levin - (972) 547-6629  
CFN: 050608

**RECOMMENDATION:**

That the City Council approve the issuance of a purchase order for RMV1 Multibay Meter multispace parking meters in the amount of \$63,710 to Reino Parking Systems.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED as recommended - UNANIMOUS**

**MINUTES:**

MARK VINCENT, Director, Finance and Business Services, deferred to KAREN COYNE, Detention and Enforcement, who made a presentation. She indicated that she oversees the Parking and Enforcement Division and opined that it is time to move forward with the plan to install multi-space parking meters in the area of the Regional Justice Center. The suggested technology offers the ability to take cash/coin, debit/credit card, use of cellular phone to pay for additional time, and text messaging. She recommended purchasing 15 meters.

COUNCILMAN WOLFSON questioned the cost of a standard meter. MS. COYNE indicated that the single-space meters cost \$500.

(2:31 - 2:35)  
4-1789

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA JACKSON**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action to name a park located at Elkhorn and Fort Apache - Ward 6 (Mack)

**Fiscal Impact:**

No Impact

**Amount:**

Budget Funds Available

**Dept./Division:**

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

At the monthly Parks and Recreation Advisory Commission meeting held April 13, 2005, the park naming subcommittee submitted the name Winding Trails Park for the 5.6 acre park site located at Elkhorn and Fort Apache. A vote by the Board was approved to recommend the name to City Council.

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**MACK - APPROVED Winding Trails Park - UNANIMOUS**

**MINUTES:**

BILLY BASTIAN, Deputy Director, Leisure Services, reviewed the information under the Purpose/Background section and concurred with the recommended name.

COUNCILMAN MACK appreciated staff's efforts in naming the parks. The residents are looking forward to using the parks involved in Items 69-73.

(10:12 - 10:13)

1-2261

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA JACKSON**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action to name a park located at Horse Road and Bradley Road - Ward 6 (Mack)

**Fiscal Impact:**

No Impact

**Amount:**

Budget Funds Available

**Dept./Division:**

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

At the monthly Parks and Recreation Advisory Commission meeting held April 13, 2005, the park naming subcommittee submitted the name of Bradley Bridle Horse Park for the 4.8 acre park site located at Horse Road and Bradley Road. A vote by the Board was unanimous to recommend the name to City Council.

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**MACK - APPROVED Bradley Bridle Park - UNANIMOUS**

**MINUTES:**

BILLY BASTIAN, Deputy Director, Leisure Services, reviewed the information under the Purpose/Background section and concurred with the recommended name.

NOTE: See Item 69 for related discussion.

(10:13 - 10:14)

1-2318

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA JACKSON**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action to name a park located at Alexander and Tenaya Way - Ward 4 (Brown)

**Fiscal Impact:**

No Impact

**Amount:**

Budget Funds Available

**Dept./Division:**

Augmentation Required

**Funding Source:**

**PURPOSE/BACKGROUND:**

At the monthly Parks and Recreation Advisory Commission meeting held April 13, 2005, the park naming subcommittee submitted the name Barkin' Basin for the 7.75 acre park site located at Alexander and Tenaya Way. A vote by the Board was unanimous to recommend the name to City Council.

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**BROWN - APPROVED Barkin' Basin - UNANIMOUS**

**MINUTES:**

BILLY BASTIAN, Deputy Director, Leisure Services, reviewed the information under the Purpose/Background section and concurred with the recommended name.

NOTE: See Item 69 for related discussion.

(10:14)

1-2355

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA JACKSON**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Discussion and possible action to name a park located at Grand Teton and Hualapai Way - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

At the monthly Parks and Recreation Advisory Commission meeting held April 13, 2005, the park naming subcommittee submitted the name Gilcrease Brothers Park for the 10 acre park site located at Grand Teton and Hualapai Way. A vote by the Board was approved to recommend the name to City Council.

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**MACK - APPROVED Gilcrease Brothers Park - UNANIMOUS**

**MINUTES:**

BILLY BASTIAN, Deputy Director, Leisure Services, reviewed the information under the Purpose/Background section and concurred with the recommended name.

COUNCILMAN MACK called forward BILL GILCREASE to honor him for all his and his brother's work with the Gilcrease Orchards. TED GILCREASE passed away this year. The name for this park is so apropos, and it is the least the City could do for all the good things the GILCREASES have done for this community.

MR. GILCREASE expressed his appreciation and on behalf of his brother. He is glad about opening another park, because children need more recreational areas in this Valley.

NOTE: See Item 69 for other related discussion.

(10:14 - 10:17)

1-2396

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: LEISURE SERVICES**

**DIRECTOR: BARBARA JACKSON**

CONSENT  DISCUSSION

**SUBJECT:**

Discussion and possible action on naming a park located at Fort Apache and Iron Mountain - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

At the monthly Parks and Recreation Advisory Commission meeting held April 13, 2005, the park naming subcommittee submitted the name Indian Hills Park for the 10.5 acre park site located at Fort Apache and Iron Mountain. A vote by the Board was unanimous to recommend the name to City Council.

**RECOMMENDATION:**

Staff recommends City Council approval

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**MACK - APPROVED Indian Hills Park - UNANIMOUS**

**MINUTES:**

BILLY BASTIAN, Deputy Director, Leisure Services, reviewed the information under the Purpose/Background section and concurred with the recommended name.

NOTE: See Item 69 for related discussion.

(10:17)

1-2497

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Report and possible action on the Governor's Workforce Housing Initiative of Nevada (WHIN) regarding potential Bureau of Land Management sites for affordable housing - All Wards

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The Nevada State Housing Division has contacted the city of Las Vegas to inquire if the city would be willing to identify potential pieces of Bureau of Land Management (BLM) properties within the city limits which the city might consider for endorsement to the BLM that they be deeded to the State for the purpose of creating affordable housing.

**RECOMMENDATION:**

Receive report from Lon DeWeese of the State of Nevada Housing Division and direct staff to proceed in identifying potential BLM sites and develop a list of city specifications for development of each site to include affordable housing.

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - ABEYANCE to 6/15/2005 - UNANIMOUS**

**MINUTES:**

STEPHEN HARSIN, Deputy Director, Neighborhood Services, requested this matter be postponed because the individual that was invited to make a presentation had to leave.

(2:35 - 2:36)

4-1938

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: ADMINISTRATIVE**  
**DIRECTOR: DOUGLAS A. SELBY**

CONSENT  DISCUSSION

**SUBJECT:**

RESOLUTIONS:

R-48-2005 - Discussion and possible action regarding a Resolution opposing the Adoption of Senate Bill 327 Transferring the Responsibility for the Construction and Maintenance of Benches and Bus Shelters for Public Mass Transportation from the Local Governments to the Regional Transportation Commission

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

Senate Bill 327 would transfer the authority to provide for benches and shelters for passengers of public mass transportation from the City to the Regional Transportation Commission. The City has a long, successful history of providing for benches and shelters. If SB 327 is approved, the City would suffer loss of revenue and loss of control over City-owned rights-of way.

**RECOMMENDATION:**

Approval of the resolution.

**BACKUP DOCUMENTATION:**

Resolution No. R-48-2005

**MOTIONS:**

**BROWN - APPROVED R-48-2005, with the acknowledgement that the City will procedurally address any issues SENATOR LEE has - UNANIMOUS**

**MINUTES:**

DEPUTY CITY MANAGER FRETWELL indicated this resolution establishes a position for the City of Las Vegas in opposition to SB 327. In addition, it suggests that the way to resolve this measure is by having quarterly meetings with the Regional Transportation Commission to identify bus stop shelter sites that are in need of development. Bus stop shelters are erected through franchising to avoid those costs to the taxpayers and, at the same time, generate money for the City. However, the advertising revenue the franchisee receives has been dwindling over the last several years, thereby dwindling the City's revenues. The franchise that is in effect for the bus stop shelter assists in avoiding certain associated costs. She noted that the County Commission adopted a similar resolution at its recent meeting.

LARRY HAUGSNESS, Director, Field Operations, indicated the City generates about \$120,000 each year through the franchise agreement, which is very beneficial.

COUNCILMAN BROWN said that he spoke with SENATOR LEE, who sponsored SB 327, and assured him that the City would do everything procedurally possible to make sure some of the concerns he raised at the legislature are addressed. But COUNCILMAN BROWN also advised him that the City is opposed to any changes because the operation is working well. COUNCILMAN BROWN expressed

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

his support of R-48-2005, but acknowledged that the City will procedurally address any issues.

COUNCILMAN MACK confirmed with MR. HAUGSNESS that the revenues were higher at one period. MR. HAUGSNESS added that at one time the contract required payment in a fixed amount for shelters. The existing contract with the two companies now requires a flat percentage rate.

COUNCILMAN MACK indicated his support for the resolution but felt that improvements could be made in maintaining the bus stop shelters and in cooperating with the other entities, as pointed out by SENATOR LEE in a previous discussion COUNCILMAN MACK held with him.

(2:53 - 3:00)

4-2762

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO RONEMUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

BOARDS AND COMMISSIONS

ABEYANCE ITEM - Discussion and possible action on the appointment and reappointment of members to the Neighborhood Partners Fund Board for Fiscal Year 2006

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The Neighborhood Partners Fund Board consists of 13 members and was created to review Neighborhood Partners Fund applications and recommend awards to the City Council. It is designed to assist citizens in improving the quality of life for City of Las Vegas neighborhoods and directly responds to two of the City Council's priorities: Support and encourage affordability, livability, and pride in our neighborhoods and provide an open government which allows access, participation, and respectful communication using traditional and technically advanced methods. This Board is being reconvened to review these applications and select the recipients for FY 2006. This appointment becomes effective April 30, 2005. Each member's term will expire April 30 of each year. Procedure for this Board is appointment by Mayor and City Council. This item was held in abeyance at the April 20, 2005 City Council meeting for the new appointment for the Ward 5 Neighborhood Representative.

**RECOMMENDATION:**

New Appointment: Ward 5 Neighborhood Rep-Jill Lindsey

**BACKUP DOCUMENTATION:**

Agenda Memo

**MOTIONS:**

**WEEKLY - Motion to APPOINT JILL LINDSEY - UNANIMOUS**

**Clerk to notify**

**MINUTES:**

There was no discussion.

(3:00)

4-3127

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2005-18 - Updates the City's drought plan ordinance to reflect a change in terminology from "drought emergency" to "drought critical." Sponsored by: Councilman Larry Brown

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

On March 2, 2005, the City Council approved a revision to the Southern Nevada Water Authority's Drought Plan. Among other things, the revised plan requires a change in terminology from "drought emergency" to "drought critical." This bill will revise the City's drought plan ordinance accordingly.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 4/19/2005 Recommending Committee.

First Reading - 4/6/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-18

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5765 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

There was no discussion.

(3:00 - 3:01)

4-3173

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2005-19 - Adopts the International Energy Conservation Code, 2003 Edition, along with the document entitled "2003 Southern Nevada International Energy Conservation Code Amendments," as replacements for the Model Energy Code, 1992 Edition, and the Supplemental Document amending that code. Proposed by: Paul Wilkins, Director of Building and Safety

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The Model Energy Code has been replaced by the International Energy Conservation Code. This bill will adopt the 2003 Edition of the International Energy Conservation Code, along with the document entitled "2003 Southern Nevada International Energy Conservation Code Amendments," in place of the Model Energy Code.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 4/19/2005 Recommending Committee.

First Reading - 4/6/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-19

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as First Amendment as Ordinance No. 5766 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

PAUL WILKINS, Director, Building and Safety, was present.

CHIEF DEPUTY CITY ATTORNEY VAL STEED recommended a first amendment making the effective date 8/1/2005.

(3:01 - 3:02)

4-3211

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:**

Bill No. 2005-21 - Amends the City's Fire Code to require the installation of automatic sprinkler systems in existing residential board and care facilities. Proposed by: David L. Washington, Chief, Department of Fire and Rescue

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This bill will require the installation of automatic sprinkler systems in existing residential board and care facilities. The bill is in response to a fire event last year, in which two persons died in a board and care facility that was not equipped with sprinklers. The bill will allow such facilities a reasonable period of time, up to January 1, 2006, to make the installation. In accordance with State law, a business impact statement has been prepared for this bill, and approval to proceed has been granted by the State Board of Examiners.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 4/19/2005 Recommending Committee.

First Reading - 4/6/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-21

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5767 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

DEPUTY CHIEF BOB FASH, Las Vegas Fire and Rescue, was present.

(3:02 - 3:03)

4-3279

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2005-22 - Amends the City's Fire Code to update fire protection requirements for certain structures and occupancies. Proposed by: David L. Washington, Chief, Department of Fire and Rescue

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

This bill will update fire protection requirements for facilities providing board and care, for condominiums, and for certain high-rise structures. The updates are intended to conform to State-law requirements and to address current trends in condominium development and high-rise residential development.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 4/19/2005 Recommending Committee.

First Reading - 4/6/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-22

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5768 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

DEPUTY CHIEF BOB FASH, Las Vegas Fire and Rescue, was present.

(3:03 - 3:04)

4-3326

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2005-23 - Levies Assessment for Special Improvement District No. 1501 - Downtown Street Rehabilitation Phase III (District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. Sponsored by: Step Requirement

**Fiscal Impact:**

<input type="checkbox"/> No Impact	<b>Amount:</b>	\$58,767.02
<input checked="" type="checkbox"/> Budget Funds Available	<b>Dept./Division:</b>	Public Works/SID
<input type="checkbox"/> Augmentation Required	<b>Funding Source:</b>	Capital Projects Fund/Special Assessments

**PURPOSE/BACKGROUND:**

Construction and installation of streetlights. The District boundaries are Fremont Street on the north, 15th Street on the east, Charleston Boulevard on the south and 13th Street on the west. The assessments will be paid over a 5-year period.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 4/19/2005 Recommending Committee.

First Reading - 4/6/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-23

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5769 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

There was no discussion.

(3:04 - 3:05)

4-3380

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2005-24 - Annexation No. A-0054-99(A) - Property location: On the northeast corner of Tropical Parkway and Moonlight Drive; Petitioned by: U. S. Home; Acreage: 1.44 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the northeast corner of Tropical Parkway and Moonlight Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (May 13, 2005) is set by this ordinance.

**RECOMMENDATION:**

ADOPTION at 5/4/2005 City Council meeting pursuant to the 5/3/2005 Recommending Committee.

First Reading - 4/20/2005; First Publication - 4/23/2005

**BACKUP DOCUMENTATION:**

Bill No. 2005-24 and Location Map

**MOTIONS:**

**WOLFSON - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5770 - UNANIMOUS**

**Clerk to proceed with second publication**

**MINUTES:**

There was no discussion.

(3:05 - 3:06)

4-3426

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**NEW BILL:**

Bill No. 2005-26 - Annexation No. ANX-3026 - Property location: On the north side of Moccasin Road, between the Buffalo Drive alignment to the east and Spin Ranch Road to the west; Petitioned by: City of Las Vegas; Acreage: 7,683 acres; Zoned: R-U (County zoning), U (RC) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes or re-annexes certain real property generally located as described above. The annexation is at the request of the City, with a statement of non-objection having been filed by the Bureau of Land Management as owner. The annexation was previously the subject of Ordinance No. 5657, recorded in 2004, but is being reprocessed because of a possible misreading of State law concerning the annexation procedure to be used. This bill will accomplish the annexation/reannexation and establish appropriate effective dates.

**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. 2005-26 and Location Map

**MOTIONS:**

**None required.**

**MINUTES:**

First Reading - Referred - COUNCILMEMBERS WOLFSON and TARKANIAN

5/17/2005 Recommending Committee

5/18/2005 Council Agenda

(3:06 - 3:07)

4-3461

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

**NEW BILL:**

Bill No. 2005-27 - Annexation No. ANX-5528 - Property location: Bounded by Iron Mountain Road to the south, Puli Road to the west, Hualapai Way to the east, and Moccasin Road to the north; Petitioned by: Southwest Desert Equities, LLC, et al.; Acreage: 538.42 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally described as bounded by Iron Mountain Road to the south, Puli Road to the west, Hualapai Way to the east, and Moccasin Road to the north. The annexation is at the request of the majority of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 10, 2005) is set by this ordinance.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Bill No. 2005-27 and Location Map

**MOTIONS:**

**None required.**

**MINUTES:**

First Reading - Referred - COUNCILMEMBERS WOLFSON and TARKANIAN

5/17/2005 Recommending Committee  
5/18/2005 Council Agenda  
(3:06 - 3:07)  
4-3461

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

NEW BILL:

Bill No. 2005-28 - Annexation No. ANX-6042 - Property location: On the west side of Jones Boulevard, between Tropical Parkway and El Campo Grande Avenue; Petitioned by: Leech West, LLC; Acreage: 9.63 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the west side of Jones Boulevard, between Tropical Parkway and El Campo Grande Avenue. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 10, 2005) is set by this ordinance.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Bill No. 2005-28 and Location Map

**MOTIONS:**

None required.

**MINUTES:**

First Reading - Referred - COUNCILMEMBERS WOLFSON and TARKANIAN

5/17/2005 Recommending Committee

5/18/2005 Council Agenda

(3:06 - 3:07)

4-3461

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

CONSENT  DISCUSSION

**SUBJECT:**

NEW BILL:

Bill No. 2005-29 - Annexation No. ANX-6060 - Property location: On the west side of Balsam Street, 270 feet south of Lone Mountain Road; Petitioned by: Serge Charbonneau, et al.; Acreage: 2.79 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The proposed ordinance annexes certain real property generally located on the west side of Balsam Street, 270 feet south of Lone Mountain Road. The annexation is at the request of the property owners. The annexation process has now been completed in accordance with the NRS and the final date of annexation (May 27, 2005) is set by this ordinance.

**RECOMMENDATION:**

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

**BACKUP DOCUMENTATION:**

Bill No. 2005-29 and Location Map

**MOTIONS:**

**None required.**

**MINUTES:**

First Reading - Referred - COUNCILMEMBERS WOLFSON and TARKANIAN

5/17/2005 Recommending Committee

5/18/2005 Council Agenda

(3:06 - 3:07)

4-3461

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

---

**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

NEW BILL:

Bill No. 2005-30 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2006) Sponsored by: Step Requirement

**Fiscal Impact:**

<input type="checkbox"/>	<b>No Impact</b>	<b>Amount:</b>	\$49,240.38
<input checked="" type="checkbox"/>	<b>Budget Funds Available</b>	<b>Dept./Division:</b>	Public Works/SID
<input type="checkbox"/>	<b>Augmentation Required</b>	<b>Funding Source:</b>	Capital Projects Fund - Special Assessments

**PURPOSE/BACKGROUND:**

Levies the assessment for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane. The fiscal amount reflects the estimated maintenance costs from July 2005 through June 2006.

**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. 2005-30

**MOTIONS:**

**None required.**

**MINUTES:**

First Reading - Referred - COUNCILMEMBERS WOLFSON and TARKANIAN

5/17/2005 Recommending Committee

5/18/2005 Council Agenda

(3:06 - 3:07)

4-3461

THE MORNING SESSION RECESSED AT 3:07 P.M., WAS RECALLED AT 3:14 P.M. TO GO INTO CLOSED DOOR SESSION.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: HUMAN RESOURCES**

**DIRECTOR: F. CLAUDETTE ENUS**

CONSENT  DISCUSSION

**SUBJECT:**

CLOSED SESSION - To Be held at Conclusion of Morning Session:

Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss negotiations of the International Association of Firefighters, Local 1285 (IAFF) contract and the Metro Las Vegas Police Protective Association contract

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

To discuss negotiations on the IAFF, Local 1285 contract and Metro PPA contract.

**RECOMMENDATION:**

**BACKUP DOCUMENTATION:**

None

**MOTIONS:**

**REESE - APPROVED to go into a closed meeting in accordance with NRS 288.220 - UNANIMOUS**

**MINUTES:**

There was no discussion.

(3:14)

5-202

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO RONEMUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

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

**MOTIONS:**

**REESE - Motion to STRIKE Item 89 [7075 West Craig Road], Item 91 [6440 West Hammer Lane] and Item 92 [5820 West La Madre Way] and HOLD IN ABEYANCE Item 97 [RQR-6262] to 6/15/2005 - UNANIMOUS with BROWN excused**

**MINUTES:**

COUNCILMAN REESE requested that Item 97 [RQR-6262] be held in abeyance to the 6/15/2005 City Council meeting.

(3:52 - 3:54)

6-1

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

ABEYANCE ITEM - Hearing to consider the appeal regarding the Notice and Order to Abate Dangerous Building located at 7075 W. Craig Road. PROPERTY OWNERS: RICHARD A. & BARBARA L. STIMAC - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The subject property was determined to be a dangerous building(s) as defined in Uniform Code for the Abatement Dangerous Building, 1994 Edition, Section 302, adopted by the Las Vegas Municipal Code 16.08. A Notice and Order to Abate Dangerous Building was mailed to the property owner to correct the nuisance per 16.08 Building/Dangerous; per 19.04 Vehicle Code; per 9.04 Attractive Nuisance, Refuse & Waste, Weeds/Turf; per 9.08 Litter, Garbage; and per 9.12 Outside Storage. Today's hearing is to consider the Appeal to the Notice and Order filed by Rick Burton, alleged owner and responsible party of the property.

**RECOMMENDATION:**

That the City Council approve the Notice and Order to Abate Dangerous Building

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Notice and Order to Abate Dangerous Building
4. Appeal Letter from Appellant
5. Notice of Appeal

**MOTIONS:**

**REESE - Motion to STRIKE Item 89 [7075 West Craig Road], Item 91 [6440 West Hammer Lane] and Item 92 [5820 West La Madre Way] and HOLD IN ABEYANCE Item 97 [RQR-6262] to 6/15/2005 - UNANIMOUS with BROWN excused**

**MINUTES:**

There was no discussion.

(3:52 - 3:54)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

CONSENT  DISCUSSION

**SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 6101 Denver Circle. PROPERTY OWNER: CHARLES ERBACHER - Ward 2 (Wolfson)

**Fiscal Impact:**

<input type="checkbox"/>	No Impact	Amount:	\$1,123.55
<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 Environmental & Construction, Inc., - Nevada to remove all scattered refuse, waste, litter, and debris from the property, remove inoperable/abandoned black Nissan Maxima from the driveway, remove all overgrown weeds and vegetation and posting "No Trespassing" signs on site.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$1,123.55 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WOLFSON - ABEYANCE to 5/18/2005 - UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

STEPHEN HARSIN, Deputy Director of Neighborhood Services, read the purpose/background regarding the condition of the property as a public hazard and an attractive nuisance requiring the described abatement. MR. SANCHEZ recommended the City Council approve the report of expenses in the amount of \$1,123.55; \$977 to ADS Environmental & Construction, Inc., and a 15 percent administrative fee of \$146.55. He recommended that the above charges be filed and recorded against the property as a special assessment and lien and that the Notice and Lien of Assessment should be filed and recorded with the County Treasurer's Office.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

ATTORNEY JOE REIFF appeared on behalf of CHARLES ERBACHER, who was also present. ATTORNEY REIFF explained that this matter was first brought before the City Council on January 19, 2005, and at that time ATTORNEY MARINA KOLIAS represented MR. ERBACHER. ATTORNEY REIFF did not dispute that proper, adequate legal notice was given; however, his client contends that the abatement measures taken by the City were unnecessary and unwarranted. The automobile was operable, and he is unaware of how the City came to the conclusion it was not. In fact, his client has documentation from the Department of Motor Vehicle to show that the car was operating at the time in question. At the January 19, 2005 meeting his client contended that the only place that needed to be cleaned was the backyard and it was minimal. At the same meeting, ATTORNEY KOLIAS summarized that Las Vegas Municipal Code 9.04.010(8) definition of nuisance refers to weeds and turf grass in plain view within the front yard on a developed parcel. ATTORNEY REIFF pointed out that the abatement was done on the backyard. At the January 19, 2005 meeting, ORLANDO SANCHEZ, Director, Neighborhood Services, indicated that if the backyard can be seen in plain view, the entire property is abated. ATTORNEY REIFF contended that this is a case where the administrative agency overstepped their bounds and are not following the Code. ATTORNEY REIFF suggested that the Code eliminate the reference to the front yard if that was the intent and interpretation.

DEPUTY CITY ATTORNEY TOM GREEN suggested that the item be abeyed so that he could personally meet with ATTORNEY REIFF and his client to review the entire matter. Additionally, because he is not familiar with the various issues, he is not able to advise the Council. ATTORNEY REIFF agreed to the abeyance.

COUNCILMAN WOLFSON did not object to giving the applicant one more chance. Upon reviewing all backup documentation, he found that this has been an on-going issue since August of 2004. He verified with MR. HARSIN that Neighborhood Services creates a log and records everything that occurs, be it a telephone call or a visit to the property. The issue seems to be the \$1,100 lien. ATTORNEY REIFF rebutted that it is not only the expense issue but the principle, not only for his client, but also for other property owners, especially if the City is taking the position where they will abate backyards if they can be seen from the front. COUNCILMAN WOLFSON doubted that to be the case. He agreed to the two-week abeyance, but emphasized that both ATTORNEY REIFF and DEPUTY CITY ATTORNEY GREEN resolve this issue before the next City Council meeting.

COUNCILMAN WEEKLY confirmed with MR. ERBACHER that he does not represent the property located at Pyramid and Vegas Drive.

NOTE: COUNCILMAN BROWN directed Neighborhood Services and the City Attorney's Office to obtain a precise explanation of backyards and what the enabling reference is in the Code that allows the City to go into backyards. In the past the City has gone into backyards and emptied pools and cleaned debris. He asked that this information be made available when this item comes back before the City Council. DEPUTY CITY ATTORNEY GREEN responded that they will completely review that section of the Code.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

(3:54 - 4:03)

6-61

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Hearing to consider the appeal regarding the Zoning Violations/Nuisance Notice and Order to Comply located at 6440 W. Hammer Lane. **PROPERTY OWNERS: DAVID H. DOWNING III & KRYSTAL DOWNING - Ward 6 (Mack)**

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The subject property was determined to be a public nuisance as defined in Las Vegas Municipal Code, Title 9, Chapter 12, dealing with nuisances. A Zoning Violations/Nuisance Notice and Order to Comply was mailed to the property owners to correct the nuisance per Las Vegas Municipal Code, Title 19 Zoning; 19.04 Vehicle Code; 16.04 Building/Permits Required; and 9.04 Weeds/Turf. Today's hearing is to consider the Appeal to the Notice and Order to Comply filed by Glenn F. Meier, Esq., Howard, Meier & Fine, representing David and Krystal Downing, property owners and responsible parties for the property.

**RECOMMENDATION:**

That the City Council approve the Zoning Violations/Nuisance Notice and Order to Comply.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Zoning Violations/Nuisance Notice and Order to Comply
4. Appeal Letter from Appellant
5. Notice of Appeal

**MOTIONS:**

**REESE - Motion to STRIKE Item 89 [7075 West Craig Road], Item 91 [6440 West Hammer Lane] and Item 92 [5820 West La Madre Way] and HOLD IN ABEYANCE Item 97 [RQR-6262] to 6/15/2005 - UNANIMOUS with BROWN excused**

**MINUTES:**

There was no discussion.

(3:52 - 3:54)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: NEIGHBORHOOD SERVICES**

**DIRECTOR: ORLANDO SANCHEZ**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

Hearing to consider the appeal regarding the Zoning Violations/Nuisance Notice and Order to Comply located at 5820 W. La Madre Way. PROPERTY OWNER: NANCY ESTOCADO - Ward 6 (Mack)

**Fiscal Impact:**

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

**PURPOSE/BACKGROUND:**

The subject property was determined to be a public nuisance as defined in Las Vegas Municipal Code, Title 9, Chapter 12, dealing with nuisances. A Zoning Violations/Nuisance Notice and Order to Comply was mailed to the property owners to correct the nuisance per Las Vegas Municipal Code, Title 9.04.010 (8) Nuisances in General; 9.04.010 (8) (a) Weeds/Turf; 9.04.010 (5) Refuse and Waste; 7.36.050 Restraint and sanitation; 9.12.030 Compost piles, firewood and stored material; 19.04.050 (A, B) Special Use Permit; and 19.04.060 Zoning - Vehicles [All Residential Districts]. Today's hearing is to consider the Appeal to the Notice and Order to Comply filed by Nancy Estocado, property owner and responsible party for the property.

**RECOMMENDATION:**

That the City Council approve the Zoning Violations/Nuisance Notice and Order to Comply.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Zoning Violations/Nuisance Notice and Order to Comply
4. Appeal Letter from Appellant
5. Notice of Appeal

**MOTIONS:**

**REESE - Motion to STRIKE Item 89 [7075 West Craig Road], Item 91 [6440 West Hammer Lane] and Item 92 [5820 West La Madre Way] and HOLD IN ABEYANCE Item 97 [RQR-6262] to 6/15/2005 - UNANIMOUS with BROWN excused**

**MINUTES:**

There was no discussion.

(3:52 - 3:54)

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW

SDR-6023 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON FESTIVAL, LLC - Request for a Site Development Plan Review FOR A 94,978 SQUARE-FOOT COMMERCIAL DEVELOPMENT on 10.21 acres adjacent to the southeast corner of Torrey Pines Drive and Casada Way (APN 138-35-801-002, 138-35-803-001, and 138-35-403-005), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). 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. Justification letter

**MOTIONS:**

**TARKANIAN - APPROVED** subject to conditions, amending Condition 3 as read for the record as follows:

**3. All development shall be in conformance with the site plan date stamped 03/16/05, the landscaping plans date stamped 03/07/05, and the detail presented on 05/04/05, except as amended by conditions herein.**

**And the added condition as read for the record as follows:**

- The eastern driveway entrance shall have two traffic lanes, each for ingress and egress. A solid median between these double lanes shall extend from the southern property line northward to prevent left turn movements into the two southerly parking areas. The side setback of the easternmost building shall be waived from 10 feet to five feet.
- The wall adjacent to the front parking area shall be limited to four feet in height.
- UNANIMOUS

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY TABITHA KEETCH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and confirmed with MAYOR GOODMAN that the matter has been resolved. Working together with ATTORNEY TROY WALLIN, who represents Mr. Pool and Mrs. Patio, 6220 W. Charleston Boulevard, they resolved the concern about the location of Building F. ATTORNEY KEETCH presented a site plan that was negotiated and approved by the adjacent neighbor. She indicated that Nevada Department of Transportation's (NDOT) concern of this plan has been

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

resolved. She wanted to ensure that her client was able to pull building permits, if this item is approved.

ATTORNEY WALLIN thanked the developer and their counsel for their cooperation. He is in full agreement with the revised plan as proposed. He asked for clarification on the boundary wall, the landscaping in front and what is planned between the two properties.

MARGO WHEELER, Director, Planning and Development Department, recommended that Condition 3 be amended so that the approval is subject to the plan that was previously submitted and the new language "and the detail presented on 05/04/05". In addition, she recommended that a condition be added stating that the eastern driveway entrance shall have two traffic lanes, each for ingress and egress. A solid median between these double lanes shall extend from the southern property line northward so as to prevent left turn movements into the two southerly parking areas. The side setback of the easternmost building shall be waived from 10 feet to five feet. This would require the median to extend back further to the north to prevent turning movements into the other parking area and prevent access between the two properties. This was done in order to gain NDOT'S approval of the plan. With regard to the side wall, MS WHEELER indicated there will be a minimum six foot or a maximum eight foot wall and landscaping within the five foot area or ten foot area adjacent to the parking.

ATTORNEY WALLIN expressed concern about the eight-foot wall. His understanding was that it would be a planter level wall to allow visibility from his client's property. MS. WHEELER indicated that type of wall would be acceptable and suggested a condition to that effect, to which ATTORNEY KEETCH agreed.

COUNCILWOMAN TARKANIAN expressed her appreciation to the developer, to ATTORNEY WALLIN and staff for making this a win-win situation for everyone, especially for the people who have lived there for a long time.

ATTORNEY CHRIS KAEMPFER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, asked that the height of the wall not be higher than six feet. COUNCILWOMAN TARKANIAN specified that the pony wall would be four feet in height. DEPUTY CITY ATTORNEY BRYAN SCOTT asked if the wall was going to be four feet along the entire length of the property between the two lots. MS. WHEELER clarified that an added condition would state that the wall adjacent to the front parking area shall be limited to four feet in height.

GINA VENGLASS, Public Works Department, further explained that staff has worked with NDOT on this revised plan. She pointed out that the two lanes for ingress and egress containing the median, need to extend past the second driveway, which is currently being shown as being narrowed down. ATTORNEY KAEMPFER concurred and thanked MS. WHEELER, MS. VENGLASS and LEO MAINWAL, owner of Mr. Pool and Mrs. Patio, for their help and cooperation.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(4:03 - 4:12)

6-341

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS:**

Planning and Development

1. The south elevation of buildings D and E as shown on elevations date stamped 03/07/05, which shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, with additional architectural features to enhance facade articulation. The buildings shall carry the same level of detail around all sides of a building providing for a more consistent design and higher quality of development.
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 date stamped 03/16/05 and the landscaping plans date stamped 03/07/05, except as amended by conditions herein.
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. 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.
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. 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.
9. A Master Sign Plan shall be submitted for approval of the Planning Commission or City Council prior to the issuance of a Certificate of Occupancy for any building on the site.
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.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

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. 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.
16. Delivery hours shall be between 5:30 A.M. and 10:00 P.M. A one-year review from the time a temporary or permanent Certificate of Occupancy is issued for the delivery hours.

Public Works

17. Coordinate with the City Surveyor to determine whether a Merger and Resubdivision map or other mapping is necessary; if a map or joining is required, it should record prior to the issuance of any permits for this site.
18. Construct all incomplete half-street improvements on Charleston Boulevard, Torrey Pines Drive, Blair Way, Bishop Drive and Casada Way adjacent to this site concurrent development of this site. Also, construct bus turnouts on Charleston Boulevard and Torrey Pines Drive. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development. 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. Improvements on Charleston Boulevard shall receive approval from the Nevada Department of Transportation.
19. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A. Access of any type, including construction traffic, shall not be taken from the proposed Campus Drive entry until all necessary modifications to the existing traffic signal are complete. All work within the Charleston Boulevard right-of-way shall receive approval from the Nevada Department of Transportation.
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.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

21. 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.

22. Site development to comply with all applicable conditions of approval for Zoning Reclassification Z 49 99 and all other subsequent site-related actions.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW

SDR-6057 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: LAKE EAST, LLC AND STARBOARD, LLC - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF AN EXISTING 448 UNIT APARTMENT PROJECT TO A CONDOMINIUM DEVELOPMENT on 19.68 acres at 8600 Starboard Drive (APN 163-08-601-005), R-PD23 (Residential Planned Development - 23 units per acre) Zone, Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (5-1 vote) 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="1"/>
City Council Meeting	<input type="text" value="0"/>

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WOLFSON - APPROVED subject to conditions - UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open on Item 94 [SDR-6057] and Item 95 [SDR-6058].

ATTORNEY STANLEY PARRY, 300 South Fourth Street, appeared on behalf of the applicant to present a condominium conversion together with ERNIE FREGGIARO, Integrity Engineering, 2480 East Tompkins Avenue. MR. FREGGIARO stated that a meeting was held with ATTORNEY PARRY and COUNCILMAN WOLFSON to address concerns expressed by the residents.

MAYOR GOODMAN verified with DEPUTY CITY ATTORNEY BRYAN SCOTT that staff has not yet begun to work on an ordinance that will address the issue of condominium affordability. At one time there had been discussion about imposing a moratorium. Some research has been done with regard to other jurisdictions, such as Henderson, Reno, and Sparks, that have more specific and stricter regulations with regard to condo conversions. The City of Las Vegas does not have a regulation. It is done through a Site Development Plan Review.

ATTORNEY PARRY discussed with COUNCILMAN WOLFSON that due to financing issues, they would not be able to convert the apartments until June of 2006. They are taking the preliminary steps in

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

anticipation of that date. In addition, the final map and a condominium designation will not be completed until the end of this year. COUNCILMAN WOLFSON asked if the middle of 2006 is when they expect to be able to provide the tenants with the 120-day notice, which is required by State law. ATTORNEY PARRY replied that if they overcome the financing issue and have the final map in place, then they would be ready to move forward, which would allow them to have legal descriptions for each unit. They would then simultaneously create CC&RS and record those against the property, create a homeowners association and by-laws, then be able to sell the units to individuals. The establishment of those requirements would not be completed until the end of this year, at which time they would give the 120-day notice. However, they do not expect project completion until June 2006.

COUNCILMAN WOLFSON asked for their best estimate as to when the 120-day notice would be afforded. ATTORNEY PARRY reiterated that notices would not be sent out until June of 2006. Under current State Statute the tenants would have the first right of refusal. In addition, for long-term residents and those that may have disabilities, there would be special provisions. COUNCILMAN WOLFSON pointed out that the City of Las Vegas' Code and the State law do not require as much compared to other local municipalities. He thanked DEPUTY CITY ATTORNEY SCOTT for providing him with that information.

COUNCILMAN WOLFSON asked ATTORNEY PARRY if his client is willing to consider some additional incentives, even though he is not required by law to provide, such as displacement assistance or offering to refurbish the units. ATTORNEY PARRY responded that his client's justification letter is somewhat vague and he does not believe it has the texture that would be legally binding on the client. The letter indicated that for tenants who choose not to purchase a condominium unit, funds will be available to long-term tenants as well as those with specific needs. COUNCILMAN WOLFSON felt comfortable with the content of the letter, and commented he became very concerned with apartment/condo issues in the last couple of months. He is very concerned about the City of Las Vegas and the Valley as a whole, being able to provide rental opportunities for people. The City of Las Vegas does not yet have protections in place as other cities do. As an example, he cited the City of Henderson, which pursuant to Statute does have refurbishing, restoration provisions, provisions for extension of tenancy for the elderly, the handicap and parents with young children. By Statute, some of these categories of people are entitled to extensions of their leases from six months to five years. Under the City of Las Vegas' current statutory scheme, if the applicant wanted to comply with the existing law of providing the 120-day notice, the renters would have to move.

MAYOR GOODMAN reiterated that the City Attorney's Office has been instructed to prepare an ordinance, which will protect the existing tenants. COUNCILMAN WOLFSON pointed out he is not suggesting today that a moratorium be considered. The average apartment rental rate over the last four and five years has increased and the average vacancy rate is decreasing. There are more condo units, but by comparison and ratio, less apartment units are being built. If this trend continues, rental opportunities need to be provided because many people cannot afford to buy. First right of refusal sounds good, but some of the current residents begged him to carefully consider this project because they are the original renters. They will not be able to afford to buy, even with the many incentives offered, and they would probably be displaced. COUNCILMAN WOLFSON suggested that all options be considered, including drafting an ordinance that will protect tenants, protect future condominium purchasers and possibly include a moratorium.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

DONNA TOUSSAINT, President of the West Sahara Community Association in the Lakes, stated that these 900 potential condominium units are located in the center of the West Sahara Homeowners Association. The applicant would have to form a sub-association and reference all their documents that they are also part of the West Sahara Homeowners Association. The majority of the residents within this HOA support and welcome this project because they feel it is good for their community. MS. TOUSSAINT indicated that when she was first married she could not afford a house; therefore, she rented an apartment, but was unable to paint any color she wanted. House prices have gone up so rapidly that getting into the housing market for young families and retirees is very difficult. This project might help. She urged the City Council to consider this project.

SCOTT DOCKSWELL, 3036 Yankee Clipper Drive, stated his backyard and upper deck look over into the proposed project. He is a member of two Boards at the Lakes and every person he has spoken to strongly supports this conversion. Rent will increase even if they are not condos.

COUNCILMAN WOLFSON stated that according to the information provided to him by staff, the total number of condominium units approved for conversion since November of 2004, including this project is 6,300 condominium units. This is not only a Ward 2 issue. That information includes a breakdown of every Ward where projects have been approved or are within the system to be approved.

ATTORNEY PARRY asked that the approval be with conditions as approved by the Planning Commission. MARGO WHEELER, Director, Planning and Development Department, clarified that those conditions are what is before the City Council today.

COUNCILWOMAN TARKANIAN asked COUNCILMAN WOLFSON to provide the Ward breakdown information regarding the project conversions.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed on Item 94 [SDR-6057] and Item 95 [SDR-6058].

(4:12 - 4:32)

6-641

**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 02/01/05, and with all applicable conditions of approval of Rezoning (Z-0024-86) and subsequent site-related actions, except as amended by conditions herein.
3. Prior to the submittal of a Final Map, 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.

CITY COUNCIL MEETING OF: MAY 4, 2005

**CONDITIONS - continued:**

4. Prior to approval of any final map, the developer is required to adopt a plan for the maintenance of infrastructure improvements. The plan is to include a listing of all infrastructure improvements, along with assignment of maintenance responsibility to either common interest community, individual property owner, or City of Las Vegas, and the proposed level of maintenance for privately maintained components. The agreement must be approved by the City of Las Vegas, and must include a certification by the licensed professional engineer of record that all infrastructure components are addressed in the maintenance plan. The plan must include a statement that all properties within the community are subject to assessment for all associated costs should private maintenance obligations not be met, and the City of Las Vegas be required to provide for said maintenance. The adoption process must include recordation of the plan against all parcels prior to approval of the final map.

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

6. The trash enclosure shall be rebuilt to meet code standards and maintained, subject to approval of the Planning and Development Department.

7. The number of trees on project perimeter shall be provided to meet code, pursuant to a landscape plan to be submitted for review and approval by the Planning and Development Department.

Public Works

8. Grant a Traffic Signal Chord Easement on the northwest corner of Durango Drive and Starboard Drive.

9. 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 prior to recordation of a map for this site.

10. All active gated access driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.

11. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

12. This site shall be responsible for sewer connection fees in accordance with condominium requirements per Title 14 Chapter 14.04.020 Equivalent Residential Unit (ERU) Schedule. If some or all of these units have already paid fees based upon apartment requirements, the difference between condominium and apartment fees for those units shall be paid to Building and Safety prior to the recordation of a Final Map for this site. Evidence of payment is required with Final Map mylar submittal.

13. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map to discuss fire requirements for the proposed use of this facility.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

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.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW

SDR-6058 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: LAKE EAST, LLC AND STARBOARD, LLC - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF AN EXISTING 448 UNIT APARTMENT PROJECT TO A CONDOMINIUM DEVELOPMENT on 20.00 acres at 3001 Lake East Drive (APNs 163-08-701-001 and 163-08-603-001), R-PD23 (Residential Planned Development - 23 units per acre) Zone, Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL

**PROTESTS RECEIVED BEFORE:**

**APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.

Planning Commission Mtg.

City Council Meeting

City Council Meeting

**RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WOLFSON - APPROVED subject to conditions - UNANIMOUS with MACK not voting**

**MINUTES:**

NOTE: See Item 94 [SDR-6057] for all related discussion.  
(4:12 - 4:32)  
6-641

**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 02/01/05, and with all applicable conditions of approval of Rezoning (Z-0004-85) and subsequent site-related actions, except as amended by conditions herein.
3. Prior to the submittal of a Final Map, 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.
4. Prior to approval of any final map, the developer is required to adopt a plan for the maintenance of

CITY COUNCIL MEETING OF: MAY 4, 2005

**CONDITIONS - continued:**

infrastructure improvements. The plan is to include a listing of all infrastructure improvements, along with assignment of maintenance responsibility to either common interest community, individual property owner, or City of Las Vegas, and the proposed level of maintenance for privately maintained components. The agreement must be approved by the City of Las Vegas, and must include a certification by the licensed professional engineer of record that all infrastructure components are addressed in the maintenance plan. The plan must include a statement that all properties within the community are subject to assessment for all associated costs should private maintenance obligations not be met, and the City of Las Vegas be required to provide for said maintenance. The adoption process must include recordation of the plan against all parcels prior to approval of the final map.

5. All City Code requirements and design standards of all City departments must be satisfied.
6. The trash enclosure shall be rebuilt to meet code standards and maintained, subject to approval of the Planning and Development Department.
7. The number of trees on project perimeter shall be provided to meet code, pursuant to a landscape plan to be submitted for review and approval by the Planning and Development Department.
8. The chain link fence around the recreation area shall be replaced with wrought iron or tubular steel fencing, subject to review and approval by the Planning and Development Department.

Public Works

9. Grant a Traffic Signal Chord Easement on the southwest corner of Durango Drive and Starboard Drive.
10. 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 prior to recordation of a map for this site.
11. All active gated access driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
12. 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.
13. This site shall be responsible for sewer connection fees in accordance with condominium requirements per Title 14 Chapter 14.04.020 Equivalent Residential Unit (ERU) Schedule. If some or all of these units have already paid fees based upon apartment requirements, the difference between condominium and apartment fees for those units shall be paid to Building and Safety prior to the recordation of a Final Map for this site. Evidence of payment is required with Final Map mylar submittal.
14. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

submittal of a Tentative Map to discuss fire requirements for the proposed use of this facility.

15. 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: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW

SDR-6111 - PUBLIC HEARING - APPLICANT: JMA ARCHITECTURE STUDIOS - OWNER: CHARLESTON-3RD, LLC, ET AL - Request for a Site Development Plan Review FOR A PROPOSED 28 STORY MIXED USE DEVELOPMENT CONSISTING OF 159 RESIDENTIAL CONDOMINIUM UNITS AND 7,000 SQUARE FEET OF COMMERCIAL/RETAIL SPACE, WITH WAIVERS FROM THE DOWNTOWN CENTENNIAL PLAN STREETScape, BUILD-TO-LINE AND BUILDING STEPBACK REQUIREMENTS on 0.44 acres at 1026 and 1036 South Third Street (APN 139-34-410-091 and 092), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 1 (Tarkanian). 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
4. Justification letter

**MOTIONS:**

**TARKANIAN - APPROVED subject to conditions - UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open.

GREG BORGEL, 300 South Fourth Street, appeared on behalf of LEONARD EDELMAN together with TOM SCHUMAN and JOHN LOPEMAN, JMA Architecture Studios. MR. BORGEL thanked staff for working with them and concurred with all conditions. He praised MR. EDELMAN for redesigning the plan to accommodate the rerouting of Casino Center Drive.

Using the overhead, MARGO WHEELER, Director, Planning and Development Department, showed a 3-D rendering of all the projects proposed at this time. The rendering will be presented every time a similar project comes forward so that the Council can see how Downtown is developing. MAYOR GOODMAN commented that the exterior is being placed on the parking structure of the So Ho Lofts, and the architecture is art deco at its very best. This striking building will set a very good example for the type of products the Council envisions for Downtown.

MR. BORGEL verified with MS. WHEELER that there is no difference between the Planning

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

Commission conditions and those provided in the backup for the City Council. MR. BORGEL indicated that the timetable for completion is subject to the mapping constraints, however, the applicant would like to begin by next year.

No one appeared in opposition.

MAYOR GOODMAN declared the Public Hearing closed.

(4:32 - 4:36)

6-1336

**CONDITIONS:**

Planning and Development

1. This Site Development Plan Review shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, date stamped 04/01/05, except as amended by conditions herein.
3. The Waiver from the Downtown Centennial Plan building setback requirement is hereby approved, based on the proposed facade articulation and massing of the building.
4. The Waiver from the Downtown Centennial Plan build-to line requirement is hereby approved, based on the provision of an arcade and additional area for a public sidewalk.
5. The Waiver from the Downtown Centennial Plan streetscape requirement for 11-foot wide sidewalks and a five-foot amenity zone is hereby approved, due to the constraints of the public rights-of-way. All other streetscape elements shall conform to the Downtown Centennial Plan requirements, and shall match the Fourth Street improvements installed by the City of Las Vegas.
6. Palm trees shall be installed in the Third Street and Casino Center Boulevard rights-of-way at a maximum spacing of 35 feet on center.
7. The amenity zone along Charleston Boulevard shall be replaced with a sidewalk due to the constrained width of the right-of-way, and conforming tree grates shall be installed at the base of the shade trees.
8. The required 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 legal action by the City of Las Vegas.
9. The applicant shall provide and install standard Fourth Street style fixtures in place of existing fixtures in accordance with Subsection DS3.1.k of the Downtown Centennial Plan. Exact specifications, shop drawings, and standard suppliers can be obtained from the City of Las Vegas Engineering Design Superintendent, Department of Public Works, 229 6272.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

10. All aerial encroachments are subject to the review and approval of the Public Works Department.
  11. All mechanical equipment, air conditioners and trash areas shall be fully screened from street level and surrounding building views in accordance with Subsection DS5.1.j of the Downtown Centennial Plan. Service areas shall be screened from pedestrian or street view, utilizing landscaping and/or architectural elements that are consistent with the design and materials of the primary building.
  12. 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.
  13. 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.
  14. Sign and record a Covenant Running with Land agreement for the possible future installation and/or relocation of half-street improvements in accordance with Downtown Centennial Standards for all improvements not required to be constructed at this time as a result of the requested Waiver. Such Covenant Running with Land agreement shall record prior to the issuance of any permits (or the recordation of a Final Map for this site).
  15. Signage for the development shall be permitted in conformance to the Arts District requirements of Downtown Centennial Plan.
  16. All City Code requirements and design standards of all City departments must be satisfied.
- Public Works
17. Dedicate a 10 foot radius on the northwest corner of Third Street and Charleston Boulevard prior to the issuance of any permits.
  18. Coordinate with the City Engineer's Division to continue to refine the Casino Center realignment and the integration of this site therein, including issues related to right-of-way acquisition or relinquishment, prior to the recordation of a Final Map for this site.
  19. 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.
  20. Landscape and maintain all unimproved rights-of-way, if any, adjacent to this site.
  21. Submit an Encroachment Agreement for all landscaping and private improvements, if any, located within the public rights-of-way adjacent to this site prior to occupancy of this site. Additionally, obtain an Occupancy Permit from the Nevada Department of Transportation for all landscaping and private improvements in the Charleston Boulevard public right-of-way adjacent to this site prior to the issuance of any permits.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

22. Public sewer for this site shall connect to the 18-inch line located in Charleston Boulevard. Coordinate with the Collection System Planning Section of the Department of Public Works to determine connection requirements prior to the issuance of any permits. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits 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.

23. 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, the issuance of any building or grading permits or the submittal of map subdividing this site, whichever may occur first. Provide and improve all drainageways as recommended.

24. 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

25. Meet with the Fire Protection Engineering Section of the Department of Fire Services to discuss fire requirements for this site prior to submittal of any construction drawings.

26. Meet with the Clark County School District to discuss the impact this site plan has on the District's schools, and to identify possible methods to mitigate the impacts.

27. 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: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

REQUIRED SIX-MONTH REVIEW - SPECIAL USE PERMIT

RQR-6262 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MARIA ZUBIA PENA - OWNER: KOUTNOUYAN LIVING TRUST - Request for a Required Six-Month Review of an approved Special Use Permit (SUP-3128) WHICH ALLOWED AUTO PARTS (NEW AND REBUILT) (ACCESSORY SALES & SERVICE) AND AUTO REPAIR GARAGE, MINOR on 3.9 acres located at 4401 Stewart Avenue (APN 140-32-201-002), C-1 (Limited Commercial) Zone, Ward 3 (Reese). 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 SUP-3128

**MOTIONS:**

**REESE - Motion to STRIKE Item 89 [7075 West Craig Road], Item 91 [6440 West Hammer Lane] and Item 92 [5820 West La Madre Way] and HOLD IN ABEYANCE Item 97 [RQR-6262] to 6/15/2005 - UNANIMOUS with BROWN excused**

**MINUTES:**

COUNCILMAN REESE requested that Item 97 [RQR-6262] be held in abeyance to the 6/15/2005 City Council meeting.

(3:52 - 3:54)

6-1

**CONDITIONS:**

Planning and Development

1. Conformance to the Conditions of Approval for Special Use Permit SUP-3128 with no further reviews required.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

REZONING

ZON-5776 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: S.B.A. DEVELOPMENT, INC. - OWNER: SF INVESTMENTS, LLC - Request for a Rezoning FROM: U (UNDEVELOPED) [R (RURAL DENSITY RESIDENTIAL) GENERAL PLAN DESIGNATION] TO: R-PD4 (RESIDENTIAL PLANNED DEVELOPMENT - 4 UNITS PER ACRE) on 2.16 acres adjacent to the southeast corner of Jones Boulevard and Madre Mesa Drive (APN 138-13-301-001), Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-1-2 vote) recommends APPROVAL. [NOTE: The Planning Commission recommended approval based on the application being revised to R-PD3 (Residential Planned Development - 3 Units per Acre)]

**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 (3-1-2 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WEEKLY - APPROVED subject to conditions - UNANIMOUS**

**MINUTES:**

MAYOR GOODMAN declared the Public Hearing open on Item 98 [ZON-5776], Item 99 [VAR-5846] and Item 100 [SDR-5778].

ATTORNEY CHRIS KAEMPFER, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and thanked COUNCILMAN WEEKLY for his efforts in bringing the developer and the neighbors together to come up with a development that would work for everyone. He thanked the neighbors for their suggestions and staff for their ideas and assistance, but one resident feels that this should still be developed at rural densities.

ATTORNEY KAEMPFER outlined some of the conditions to which the developer agreed to during the neighborhood meeting and the Planning Commission meeting. The total amount of homes to be built on this site will be seven. Originally, a plan was proposed that showed nine. He asked that the approval be for a maximum of seven lots on the property. In addition, Lots 1 and 7 would face Madre Mesa Drive. The applicant agreed to construct a combination of block and wrought iron wall at Jones Boulevard and Madre Mesa Drive to alleviate concern of potential graffiti problems. Additionally, landscaping will be

**CITY COUNCIL MEETING OF: MAY 4, 2005****MINUTES - continued:**

placed out in the front to help discourage any graffiti. A landscape berm will be built on the property immediately across from the cul-de-sac; parcel 138-13-310-047. The reason for that landscape berm was due to a concern that cars coming in and out of the cul-de-sac at night would shine their headlights into that home. ATTORNEY KAEMPFER indicated that this condition might not be an enforceable zoning condition; however, it is a promise that the developer made. Single story homes will be built on Lots 1 through 4. The square footages range in size from 1,900 square feet to 2,500 square feet for single story homes and the two story homes average around 3,000 square feet. In addition, all prospective homebuyers will sign a disclosure statement acknowledging that the adjoining homes may have horses or other animals. The developer has tried to match a project, which is consistent with the adjacent homes, especially on Madre Mesa Drive. An R-PD3 allowed the developer to maintain the rural General Plan and fits better in the neighborhood, especially when the property catty corner to it was approved at an R-1 density.

ARLON SIBERT, 5980 West Alfred Drive, showed on the overhead the location of his property in relation to the proposed project. He pointed out that last fall the City Council denied an application for a project for two homes on a half-acre lot located in this vicinity. He appeared on behalf of the residents of Hillcrest Manor, Rancho Las Vegas Estates, and Lewis Homes development to the south and unincorporated Clark County to the west. He indicated that the 132 parcels in Hillcrest Manor are all half-acre or larger parcels. The residents do not want sidewalks and streetlights in this area. He questioned if the number of units are seven or nine. The proposed project shows that the lots would have a setback of 18 feet from the street; however, many of the existing homes have 50 feet setbacks. He disagreed that most of the home owners are in favor of the project. Many residents have horses and many younger families are moving into the area looking for a rural lifestyle. The proposed project is incompatible with the rural character of the area. MR. SIBERT asked that the City Council deny the request.

JOHN HUNT, 5948 Madre Mesa Drive, stated that although he would like to see homes on half-acre lots, he believes that the proposed project is a solution for this area. He prefers not having streetlights, The cul-de-sac will be an asset because there is no area for children to play. He expressed concern about the wall becoming a canvas for graffiti, and asked that the developer find ways to ensure that does not happen. He asked if something can be done about the traffic on Madre Mesa Drive, and suggested that a traffic berm be installed. The current speed limit is 25 mph, but the last traffic study showed the average speed was 37 mph with an average of 400 cars traveling down that street. The project needs to be fine tuned so that it is in compliance with the existing rural area.

COUNCILMAN MACK remarked that this project has similarities to projects developed in Ward 6. It is located near a major section line road and is an infill piece surrounded by R-E and R-1 parcels. He believes the developer has done a great job. In today's standards a six thousand square foot lot is considered a big lot, though it does not conform to an R-E lot, affordability is crucial and is of great concern to the Council.

COUNCILMAN WEEKLY was appreciative for the residents' participation in the neighborhood meeting where discussion was held about the first proposal presented by ATTORNEY KAEMPFER. Although many were unhappy, this particular piece of property and the R-PD3 that was agreed upon will make this infill project compatible with this area. Many of the neighbors asked for several

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**MINUTES - continued:**

conditions to be placed on the application. COUNCILMAN WEEKLY asked Public Works staff if it would be possible to place a traffic-calming device on Madre Mesa Drive, and if the developer would be willing to pay for that device. GINA VENGLASS, Public Works Department, replied that within the City's jurisdiction, the Traffic and Planning Commission would hear issues such as installation of speed humps on public streets. Since this will be sort of a City island around the County, she believes it would need to be coordinated with the County and the City for a traffic-calming device. COUNCILMAN WEEKLY assured MR. HUNT that the City will work with the County's Public Works Department as well as the Commissioner's Office to do a study to see what would be the best possible solution to control traffic on Madre Mesa Drive.

MARGO WHEELER, Director, Planning and Development Department, explained that all of the conditions referenced by ATTORNEY KAEMPFER are incorporated in Item 100 [SDR-5778]. Condition 1 through 4 include that lots 1 and 7 shall face Madre Mesa Drive; lot 6 shall have the block and wrought iron wall; lots 1 through 4 shall be single story; home sizes shall range from 1,900 to 2,500 square feet and the two stories 3,000 square feet; and the disclosure with regard to horses on adjacent properties. ATTORNEY KAEMPFER concurred with all conditions. DEPUTY CITY ATTORNEY BRYAN SCOTT clarified with MS. WHEELER that the condition for the maximum of seven lots would be added to Condition 8.

MAYOR GOODMAN declared the Public Hearing closed on Item 98 [ZON-5776], Item 99 [VAR-5846] and Item 100 [SDR-5778].

(4:36 - 5:03)

6-2670

**CONDITIONS:**

Planning and Development

1. The zoning district applicable to the subject site shall be R-PD3 (Residential Planned Development - 3 units per acre) for a maximum of 7 units.
2. A Variance (VAR-5846) to allow an R-PD development on less than five acres and a Site Development Plan Review (SDR-5778) dated 03/28/05 approved by the City Council prior to issuance of any permits, any site grading, and all development activity for the site.
3. A Resolution of Intent with a two-year time limit.

Public Works

4. Dedicate 25 feet of right-of-way adjacent to this site for Madre Mesa Drive.
5. Construct half-street improvements, including appropriate overpaving, on Madre Mesa Drive and construct all incomplete half-street improvements on Jones Boulevard 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. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the east boundary of this site prior to construction of hard surfacing (asphalt or concrete).
6. Remove all substandard public street improvements, if any, adjacent to this site and replace with

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

new improvements meeting current City Standards concurrent with on-site development activities.

7. Extend public sewer in Madre Mesa Drive to the western edge of this site to a location and depth acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. 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 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: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

VARIANCE RELATED TO ZON-5776

VAR-5846 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: S.B.A. DEVELOPMENT, INC. - OWNER: SF INVESTMENTS, LLC - Request for a Variance TO ALLOW AN R-PD (RESIDENTIAL PLANNED DEVELOPMENT) ZONING DISTRICT ON 2.16 ACRES WHERE 5.00 ACRES IS THE MINIMUM REQUIRED on property adjacent to the southeast corner of Jones Boulevard and Madre Mesa Drive (APN 138-13-301-001), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] [PROPOSED: R-PD4 (Residential Planned Development - 4 units per acre) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-1-2 vote) recommends APPROVAL. (NOTE: The Planning Commission recommended that the proposed zoning change to R-PD3)

**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 (3-1-2 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WEEKLY - APPROVED subject to conditions - UNANIMOUS**

**MINUTES:**

NOTE: See Item 98 [ZON-5776] for all related discussion.  
(4:36 - 5:03)  
6-2670

**CONDITIONS:**

Planning and Development

1. Approval of and conformance to the Conditions of Approval for a Rezoning (ZON-5776) and Site Development Plan Review (SDR-5778) 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: MAY 4, 2005**

**DEPARTMENT: PLANNING & DEVELOPMENT**

**DIRECTOR: M. MARGO WHEELER**

CONSENT  DISCUSSION

**SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-5776, AND VAR-5846

SDR-5778 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: S.B.A. DEVELOPMENT, INC. - OWNER: SF INVESTMENTS, LLC - Request for a Site Development Plan Review FOR A PROPOSED NINE LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 2.16 acres adjacent to the southeast corner of Jones Boulevard and Madre Mesa Drive (APN 138-13-301-001), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] [PROPOSED: R-PD4 (Residential Planned Development - 4 units per acre) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-1-2 vote) recommends APPROVAL. (NOTE: The Planning Commission recommended approval based on the proposal being amended to R-PD3 for 7 units)

**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 (3-1-2 vote) recommends APPROVAL, subject to conditions.

**BACKUP DOCUMENTATION:**

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

**MOTIONS:**

**WEEKLY - APPROVED** subject to conditions and amending Condition 8 as read for the record as follows:

**8. All development shall be in conformance with the site plan and building elevations submitted at the 02/24/05 Planning Commission meeting indicating the maximum of seven lots, except as amended by conditions herein.**

**- UNANIMOUS**

**MINUTES:**

NOTE: See Item 98 [ZON-5776] for all related discussion.  
(4:36 - 5:03)  
6-2670

**CONDITIONS:**

Planning and Development

1. Homes on lots 1 and 7 shall face Madre Mesa Drive as shown on the site plan submitted at the 02/24/05 Planning Commission meeting.
2. Lot 6 shall have a wall constructed into a combination of block and wrought iron.

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

3. Lots 1, 2, 3, and 4 as shown on the plan submitted 3/28/05 shall be single story.
4. Home sizes shall range from 1,900 square feet to 2,500 square feet for single story dwellings and shall be a minimum of 3,000 square feet for two story homes.
5. Disclosure on sales that rural property abuts the development allowing the keeping of horses and other animals shall be made by the developer to purchasers of these homes.
6. A Variance (VAR 5846), and Rezoning (ZON 5776) approved by the City Council.
7. 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.
8. All development shall be in conformance with the site plan and building elevations submitted at the 02/24/05 Planning Commission meeting, except as amended by conditions herein.
9. The setbacks for this development shall be a minimum of 18 feet to the front of the house, five feet on the side, five feet on the corner side, and 10 feet in the rear.
10. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
11. No turf shall be permitted in the non-recreational common areas, such as medians and amenity zones in this development.
12. 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.
13. 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.
14. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The Design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
15. Prior to approval of any final map, the developer is required to adopt a plan for the maintenance of infrastructure improvements. The plan is to include a listing of all infrastructure improvements, along with assignment of maintenance responsibility to either common interest community, individual property owner, or City of Las Vegas, and the proposed level of maintenance for privately maintained components. The agreement must be approved by the City of Las Vegas, and must include a certification by the licensed professional engineer of record that all infrastructure components are addressed in the maintenance plan. The plan must include a statement that all properties within the community are subject to assessment for all associated costs should private maintenance obligations not be met, and the City of Las Vegas be required to provide for said maintenance. The adoption process

**CITY COUNCIL MEETING OF: MAY 4, 2005**

**CONDITIONS - continued:**

must include recordation of the plan against all parcels prior to approval of the final map.

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

Public Works

17. A Master Streetlight Plan of public streetlights shall be submitted and approved by the Department of Public Works prior to the submittal of any construction drawings for this site.

18. Site development to comply with all applicable conditions of approval for ZON-5776 and all other subsequent site-related actions.

19. The approval of all Public Works related improvements shown on this Site Development Plan Review is in concept only. Specific design and construction details relating to size, type and/or alignment of improvements, including but not limited to street, sewer and drainage improvements, shall be resolved prior to submittal of a Tentative Map or construction drawings, whichever may occur first. No deviations from adopted City Standards shall be allowed unless specific written approval for such is received from the City Engineer prior to the submittal of a Tentative Map or construction drawings, whichever may occur first. We note that the substandard public cul-de-sac bulb was approved as a deviation from Standards by the City Engineer on January 20, 2005.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 4, 2005**

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**DEPARTMENT: CITY CLERK**

**DIRECTOR: BARBARA JO RONEMUS**

**CONSENT**     **DISCUSSION**

**SUBJECT:**

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

**MINUTES:**

NL - 6101 Denver Circle, RQR-6148, RQR-6152, SUP-5877, SUP-6160, SUP-6194, SUP-6204, SUP-6219, VAC-6184, VAC-6196, VAC-6202, VAC-6203, VAR-5878, VAR-5949, VAR-6118 and VAR-6355 - 5/18/2005 AGENDA

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**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:**

DOROTHY BARNES, Las Vegas resident, indicated personal turmoil she has experienced for the past nine years while living in Las Vegas.

(5:03 - 5:06)

6-2670

MEETING ADJOURNED AT 5:06 P.M.

*City of Las Vegas*