

CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

OSCAR B. GOODMAN, MAYOR (At-Large) · COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

COUNCIL MEMBERS: LARRY BROWN (Ward 4), LAWRENCE WEEKLY (Ward 5),
STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerks office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

October 04, 2006

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR ACTION UNLESS SPECIFICALLY NOTED OTHERWISE.

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. 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.

DUPLICATE AUDIO CDS AND DUPLICATE AUDIO/VIDEO DVDS MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERKS OFFICE.

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING.

CEREMONIAL MATTERS

1. CALL TO ORDER

Minutes:

MAYOR PRO TEM REESE called the meeting to order at 9:05 a.m.

9:00 AM

Minutes:

PRESENT: MAYOR PRO TEM REESE and COUNCILMEMBERS BROWN (excused from the afternoon session at 3:26 p.m.), WEEKLY, TARKANIAN and ROSS

9:00 AM

Minutes:

EXCUSED: MAYOR GOODMAN (on goodwill tour) and COUNCILMAN WOLFSON

9:00 AM

Minutes:

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER ELIZABETH FRETWELL, DEPUTY CITY MANAGER ORLANDO SANCHEZ, CITY ATTORNEY BRAD JERBIC, DEPUTY CITY ATTORNEY BRYAN SCOTT, DEPUTY CITY ATTORNEY JAMES B. LEWIS (P.M. Session) and CITY CLERK BARBARA JO RONEMUS

9:00 AM

2. [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 Bulletin Board, City Hall Plaza (next door to Metro Records) Las Vegas Library, 833 Las Vegas Boulevard North Clark County Government Center, 500 S. Grand Central Parkway Grant Sawyer Building, 555 E. Washington Avenue

9:00 AM

3. [INVOCATION - REVEREND MARY BREDLAU, PALM MORTUARY](#)

Minutes:

REVEREND MARY BREDLAU, Palm Mortuary, gave the invocation.

9:01 AM

4. [PLEDGE OF ALLEGIANCE](#)

Minutes:

MAYOR PRO TEM REESE led the audience in the Pledge.

9:00 AM

5. [RECOGNITION OF NATIONAL FIRE PREVENTION WEEK](#)

Minutes:

No motion required. A presentation was made.

9:00 AM

Minutes:

COUNCILMAN BROWN called forward CHIEF DAVID WASHINGTON, Las Vegas Fire and Rescue, and recognized Fire Prevention Week by presenting a Proclamation and declaring October 8-14, 2006, to be Fire Prevention Week. This year's theme is to raise awareness, because it is important to get the message out.

9:03 AM

Minutes:

CHIEF WASHINGTON thanked the Council members for their continued support of the fire department. In order to raise awareness, firefighters will be going door-to-door disseminating information in the community, and the fire stations will be holding open house.

9:04 AM

6. [RECOGNITION OF THE HISPANIC YOUTH LEADERSHIP SUMMIT PARTICIPANTS](#)

Minutes:

No motion required. A presentation was made.

9:00 AM

Minutes:

COUNCILMAN WEEKLY recognized his liaison, KELLY BENAVIDEZ, for her hard work in putting together October's events in Ward 5, including last week's Hispanic Youth Leadership Summit hosted by the City. Many students attended the four workshops held on topics, such as money management and goal setting, and seven of those students were invited to attend this meeting to sit with the Council and observe how government functions. Those seven students came forward as he called their names.

9:06 AM

Minutes:

COUNCILMAN WEEKLY then announced that his office strongly supports the PAL program, from which he selects an intern each year to work in his office. He introduced and welcomed KATRINA CONSEPSION, this year's intern.

9:07 AM

Minutes:

Lastly, COUNCILMAN WEEKLY thanked JACOB SNOW of the Regional Transportation Commission for providing transportation for the students.

9:00 AM

7. [RECOGNITION OF NATIONAL BREAST CANCER AWARENESS MONTH](#)

Minutes:

No motion required. A presentation was made.

9:00 AM

Minutes:

JACKIE BROWN, Executive Director, and STEPHANIE KIRBY, Board President, of the Susan G. Komen Foundation joined MAYOR PRO TEM REESE in recognizing Breast Cancer Awareness Month, for which he presented a Proclamation declaring October 2006 as National Breast Cancer Awareness Month. He announced that this event is recognized by the U.S. Conference of Mayors and is urging women to take responsibility for their breast health.

9:09 AM

Minutes:

MS. BROWN stressed that it is important for everyone to read the research and to do regular checks, because breast cancer can strike anyone, even men, at any moment. MAYOR PRO TEM REESE commented that when his mom was diagnosed with breast cancer, it really affected the family.

9:00 AM

Minutes:

ADDITIONAL RECOGNITIONS:

MAYOR PRO TEM REESE was joined by DR. BARBARA JACKSON, Director of Leisure Services, LONNY ZIMMERMAN, Manager of Adaptive Recreation, KIRBY BURGESS, Vice President of WestCare Nevada, and DAVID SHEA, Director of Facilities Maintenance for WestCare Nevada. MAYOR PRO TEM REESE recognized MR. SHEA for helping to recover a stolen trailer full of wheelchairs used in adaptive sports. He presented MR. SHEA and MR. BURGESS with a Certificate of Appreciation. DR. JACKSON and MR. ZIMMERMAN said that MR. SHEA did a heroic deed, and they thanked him for his assistance. MR. SHEA and MR. BURGESS thanked the Council for this recognition and said they only did the right thing.

9:11 AM

Minutes:

MAYOR PRO TEM REESE called forward DANIEL J. DEEGAN, of the Rancho Manor Neighborhood Association, who introduced PASTOR GUIAO, the Mayor of Magalang, Pampanga, Philippines. MAYOR GUIAO, who was accompanied by his wife, came forward and thanked the Council for allowing him to speak and to observe the meeting. This is something he will share with his counselors (councilmen).

9:00 AM

Minutes:

Before hearing Item 41, MAYOR PRO TEM REESE welcomed the seven students from the Hispanic Youth Leadership Summit that were selected to sit at the dais with the Council. They identified themselves and said they wish to attend college.

9:29 AM

Minutes:

MAYOR PRO TEM REESE welcomed five students from Valley High School to the meeting and asked them to come to the podium and give their names. They were present to observe the meeting in order to obtain credit on parliamentary procedure for a government class.

10:25 AM

Minutes:

CITY ATTORNEY JERBIC introduced intern CHRISTOPHER KIRCHER from the UNLV Boyd School of Law.

10:27 AM

BUSINESS ITEMS - MORNING

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

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

9. [Approval of the Final Minutes by reference of the special City Council Meeting - Strategic Planning Workshop of August 7, 2006 and the regular City Council meeting of August 16, 2006](#)

Motion made by LARRY BROWN to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

CONSENT AGENDA

MATTERS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED FOR APPROVAL BY THE SUBMITTING DEPARTMENTS. ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

ADMINISTRATIVE - CONSENT

10. [Approval to direct staff to request withdrawal of Bill Draft Request \(BDR\) 487 regarding changes to the Las Vegas City Charter by the Legislative Counsel Bureau](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

ADMINISTRATIVE SERVICES - CONSENT

11. [Approval of the Fiscal Year 2006 Department of Homeland Security Metropolitan Medical Response System \(MMRS\) grant in the amount of \\$232,330 - All Wards](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

12. [Approval of Amendment Two to the interlocal contract between the city of Las Vegas and Clark County for the period of July 1, 2006 to June 30, 2007 to provide Yucca Mountain monitoring funds to the city of Las Vegas in the amount of \\$90,000](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

FIELD OPERATIONS - CONSENT

13. [Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 1950 J Street commonly known as the Doolittle Community Center, APN 139-21-703-014 - Ward 5 \(Weekly\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

14. [Approval of a Lease Agreement between Aquarius Owner, LLC and the City of Las Vegas for 5,520 square feet of office space located at 300 East Charleston Boulevard \(\\$5,520 per month - General Fund - Rental of Land\) - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.
9:00 AM

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

15. [Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

16. [Approval of a Special Event License for G C Arts, Location: G C Arts, 1217 South Main Street, Date: October 6, 2006, Type: Special Event General, Event: Opening Reception, Responsible Person In Charge: Emily Strongin - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

17. [Approval of a Special Event License for Mi Raza Mi Gente, Location: Freedom Park, 850 North Mojave Road, Dates: October 20 - 22, 2006, Type: Special Event General, Event: Fair, Responsible Person In Charge: Mauricio Fabian - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

18. [Approval of a Special Event License for Snicks Place, Location: Snicks Place, 1402 South 3rd Street, Date: October 11, 2006, Type: Special Event General, Event: 30th Anniversary Party, Responsible Person In Charge: Dominick Vitale - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

19. [Approval of a Special Event License for Steiner's-A Nevada Style Pub, Location: Steiner's-A Nevada Style Pub, 8410 West Cheyenne Avenue, Suite 107, Dates: October 7, 2006, Type: Special Event General, Event: Oktoberfest 2006, Responsible Person In Charge: Roger Sachs - Ward 4 \(Brown\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

20. [Approval of a new Beer/Wine/Cooler Off-sale License subject to Health Dept. regulations, Red Card, LLC, dba Convenience Super Store, 8490 Westcliff Drive, Murray L. Peterson, Mgr, Mmbr, 100% - Ward 2 \(Wolfson\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

21. [Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the planning and fire codes, and Health Dept. regulations, Wild Truffles LLC, dba Wild Truffles, 750 South Rampart Boulevard, Suite 7, Evadney B. Hyatt-Paulussen 51% and Georg Paulussen, Mgr, Mmbr, 49% - Ward 2 \(Wolfson\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

22. [Approval of Change of Name for a Beer/Wine/Cooler On-sale License subject to Health Dept. regulations, Blue Sea Restaurant, dba From: Haru Seafood House, To: Hasu Seafood House, 9440 West Sahara Avenue, Suite 165, Ze Ying Li, Dir, Secy, Treas, 60% and De Tong Chen, Dir, Pres, 40% - Ward 2 \(Wolfson\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

23. [Approval of a Temporary License for a new Locksmith License subject to the provisions of the planning and fire codes, Richard Laffey, dba American Lock & Key, 2300 North Rainbow Boulevard, Suite 110, Richard T. Laffey, Mgr, 100% - Ward 5 \(Weekly\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

24. [Approval of Change of Business Name for a Class II Secondhand Dealer License, Eddie Rodriguez, From: dba AAAAce Jewelers, To: Ace Jewelers, 626 South Las Vegas Boulevard, Suite 100, Eddie Rodriguez, 100% - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

25. [Approval to issue a Purchase Order using State of Nevada Fleet Vehicle Pricing Agreement No. 7089 for the purchase of Ford Vehicles - Department of Field Operations - Award recommended to: JONES WEST FORD \(\\$1,500,000 - Automotive Operations Internal Service Fund\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

26. [Approval of award of Agreement No. 070103-LD for Design Services for Traffic Package No. 6 - Department of Public Works - Award recommended to: ORTH-RODGERS & ASSOCIATES, INC. \(\\$335,015.56 - Road and Flood Capital Projects Fund\) - All Wards](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

27. [Approval of award of Contract No. 070073-DC for Right-of-Way Acquisition and Relocation Assistance Services - Department of Public Works - Award recommended to: PBS & J \(\\$119,500 - Road and Flood Capital Projects Fund\) - Ward 5 \(Weekly\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

PLANNING & DEVELOPMENT - CONSENT

28. [Approval of the Memorandum of Understanding \(MOU\) by and between the Commission for the Las Vegas Centennial \("Commission"\) and the City of Las Vegas \("City"\) on behalf of the Historic Preservation Commission \("HPC"\) for a grant in the amount of \\$75,000 to be administered by the HPC for various historic preservation projects - All Wards](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

29. [Approval of Cooperative Agreement for the previously approved Landscape and Aesthetics Community Match Project funds in the amount of \\$360,000 to be paid by Nevada Department of Transportation \(NDOT\) for the Charleston Boulevard Downtown Arts District Gateway arches and signage to identify the Downtown Arts District - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

PUBLIC WORKS - CONSENT

30. [Approval of an Encroachment Request from JMA Architecture Studios on behalf of Charleston - 3rd, LLC, owner \(3rd Street at Charleston Boulevard\) - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

31. [Approval of an Encroachment Request from Kimley-Horn and Associates, Incorporated, on behalf of Alta Montecito Limited Partnership, owner, southeast corner of Grand Montecito Parkway and Elkhorn Road - Ward 6 \(Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

32. [Approval of an Encroachment Request from Blackstone Builders, Incorporated, on behalf of Gaming Partners International USA, Incorporated, owner \(southwest corner of Industrial Road and Wyoming Avenue\) - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

33. [Approval of an Encroachment Request from Bryan Construction, Incorporated, on behalf of R. Dean Bryan and Robin Bryan, owners \(Sundial Drive east of Del Webb Boulevard\) - Ward 4 \(Brown\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:
There was no discussion.
9:00 AM

34. [Approval of an Encroachment Request from Delta Engineering on behalf of Bradley Villas, LLC, owner \(Bradley Road north of Rome Boulevard\) - Ward 6 \(Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

35. [Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Northeast Quarter \(NE 1/4\) of Section 29, Township 19 South, Range 60 East, Mount Diablo Meridian, for street right-of-way for a portion of the Bright Angel Cul-de-Sac located at the intersection of Bright Angel Way and Bonita Vista Street, APN 125-29-601-022 - Ward 6 \(Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

36. [Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southwest Quarter \(SW 1/4\) of Section 8, Township 19 South, Range 60 East, Mount Diablo Meridian, for a drainage easement located east of US 95 and south of Ackerman Avenue, APN 125-08-401-004 - Ward 6 \(Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

37. [Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southwest Quarter \(SW 1/4\) of Section 8, Township 19 South, Range 60 East, Mount Diablo Meridian, for the Grand Teton Overpass right-of-way located east of US 95, APN 125-08-401-004 - Ward 6 \(Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

38. [Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Alpha Engineering, Inc., on behalf of D.R. Horton, Inc., owner \(northeast corner of Deer Springs Way and Torrey Pines Drive, APN 125-23-601-007\) - County \(near Ward 6 - Ross\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

39. [Approval of a Grant of Easement from the City of Las Vegas, a Municipal Corporation, to Citymark Juhl, LLC, for a portion of the Southwest Quarter of Section 34, Township 20 South, Range 61 East, Mount Diablo Meridian, for aerial easements to accommodate balcony overhang, lying within right-of-way located on the east side of 3rd Street, south of Bonneville Avenue and the south side of Bonneville Avenue, east of 3rd Street, APNs 139-34-399-002 and 139-34-399-051 - Ward 3 \(Reese\)](#)

Motion made by LARRY BROWN to Approve Items 10 through 39

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

40. [Report from the City Manager on Emerging Issues](#)

Minutes:

CITY MANAGER SELBY outlined the various events taking place throughout the City during the month of October. Additionally, he indicated that, in continuing efforts to secure a grocery store in West Las Vegas, the City put together an attractive incentive package and worked with DLC Urban Core; however, this was not enough, and DLC claimed that the store would not pencil in. Therefore, staff is proposing the substantial amount of \$5 million be offered to be dedicated to the actual construction of a grocery store. This is a very aggressive offer, and he did not believe much more could be done to attract a major grocery store. DLC would be required to obtain a commitment from a major grocery store within ninety days and begin construction within six months of the conclusion of the ninety-day period. This offer would be as part of the exclusive negotiating period, and the final agreement would come back to Council for consideration. COUNCILMAN REESE noted that the offer CITY MANAGER SELBY described is a very great incentive.

9:23 AM

41. [Report and possible action on the status of the federal legislative action plan and municipal issues at the 109th US Congress](#)

Motion made by LARRY BROWN to Approve to Accept the Report

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

Before yielding the floor to VICKI CRAM, Federal Lobbyist with Ball Janik, to give a report on the subject matter, TED OLIVAS, Director of the Office of Government and Community Affairs, explained to the students from the Hispanic Youth Leadership Summit that the federal legislative action plan is much like a research paper that highlights what the City wants to do with federal monies and covers topics of import to the Mayor and Council. This information is presented to federal delegates to serve as a guide in their decisions on federal issues that could affect the City.

9:31 AM

Minutes:

MS. CRAM then gave a report on the 2006 plan, including appropriations of last year and current topics in Washington, D.C. Congress adjourned September 29, 2006, and will have to return in November, for a Lame Duck Session, to resolve remaining key issues, including appropriations bills that fund domestic programs. Congress passed and approved the Homeland Security and Defense Appropriations Bill. The House passed all the appropriations bills; the Senate has only reported them out of committee. The City was working hard to ensure full funding for some key programs, such as Community Development Block Grant, EVOLVE and Batteries Included. Although the process is not yet complete, over \$1 million in specific funding for EVOLVE, an unspecified amount of for the Batteries Included program and \$250,000 for the Fifth Street School project.

9:34 AM

Minutes:

MAYOR PRO TEM REESE noted that one bill that is very important to the City was signed during the last session, and, with the assistance of the federal delegation, COUNCILMAN WEEKLY was able to acquire an eight-acre parcel on Decatur for future development.

9:35 AM

Minutes:

MS. CRAM continued and commented that the City has also been very active on a number of important issues, such as the complex telecommunications overhaul, to enable the City to manage public rights-of-way and charge franchise fees for their use, while protecting and enhancing local ability. The House version of the telecommunications rewrite, HR-5252, passed the House by a vote of 321 to 101 and would make the franchising process occur at the Federal Communications Commission level. Both the National League of Cities and the U.S. Conference of Mayors oppose this bill. Senate Bill S-2686 is less onerous, in the City's point of view, but it has not yet been considered on the Senate floor, and there is a possibility it could come up during the Lame-Duck Session. Ball Janik lobbyists have worked very closely with the delegation on these and other versions of the telecommunications bill, and have also collaborated with other cities and national organizations in an attempt to perfect the legislation. Should the telecommunications overhaul not be completed this session, there is the possibility that the FCC might try to establish a national franchising mechanism through its rule-making process.

9:37 AM

Minutes:

In the wake of several Supreme Court decisions, Congress has been very active in the issue of eminent domain. On September 29, 2006, the House passed HR-4772 by a vote of 231 to 181, which would allow property owners to immediate access to federal courts in order to contest land-use or zoning decisions. The Senate is not expected to pass this bill during the Lame-Duck Session.

9:00 AM

Minutes:

She assured the Council that Ball Janik lobbyists will continue to work closely with the congressional delegation until the aforementioned issues are resolved, and will be consulting with all City departments and the members of the Council to put together the legislative agenda for the 110th Congress.

9:00 AM

Minutes:

In light of the Amish incident where students were shot, COUNCILMAN WEEKLY asked MS. CRAM if she believes Congress might issue funding directly to schools/the states to provide security. MS. CRAM answered that Congress might devote additional funding at the time the appropriations bill is considered.

9:39 AM

CITY ATTORNEY - DISCUSSION

42. [ABEYANCE ITEM - Discussion and possible action on Appeal of Work Card Denial: Mohamed Chefiri, 1655 East Sahara Avenue #2012, Las Vegas, Nevada 89104](#)

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

43. [Discussion and possible action on Appeal of Work Card Denial: Approved October 5, 2005 subject to one year review: Marguerite Booker, 2283 Concord Street, #N, Las Vegas, Nevada 89106](#)

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

44. [Discussion and possible action on Appeal of Work Card Denial: Approved October 5, 2005 subject to an additional one year review: Gilbert Aguirre, 3700 Broxburn, Las Vegas, Nevada 89108](#)

Motion made by LARRY BROWN to Approve a permanent, site-specific work card

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

The appellant was present.

9:00 AM

Minutes:

TONI WEEKS, Detective, Las Vegas Metropolitan Police Department (Metro), reported that there are no additional areas of concern. She recommended approval of a permanent, site-specific work card.

9:41 AM

Minutes:

MR. AGUIRRE offered a letter of support from his employer, and, at COUNCILMAN WEEKLY's request, he advised the students sitting with the Councilmembers to think about the choices they make now, because they will affect them in the future.

9:00 AM

45. [Discussion and possible action regarding the City Attorney's subgrant from the Division of Child and Family Services pass-through Victims of Crime Act grant in the amount of \\$144,000 \(Grant Special Revenue Fund\) with \\$36,000 in-kind City match coming from General Fund for a total of \\$180,000](#)

Motion made by LARRY BROWN to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

CITY ATTORNEY JERBIC summarized the information under the Purpose/Background section.

9:44 AM

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

46. [Discussion and possible action regarding Temporary Approval of a new Tavern License, Nevada Receivership, LLC, dba Crazy Horse Too, 2476 Industrial Road, Michael J. Signorelli, Managing Mmbr, 100% - Ward 3 \(Reese\)](#)

Motion made by GARY REESE to Hold in Abeyance to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

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

9:45 AM

Minutes:

APPEARANCES:

GARY REESE, Mayor Pro Tem

BRAD JERBIC, City Attorney

STEVE CARUSO, Attorney, representing the applicant

MICHAEL SIGNORELLI

LARRY BROWN, Councilman

JIM DiFIORE, Manager of Business Services

LOIS TARKANIAN, Councilwoman

9:46 AM

47. [Discussion and possible action regarding Temporary Approval of a new Hypnotist License subject to the provisions of the planning and fire codes, Barry Newman LLC, dba Barry Newman LLC, 6857 West Charleston Boulevard, Barry Newman, Mgr, 100% - Ward 1 \(Tarkanian\)](#)

Motion made by LOIS TARKANIAN to Approve the temporary license, subject to provisions as recommended, with the Director or Designee granted the authority to approve the permanent license after completion of appropriate process or extend the temporary in the event the police report is not completed within the six-month temporary period

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

The applicant was present.

9:00 AM

Minutes:

JIM DiFIORE, Manager of Business Services, indicated that the applicant met the criteria to be considered for a temporary license. He suggested approval as recommended.

9:00 AM

48. [Discussion and possible action regarding Change of Name and Change of Ownership for a Beer/Wine/Cooler On-Sale License, From: Fish Taco Pacifico, dba Rubio's Baja Grill, Victor R. Silva, Dir, Pres, Secy, Treas, 50% and Christopher C. Micheals, Dir, 50%, To: Rubio's Restaurants of Nevada, Inc., dba Rubio's Fresh Mexican Grill, 1910 Village Center Circle, Suite 9, John C. Fuller, Dir, Pres, Secy, Treas, Rubio's Restaurant, Inc., PTC, 100% - Ward 2 \(Wolfson\)](#)

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

49. [Discussion and possible action regarding Change of Name and Change of Ownership for a Beer/Wine/Cooler On-Sale License, From: Fish Taco Pacifico, dba Rubio's Baja Grill, Victor R. Silva, Dir, Pres, Secy, Treas, 50% and Christopher C. Micheals, Dir, 50%, To: Rubio's Restaurants of Nevada, Inc., dba Rubio's Fresh Mexican Grill, 7290 West Lake Mead Boulevard, Suite 3, John C. Fuller, Dir, Pres, Secy, Treas, Rubio's Restaurant, Inc., PTC, 100% - Ward 1 \(Tarkanian\)](#)

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

50. [Discussion and possible action regarding Change of Name and Change of Ownership for a Beer/Wine/Cooler On-Sale License, From: Fish Taco Pacifico, dba Rubio's Baja Grill, Victor R. Silva, Dir, Pres, Secy, Treas, 50% and Christopher C. Micheals, Dir, 50%, To: Rubio's Restaurants of Nevada, Inc., dba Rubio's Fresh Mexican Grill, 9310 West Sahara Avenue, Suite 1, John C. Fuller, Dir, Pres, Secy, Treas, Rubio's Restaurant, Inc., PTC, 100% - Ward 2 \(Wolfson\)](#)

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

NEIGHBORHOOD SERVICES - DISCUSSION

51. [Discussion and possible action regarding the Disposition and Development Agreement \(DDA\) between the city of Las Vegas and Habitat for Humanity Las Vegas for the construction of seven single family homes located at 1929, 1933, 1937, 1941, 1945, 1949 and 1953 Gregory Street - Ward 5 \(Weekly\)](#)

Motion made by LAWRENCE WEEKLY to Approve as recommended

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

STEPHEN HARSIN, Director of Neighborhood Services, and GUY AMATO, Executive Director of Habitat for Humanity, gave a PowerPoint presentation, a copy of which is made a part of the minutes, to detail the project. Regarding the ninety-day timeline to pull permits, MR. AMATO noted that he anticipates it will take about six months to obtain permits, and construction should be completed within twelve months from pulling the permits.

10:09 AM

Minutes:

MR. AMATO noted that, in many discussions with the City and the community, the concept of maintaining an affordable stock of housing has come to the forefront, as land becomes more expensive and scarce. Habitat for Humanity has not previously worked in that type of environment. This project has caused the examination of Habitat for Humanity's policies and procedures, to look at how to build affordable homes. Generally, the homes have just been sold to homeowners and left them free to sell at will. Habitat for Humanity then would recoup the funds by holding a second mortgage. However, this formula is not the best, given the increasing cost of construction and scarcity of land. Thus, in examining the fifty-year relationship for this project, Habitat for Humanity realized that it had the opportunity to help homeowners continue to build equity. By buying the home back from the homeowner and being responsible for any rehabilitations, Habitat for Humanity can then maintain an affordable stock of housing to re-sell to potential families. This approach will be of tremendous benefit to Habitat for Humanity, because it will be less expensive to buy the homes back than to buy new land and build new homes; in the meantime, the homeowner is still building equity, based on the no-interest mortgage from Habitat from Humanity.

10:16 AM

Minutes:

COUNCILMAN WEEKLY stated that he is very excited about this project, for which he thanked Neighborhood Services staff and Habitat for Humanity.

10:19 AM

Minutes:

TOM McGOWAN, Las Vegas resident, questioned the range in prices of the homes, to which MR. AMATO answered that the two-bedroom homes will cost \$115,000 to \$120,000; the four-bedroom homes will cost \$130,000 to \$140,000. MR. McGOWAN then asked if this project would impact the Community Land Trust program, to which he received no answer.

10:19 AM

Minutes:

MR. AMATO expressed his appreciation to COUNCILMAN WEEKLY and COUNCILWOMAN TARKANIAN for all their assistance.

10:21 AM

RESOLUTIONS - DISCUSSION

52. [R-73-2006 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency \(RDA\) in connection with the Commercial Visual Improvement Program \(CVIP\) Agreement between the Redevelopment Agency and Main Street Studios, LLC, \(Property Owner\) and High Post, LLC, dba EPIC Shoes \(Tenant\), located at 1209 South Main Street \(APN 162-03-110-082\), to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 3 \(Reese\) \[NOTE: This item is related to RDA Items 3 \(RA-8-2006\) and 4\]](#)

Motion made by GARY REESE to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

SCOTT ADAMS, Director of the Office of Business Development, indicated that City Council Item 52 and Redevelopment Agency Items 3 and 4 pertain to a CVIP grant request. He summarized the information contained under the Subject and Purpose/Background sections. Staff recommends approval of all three items.

9:00 AM

Minutes:

TODD BURDEN, EPIC Shoes, stated that the location is perfect for a shoe store.

9:00 AM

Minutes:

City Council Item 52 and Redevelopment Agency Item 3 for 10/4/2006 contain duplicate minutes.

9:00 AM

BOARDS & COMMISSIONS - DISCUSSION

53. [ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION Chris Lazzaro, Term Expiration 12-12-2006 \(Resigned 8-23-2006\); Marjean Shea, Term Expiration 12-11-2008 \(Resigned 8-8-2006\)](#)

Motion made by LARRY BROWN to Approve to Appoint MICHAEL R. AKER, SR. (Brown's recommendation to fill Chris Lazzaro's seat), 172 Marion Drive, Las Vegas, Nevada 89110

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Motion made by GARY REESE to Hold in Abeyance the appointment for MARJEAN SHEA to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

Clerk to notify

9:00 AM

Minutes:

MAYOR PRO TEM REESE and COUNCILMAN BROWN stated that MR. AKER is very active in the community and is very interested in serving on this commission.

9:00 AM

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

54. [Bill No. 2006-52 Allows certain types of surfaces in lieu of paving in parking areas used for temporary real estate sales offices. Sponsored by: Councilman Steven D. Ross](#)

Motion made by STEVEN D. ROSS to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

Second Reading and bill adopted as recommended as Ordinance No. 5859. Clerk to proceed with second publication.

9:00 AM

55. [Bill No. 2006-53 Adopts a revised Town Center Development Standards Manual to provide for greater consistency with Title 19. Sponsored by: Councilman Steven D. Ross](#)

Motion made by STEVEN D. ROSS to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

Second Reading and bill adopted as recommended as Ordinance No. 5860. Clerk to proceed with second publication.

9:00 AM

56. [Bill No. 2006-56 Clarifies the applicability of recently updated development standards pertaining to walls and fences. Proposed by: M. Margo Wheeler, Director of Planning and Development](#)

Motion made by LOIS TARKANIAN to Approve as a First Amendment

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 1; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN,; (None); (None); STEVEN D. ROSS,; OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

Second Reading and bill adopted as a First Amendment as Ordinance No. 5861. Clerk to proceed with second publication.

9:00 AM

Minutes:

CHIEF DEPUTY CITY ATTORNEY VAL STEED commented that at the 10/3/2006 Recommending Committee meeting, he presented some additional changes. This bill, as originally introduced, was to correct an ordinance regarding walls and fences, to include a provision that was inadvertently left out. Subsequently, mistakes were found pertaining to some of the code references. Therefore, staff is suggestion adoption with a first amendment to include all the necessary changes.

10:30 AM

Minutes:

TOM MCGOWAN, Las Vegas resident, questioned the significance of correcting the subject bill. CHIEF DEPUTY CITY ATTORNEY STEED delineated the changes, according to the proposed First Amendment.

10:30 AM

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

57. [Bill No. 2006-31 - ABEYANCE ITEM - Amend solid waste and recycling regulations by updating service rates, adding rates for overflow collections, eliminating fees for discontinuing service, deregulating rates for competitive-service areas, increasing frequency-of-service options, authorizing pilot programs for recycling, adding customer service standards, revising late-payment penalties, adding minimum container requirements, and facilitating recycling by materials recovery facilities. Proposed by](#)

Mark R. Vincent, Director, Department of Finance and Business Services

Motion made by LARRY BROWN to Strike Items 43 and 57, Withdraw Item 42, and Hold In Abeyance Items 48, 49 and 50 to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

There was no discussion.

9:00 AM

58. Bill No. 2006-55 Annexation No. ANX-15018 Property location: On the northwest corner of Craig Road and Tenaya Way; Petitioned by: Clayton Family Trust; Acreage: 1.39 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Larry Brown

Minutes:

Recommendation noted.

9:00 AM

Minutes:

10/18/2006 Council Agenda

9:00 AM

NEW BILLS - DISCUSSION

THERE IS NO PUBLIC COMMENT ON THESE ITEMS. NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING. EXCEPTION: EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED.

59. Bill No. 2006-57 Amends Ordinance No. 5834, relating to the annexation of property, to correct the legal description contained therein (General Location - the southwest corner of Charleston Boulevard and Lindell Road). Proposed by: M. Margo Wheeler, Director of Planning and Development

Minutes:

First Reading - Referred - COUNCILMEMBERS TARKANIAN and ROSS

9:00 AM

Minutes:

10/17/2006 Recommending Committee

11/1/2006 Council Agenda

9:00 AM

60. Bill No. 2006-58 Updates and strengthens Municipal Code provisions so as to better discourage, detect and punish those who would drive under the influence of alcohol, controlled substances, chemicals, organic solvents, compounds or any combination of these. Sponsored by: Councilman Steve Wolfson

Minutes:

First Reading - Referred - COUNCILMEMBERS TARKANIAN and ROSS

9:00 AM

Minutes:

10/17/2006 Recommending Committee

11/1/2006 Council Agenda

9:00 AM

Minutes:

THE MORNING SESSION RECESSED AT ?

9:00 AM

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE requested that Item 114 [SUP-15413] be held in abeyance to 10/18/06.

MARGO WHEELER, Director of Planning and Development Department, explained that Item 86 [GPA-14304] and Item 87 [ZON-14308] are projects that are waiting for a companion item to catch up from the Planning Commission meeting; therefore, she requested they be held in abeyance to 11/15/2006 instead of November 1, 2006. COUNCILMAN ROSS verified that he was aware of the request.

BOB BROCKAW, 3031 Scenic Valley Way, Henderson and CHAD MELENGA, 3660 South Valley View Boulevard, were present to request that Item 115 [MSH-13509] be held in abeyance. MR. BROCKAW explained that they are involved with two projects on Bearden Drive. The owners of these projects are out of state; one in South Carolina and one in Texas. They would like additional time to evaluate how this amendment would affect their projects. BART ANDERSON, Public Works Department, explained that a portion of the Master Street and Highways amendment applies to the Bearden Drive alignment. He also indicated that the City Engineer was not present at this time, but would be able to answer all questions when the item is brought forward. MAYOR PRO TEM suggested that MR. BROCKAW wait for the City Engineer to arrive.

MAYOR PRO TEM REESE excused MAYOR GOODMAN, who was out of the country promoting Las Vegas together with the Las Vegas Convention and Visitors Authority, and that COUNCILMAN WOLFSON was vacationing in Italy with his family.

9:00 AM

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

PM SESSION - ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED "FOR APPROVAL". ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

62. [EOT-16028 - APPLICANT/OWNER: FISHER BROTHERS LAS VEGAS, LLC - Request for an Extension of Time of an approved Rezoning \(ZON-5103\) FROM: M \(INDUSTRIAL\) TO: C-1 \(LIMITED COMMERCIAL\) on 5.25 acres adjacent to the northwest corner of Rancho Drive and Sirius Avenue \(APN 162-08-702-002\), Ward 1 \(Tarkanian\). Staff recommends APPROVAL](#)

Motion made by LOIS TARKANIAN to Approve subject to conditions, amending Condition 1 and adding the following as read for the record:

Minutes:

*1. The Extension of Time will expire on November 3, 2007 unless another Extension of Time is approved by the Planning Commission.

9:00 AM

Minutes:

*a. Appropriate maintenance be made at the site.

9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

COUNCILWOMAN TARKANIAN requested that Consent Items 62 through 64 be brought forward for discussion.

9:00 AM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, clarified that COUNCILWOMAN TARKANIAN had requested a change to Condition 1 to approve the Extension of Time

to November 3, 2007 instead of 2008. COUNCILWOMAN TARKANIAN added that the attorney for the applicant is aware and agreed to the change. She also added a condition that appropriate maintenance be made at the site. There have been concerns about dying foliage, graffiti and trash.

9:00 AM

Minutes:

ATTORNEY TREVOR HAYES, 300 South Fourth Street, appeared on behalf of the applicant and agreed with the one year extension. Regarding the landscaping issue, the applicant will be cleaning that within the next 10 days. Additionally, the applicant will be asking for a demolition permits and will be taking out what is currently Scandia. Therefore, it is not feasible to keep the landscaping as it currently exists, and within 30 days the buildings, as well as the graffiti will be gone.

9:00 AM

63. [EOT-16026 - APPLICANT/OWNER: FISHER BROTHERS LAS VEGAS, LLC - Request for an Extension of Time of an approved Special Use Permit \(SUP-5107\) THAT ALLOWED A 50-STORY, 560-FOOT TALL MIXED-USE DEVELOPMENT on 5.25 acres adjacent to the northwest corner of Rancho Drive and Sirius Avenue \(APN 162-08-702-002\), C-1 \(Limited Commercial\) Zone, Ward 1 \(Tarkanian\). Staff recommends APPROVAL](#)

Motion made by LOIS TARKANIAN to Approve subject to conditions, amending Condition 1 and adding the following as read for the record:

Minutes:

*1. The Extension of Time will expire on November 3, 2007 unless another Extension of Time is approved by the Planning Commission.

9:00 AM

Minutes:

*a. Appropriate maintenance be made at the site.

9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 62 [EOT-16028] for all discussion.

9:00 AM

64. [EOT-16027 - APPLICANT/OWNER: FISHER BROTHERS LAS VEGAS, LLC - Request for an Extension of Time of an approved Site Development Plan Review \(SDR-5104\) THAT ALLOWED A 50-STORY, 560-FOOT TALL MIXED-USE DEVELOPMENT CONTAINING 700 RESIDENTIAL UNITS AND 20,000 SQUARE FEET OF RETAIL USES on 5.25 acres adjacent to the northwest corner of Rancho Drive and Sirius Avenue \(APN 162-08-702-002\), Ward 1 \(Tarkanian\). Staff recommends APPROVAL](#)

Motion made by LOIS TARKANIAN to Approve subject to conditions, amending Condition 1 and adding the following as read for the record:

Minutes:

*1. The Extension of Time will expire on November 3, 2007 unless another Extension of Time is approved by the Planning Commission.

9:00 AM

Minutes:

*a. Appropriate maintenance be made at the site.

9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 62 [EOT-16028] for all discussion.

9:00 AM

PLANNING & DEVELOPMENT - DISCUSSION

65. [SUP-15214 - PUBLIC HEARING - APPLICANT: KEEN-TV - OWNER: DURANGO & ELKHORN, LLC - Request for a Special Use Permit FOR A 950 SQUARE FOOT TELEVISION STATION at 7175 North Durango Drive \(APN 125-20-117-006 & 007\), TC \(Town Center\) Zone, \[UC-TC \(Urban Center Mixed Use\) Town Center Land Use designation\], Ward 6 \(Ross\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

KEVIN CULBERTSON, 2921 North Tenaya Way, appeared on behalf of the applicant and agreed to all conditions.

1:15 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

66. [SUP-15282 - PUBLIC HEARING - APPLICANT: TVC 707, LLC - OWNER: WINEAUX, INC - Request for a Special Use Permit FOR ALCOHOLIC BEVERAGE-SALES LIQUOR STORE at 7220 Azure Drive, Suite 110 \(APN 125-27-113-007\), TC \(Town Center\) Zone, \[GC-TC \(General Commercial\)](#)

Town Center Land Use designation], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL

Motion made by STEVEN D. ROSS to Approve subject to conditions and adding the following as read for the record:

Minutes:

*a. Hours of operations shall be Monday through Saturday, 11:00 a.m. to 8:00 p.m., closed on Sundays.
9:00 AM

Minutes:

*b. There shall be a six-month review of the Special Use Permit after issuance of a business license at a public hearing at the Planning Commission.
9:00 AM

Minutes:

*c. There shall be no beer sales.
9:00 AM

Minutes:

*d. The sales display area for liquor will not be no greater than 48 square feet within the store.
9:00 AM

Minutes:

*e. This approval is for 1,310 square feet maximum.
9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.
9:00 AM

Minutes:

ATTORNEY TONY CELESTE, Kummer Kaempfer Bonner Renshaw & Ferrario, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. He explained that the application is for a wine boutique called Vino 100, located in the Village Tenaya Shopping Center. The applicant is NATALIE BUSTER, a Las Vegas resident and former schoolteacher, and her partner is DR. TERESA BERRY, who owns her own chiropractor business. ATTORNEY CELESTE indicated that at the Planning Commission meeting residents were concerned about the liquor sales, but once they heard that it would be a wine boutique, they were in support of the project. In addition to agreeing to staff's conditions, ATTORNEY CELESTE stated that the applicant agreed to additional conditions relating to the hours of operation.
1:18 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, read into the record the additional conditions. MS. WHEELER verified for ATTORNEY CELESTE that the condition with regard to the expansion is already based upon code and it is not necessary.

9:00 AM

Minutes:

ATTORNEY CELESTE thanked COUNCILMAN ROSS and his office and Planning staff for their help.

9:00 AM

Minutes:

COUNCILMAN ROSS stated that this particular area requires more upscale businesses, and this business will be a good addition. He mentioned that there has been considerable opposition and those residents will be paying close attention to this business.

9:00 AM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

67. [SUP-15364 - PUBLIC HEARING - APPLICANT/OWNER: HENK AND DEBRA ROBINSON - Request for a Special Use Permit FOR A CONVERSION OF A NON-HABITABLE ACCESSORY STRUCTURE TO A HABITABLE ACCESSORY STRUCTURE at 6228 Dartle Street \(APN 125-26-510-008\), R-PD3 \(Residential Planned Development - 3 Units per Acre\) Zone, Ward 6 \(Ross\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

HENK ROBINSON, 6228 Dartle Street, stated the request is for the construction of a kitchen and casita, and agreed to all conditions.

1:21 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

68. [SUP-15405 - PUBLIC HEARING - APPLICANT: GAMESTOP, INC - OWNER: THEODORE M. KRUGER - Request for a Special Use Permit FOR A SECONDHAND DEALER \(COMPUTER GAMES\) at 6250 West Charleston Boulevard, Suite 110 \(APN 138-35-816-001\), C-1 \(Limited Commercial\) Zone, Ward 1 \(Tarkanian\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by LOIS TARKANIAN to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

ROGER CASTRO, 540 Aston Leaf, agreed to all conditions.

1:22 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

69. [VAC-15175 - PUBLIC HEARING - APPLICANT: COMMUNITY DEVELOPMENT PROGRAM CENTERS OF NEVADA - OWNER: HOUSING AUTHORITY CITY OF LAS VEGAS - Petition to Vacate Public Sewer Easements generally located east of the intersection of Searles Avenue and Eastern Avenue, Ward 3 \(Reese\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by GARY REESE to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

LAZELLE PRATER, Baughman & Turner Engineers, 1210 Hinson Street, accepted staff's conditions.

1:23 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

70. [VAC-15212 - PUBLIC HEARING - APPLICANT/OWNER: RICHARD EHRLICH - Petition to Vacate Public Utility Easements generally located south of the intersection of Vegas Green Trail and East Van Buren Avenue, Ward 3 \(Reese\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by GARY REESE to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

ELENA VILLANUEVA, 4445 South Jones Boulevard, appeared on behalf of the applicant, RICHARD EHRLICH, and concurred with conditions.

1:23 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

71. [VAC-15392 - PUBLIC HEARING - APPLICANT: CARTER & BURGESS - OWNER: GREYSTONE NEVADA LLC - Petition to Vacate a Public Drainage Easement generally located east of the Puli Road alignment between West Lone Mountain Road and Peaceful Dawn Avenue , Ward 4 \(Brown\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by LARRY BROWN to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

DEBI GUMA, Carter and Burgess, 6655 Bermuda Road, agreed with staff's recommendations.

9:00 AM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

72. [GPA-14118 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: R & S INVESTMENT GROUP - OWNER: DECATUR III, LLC, ET AL - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: SC \(SERVICE COMMERCIAL\) AND M \(MEDIUM DENSITY RESIDENTIAL\) TO: PCD \(PLANNED COMMUNITY DEVELOPMENT\) on 36.43 acres at the northwest corner of Decatur Boulevard and Tropical Parkway \(APNs 125-25-601-022, 023; and 125-25-501-010\), Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(4-1 vote on a motion for approval\) failed to obtain a super majority which is tantamount to DENIAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

73. [ZON-14120 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: R & S INVESTMENT GROUP - OWNER: DECATUR III, LLC, ET AL - Request for a Rezoning FROM: R-E \(RESIDENCE ESTATES\) UNDER RESOLUTION OF INTENT TO C-1 \(LIMITED COMMERCIAL\) AND R-PD15 \(RESIDENTIAL PLANNED DEVELOPMENT - 15 UNITS PER ACRE\) TO: PD \(PLANNED DEVELOPMENT\) on 36.43 acres at the northwest corner of Decatur Boulevard and Tropical Parkway \(APNs 125-25-601-022, 023; and 125-25-501-010\) \[PROPOSED: PCD \(Planned Community Development\) Master Plan Designation\], Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(4-1 vote\) recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

74. [VAR-14122 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: R & S INVESTMENT GROUP - OWNER: DECATUR III, LLC, ET AL - Request for a Variance TO ALLOW PHASE ONE OF A TWO PHASE PROJECT TO PROVIDE 3,300 PARKING SPACES WHERE 3,585 ARE REQUIRED AND TO ALLOW THE COMPLETED PROJECT TO PROVIDE 3,894 SPACES WHERE 4,173 ARE REQUIRED FOR A PROPOSED MIXED-USE DEVELOPMENT on 36.43 acres at the northwest corner of Decatur Boulevard and Tropical Parkway \(APNs 125-25-601-022, 023; and 125-25-501-010\), R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone and R-PD15 \(Residential Planned Development - 15 Units Per Acre\) Zone \[PROPOSED: PD \(Planned Development\) Zone\], Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(4-1 vote\) recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

75. [SDR-14114 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: R & S INVESTMENT GROUP - OWNER: DECATUR III, LLC, ET AL - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT, INCLUDING TWO EIGHT-STORY OFFICE BUILDINGS AND CONSISTING OF 186 RESIDENTIAL UNITS, 908,230 SQUARE FEET OF COMMERCIAL FLOOR AREA, AND TWO PARKING STRUCTURES on 36.43 acres at the northwest corner of Decatur Boulevard and Tropical Parkway \(APNs 125-25-601-022, 023; and 125-25-501-010\), R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone and R-PD15 \(Residential Planned Development - 15 Units Per Acre\) Zone \[PROPOSED: PD \(Planned Development\) Zone\], Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(4-1 vote\) recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

76. [GPA-14270 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: KEN BALLARD - OWNER: CAROL E. MEYER - Request to amend a portion of the Southeast Sector Plan of the Master Plan FROM: L \(LOW DENSITY RESIDENTIAL\) TO: M \(MEDIUM DENSITY RESIDENTIAL\) on 0.19 acres at the northeast corner of H Street and Byrnes Avenue \(APN 139-22-401-001\), Ward 5 \(Weekly\). The Planning Commission \(5-0 vote\) and staff recommend DENIAL](#)

Motion made by LAWRENCE WEEKLY to Approve the WITHDRAWAL WITHOUT PREJUDICE of Item 76 [GPA-14270], Item 77 [VAR-14273], and Item 78 [SDR-14277]

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

KEN BALLARD, 1950 East Warm Springs Road, indicated that COUNCILMAN WEEKLY felt the proposed density was too large for this area. This item was held in abeyance to explore the possibility of MLA, which would allow two units.

1:29 PM

Minutes:

CAROL MEYER, 2661 Red Rock Street, stated that she researched many items and spoke with Planning staff, Planning Commissioners and COUNCILMAN WEEKLY'S office about the difficulty of working with this piece of property because of the discrepancy between the zoning and density. The original request was for Medium density, but she would like to change the request for a Medium Low Attached density to be able to put a duplex on this particular lot. This would eliminate the variance requests. If the request is not

acceptable, she would prefer an abeyance to research this further.

9:00 AM

Minutes:

DEPUTY CITY ATTORNEY BRYAN SCOTT replied that Planning staff would be able to tell her what the current zoning is and what is allowable on that particular parcel. If it is more restrictive than ML the application could proceed, but if less restrictive, it would have to be renoticed as MLA. MS. MEYER replied that the application is more restrictive.

1:29 PM

Minutes:

COUNCILMAN WEEKLY stated that the lot is too small for what is proposed. A duplex at this particular corner is inappropriate. What is needed are single-family detached homes. He asked that the applicant withdraw the applications without prejudice and allow the opportunity to look at something that is more feasible and conducive to this neighborhood, possibly something that will bring more value to the area.

1:31 PM

Minutes:

MR. BALLARD asked if a single-family development require a Special Use Permit. COUNCILMAN WEEKLY replied that if the applications are withdrawn, it would allow the applicant to come back and work with staff.

1:31 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, indicated that she could not find new plans. With regard to the question about one unit, it can be done administratively.

1:32 PM

Minutes:

MR. BALLARD opted to withdraw without prejudice the applications and would allow them to come back with another application within a year. COUNCILMAN WEEKLY added that this would allow the applicant to work with staff and have some dialogue with the residents of the area.

9:00 AM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

77. [VAR-14273 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: KEN BALLARD - OWNER: CAROL E. MEYER - Request for a Variance TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF FIVE FEET IN THE SIDE YARD WHERE AN 81-FOOT SETBACK IS THE MINIMUM REQUIRED AND TO ALLOW A TRASH ENCLOSURE FIVE FEET FROM A PROTECTED PROPERTY WHERE 50 FEET IS THE MINIMUM SEPARATION REQUIRED on 0.19 acres at the northeast corner of H Street and Byrnes Avenue \(APN 139-22-401-001\), R-3 \(Medium Density Residential\) Zone, Ward 5 \(Weekly\). The Planning Commission \(5-0 vote\) and staff recommend DENIAL](#)

Motion made by LAWRENCE WEEKLY to Approve the WITHDRAWAL WITHOUT PREJUDICE of Item 76 [GPA-14270], Item 77 [VAR-14273], and Item 78 [SDR-14277]

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 76 [GPA-14270] for all related discussion.

9:00 AM

78. [SDR-14277 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: KEN BALLARD - OWNER: CAROL E. MEYER - Request for a Site Development Plan Review FOR A PROPOSED FOUR-UNIT CONDOMINIUM DEVELOPMENT AND A WAIVER OF LANDSCAPE BUFFER WIDTH REQUIREMENTS on 0.19 acres at the northeast corner of H Street and Brynes Avenue \(APN 139-22-401-001\), R-3 \(Medium Density Residential\) Zone, Ward 5 \(Weekly\). The Planning Commission \(5-0 vote\) and staff recommend DENIAL](#)

Motion made by LAWRENCE WEEKLY to Approve the WITHDRAWAL WITHOUT PREJUDICE of Item 76 [GPA-14270], Item 77 [VAR-14273], and Item 78 [SDR-14277]

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 76 [GPA-14270] for all related discussion.

9:00 AM

79. [ZON-15031 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Rezoning FROM: R-1 \(SINGLE FAMILY RESIDENTIAL\) TO: C-M \(COMMERCIAL/INDUSTRIAL\) on 0.80 acres approximately 300 feet north of Meade Avenue, 980 feet west of Rancho Drive \(APN 162-08-201-005\), Ward 1 \(Tarkanian\). The Planning Commission \(4-2 vote\) and staff recommend APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

80. [SDR-15030 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: 3100 MEADE, LLC - Request for a Site Development Plan Review FOR THE CONVERSION OF TWO EXISTING STORAGE BUILDINGS TO A LIGHT MANUFACTURING FACILITY on 0.80 acres approximately 300 feet north of Meade Avenue and 980 feet west of Rancho Drive \(APN 162-08-201-005\), R-1 \(Single Family Residential\) Zone \[PROPOSED: C-M \(Commercial/Industrial\) Zone\], Ward 1 \(Tarkanian\). Staff](#)

recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

81. VAR-15081 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: JAQUES JOSEPH LAMOTHE AND LINDA MARIE LAMOTHE - Appeal filed by the applicant from the denial by the Planning Commission on a request for a Variance TO ALLOW A 2.75-FOOT SIDE YARD SETBACK WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED on 0.46 acres at 1830 Rosemere Court (APN 163-03-313-002), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). The Planning Commission (6-0 vote) and staff recommend DENIAL

Motion made by LOIS TARKANIAN to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

KEN VOGT, 9901 West Sahara Avenue, clarified that the request is for a five-foot setback, not a 2.75 setback. The reduction is from 10 feet to five feet on the south side of property. He verified with COUNCILWOMAN TARKANIAN that she had obtained the letters from the neighbors.

1:35 PM

Minutes:

Regarding the question of the 2.75 foot setback, MARGO WHEELER, Director of Planning and Development Department, replied that staff notifies on the original plan based on the revised plan dated July 31, 2006. That plan still shows less than five feet, thus still requiring the variance. DEPUTY CITY ATTORNEY BRYAN SCOTT added that this would be fine, as long as the distance is determined.

1:36 PM

Minutes:

COUNCILWOMAN TARKANIAN indicated she visited the area and the only resident who would be affected support the request.

9:00 AM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

82. SUP-13362 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: EMPIRE MEDIA - OWNER: HIGHLAND PARTNERSHIP LP - Appeal filed by the applicant on a denial by the Planning Commission of a request for a Special Use Permit FOR A 75 FOOT TALL, 20 FOOT X 24 FOOT OFF-PREMISE ADVERTISING SIGN (BILLBOARD) at 1112 South Martin L. King Boulevard (APN 162-04-501-005), C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

83. SUP-14757 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MASSAGE ENVY - OWNER: WITCH KYLE, LLC - Request for a Special Use Permit FOR A PROPOSED MASSAGE ESTABLISHMENT AND A WAIVER FROM THE 400 FOOT DISTANCE SEPARATION REQUIREMENT FROM AN EXISTING SCHOOL, A WAIVER FROM THE 1,000 FOOT DISTANCE SEPARATION FROM AN EXISTING MASSAGE ESTABLISHMENT AND A WAIVER FROM THE HOURS OF OPERATION RESTRICTION at 7175 West Lake Mead Boulevard (APN 138-22-701-007), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 4 (Brown). NOTE: As of August 6, 2006 this item is located in Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

Motion made by LOIS TARKANIAN to Approve subject to conditions and adding the following as read for the record:

Minutes:

*a. A one-year review at a public hearing of the City Council shall be required.

9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

NOTE: Upon the advise of counsel, COUNCILWOMAN TARKANIAN disclosed that she paid for the massage.

9:00 AM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

STEVE COOK appeared on behalf of the applicant.

1:38 PM

Minutes:

COUNCILWOMAN TARKANIAN was not comfortable with the number of requested waivers, but after she her staff visited the facility and had a massage, she found the facility to be wonderful and unique. A high wall separates the business area from residential.

1:38 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, discussed with COUNCILWOMAN TARKANIAN limiting the hours of operation to 9:00 p.m. However, MR. COOK asked if it would be possible to have a trial period with the 10:00 p.m. closing time for three or six months and then biring it back if any problems arise. MS. WHEELER recommended that the Council could approve the 10:00 p.m. closing time and add a six-month or one-year review condition. Approving the 9:00 p.m. closing time would require a review of conditions and a public hearing to get the waiver back. COUNCILWOMAN TARKANIAN opted to approve the 10:00 p.m. closing time. Therefore, MS. WHEELER indicated that the condition would remain as written and added a condition requiring a one-year review at a public hearing of the City Council.

1:40 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

84. [RQR-15420 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: RAMZI SULIMAN - OWNER: 3140 VALLEY VIEW, LLC - Required Six Month Review of an approved Special Use Permit \(SUP-7359\) THAT ALLOWED A LIQUOR ESTABLISHMENT \(BEER/WINE/COOLER, OFF-SALE\) for an existing market at 3140 South Valley View Boulevard, Suites #3, #4 and #5 \(APN 162-08-410-010\), Ward 1 \(Tarkanian\). Staff recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

85. [ARC-13764 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: MONTECITO MARKETPLACE, LLC - Appeal filed by the applicant of the Denial by the Centennial Hills Architectural Review Committee of a request for A Major Modification to an approved Master Sign Plan \(CHR-0019-05\), TO ADD AN ADDITIONAL 24' PYLON SIGN AND AN ARRIVAL STATEMENT WALL SIGN adjacent to the east side of Durango Drive, approximately 1200 feet south of Elkhorn Road \(APN 125-20-510-019\), PD \(Planned Development\) Zone, Ward 6 \(Ross\). The Centennial Hills Architectural Review Committee \(2-1 vote\) and staff recommend DENIAL of the additional 24' pylon](#)

[sign](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

86. [GPA-14304 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request to amend a portion of the Centennial Hills Sector Plan of the Master Plan FROM: R \(RURAL DENSITY RESIDENTIAL\) TO: M \(MEDIUM DENSITY RESIDENTIAL\) on 3.52 acres at 5300 North Rainbow Boulevard \(APN 125-35-201-006\), Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(6-1 vote\) recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MARGO WHEELER, Director of Planning and Development Department, explained that Item 86 [GPA-14304] and Item 87 [ZON-14308] are projects that are waiting for a companion item to catch up from the Planning Commission meeting; therefore, she requested they be held in abeyance to 11/15/2006 instead of November 1, 2006. COUNCILMAN ROSS verified that he was aware of the request.

9:00 AM

87. [ZON-14308 - PUBLIC HEARING - APPLICANT/OWNER: BRUCE A. AND JULIE A. KHALILZADEGAN - Request for a Rezoning FROM: R-E \(RESIDENCE ESTATES\) TO: R-3 \(MEDIUM DENSITY RESIDENTIAL\) on 3.52 acres at 5300 North Rainbow Boulevard \(APN 125-35-201-006\), Ward 6 \(Ross\). Staff recommends DENIAL. The Planning Commission \(6-1 vote\) recommends APPROVAL](#)

Motion made by LARRY BROWN to Hold in Abeyance Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MARGO WHEELER, Director of Planning and Development Department, explained that Item 86 [GPA-14304] and Item 87 [ZON-14308] are projects that are waiting for a companion item to catch up from the Planning Commission meeting; therefore, she requested they be held in abeyance to 11/15/2006 instead of November 1, 2006. COUNCILMAN ROSS verified that he was aware of the request.

9:00 AM

88. [GPA-14325 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request to amend the Downtown Redevelopment Area Land Use Plan FROM: MXU \(MIXED USE\) TO: C \(COMMERCIAL\) on 1.33 acres at 700, 708, 712, 714 and 716 South 10th Street and 715 and 717 South 9th Street \(APNs 139-34-810-101 through 105, 074 and 075\), Ward 5 \(Weekly\). NOTE: As of August 6, 2006 this item is located in Ward 3 \(Reese\). Staff recommends DENIAL. The Planning Commission \(4-3 vote on a motion for approval\) failed to obtain a supermajority which is tantamount to DENIAL](#)

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349].

9:00 AM

Minutes:

DAVE CLAPSADDLE, GC Garcia, 1711 Whitney Mesa Drive, appeared on behalf of the applicant together with ARCHITECT JEFF MOSLEY, property owners STEVE GREGORY, GLENDA DESHAW, and ALISA REYNOLDS. He indicated the project is located on Charleston Boulevard, between 9th and 10th Street. The project consists of 18,000 square feet of ground floor retail with 350 condominiums above the retail. There will be 15 to 17-story towers. There will be no access to Charleston Boulevard. All access will be off of 9th Street and 10th Street. An issue that came forward at the Planning Commission meeting was the vacation of the alley, and it was agreed not to vacate the north/south alley that is not on their property. There are no landscaping waivers. All the parking will be on a parking garage; six levels and one underground level. There will be no surface parking on the site.

1:46 PM

Minutes:

MR. CLAPSADDLE clarified that the reason for the general plan is to unify the land use and not have half the property designated commercial and the other half mixed used. The only portion of the property that is not C-1 are the three lots on the northeast corner. All recreational amenities will be above the garage, including the pool and dog run.

1:49 PM

Minutes:

MR. CLAPSADDLE indicated they meet the parking requirements, but are asking for a parking variance to free up spaces, according to current Code, to allow a small restaurant or cafe.

1:50 PM

Minutes:

MR. CLAPSADDLE indicated that whatever project is built on the property, they still require a residential adjacency variance because some of the lots are still zoned R-1. He believes this project is appropriate because of its frontage along Charleston Boulevard and it is within the redevelopment plan. The redevelopment plan asks for modern, integrated development, which in turn will spur additional redevelopment.

1:52 PM

Minutes:

MR. CLAPSADDLE noted that a neighborhood meeting was held and submitted 11 signatures of support from those people who attended the meeting. A letter was also mailed asking for input from the residents. He also canvassed the neighborhood from Eight Street and Ninth Street to ensure that as many people as possible knew about the project.

1:52 PM

Minutes:

TED RUSSELL, Las Vegas resident, appeared in support and stated the project would be an enhancement to that section of the City.

1:53 PM

Minutes:

JOE AUSTIN, AUSTIN Family Trust, 529 South 9th Street, stated he met with MR. CLAPSADDLE, who failed to address questions regarding traffic and the need for a parking variance. Parking formulas do not take into account any functions, guests, parties, retail shopping and employee parking. This particular area has a substantial amount of residential, professional and medical businesses. Parking is already a problem and curbside parking is not an option. He does not oppose the project, but the applicant should provide additional parking and convenience. The project will force traffic to the north side of Charleston Boulevard.

1:54 PM

Minutes:

LARRY HARRISON, 724 South 9th Street, resides across from the project, and stated he is not opposed to the project, but is concerned about the construction process and its negative impact on his business.

2:02 PM

Minutes:

CHARLES SORRELLS stated he owns a business at the corner of 10th Street and Garces Avenue. He appeared in support and believes the project will be great for the entire neighborhood, as well as encourage more growth. His business has approximately 10 parking spaces and never full.

2:02 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, indicated the applicant is well qualified to add to the enhancement of the lifestyle quality and opportunity in downtown with such a commendable project. He asked what is the specific nature of the commercial retail and the affordable price range of the units. He asked that the City Council make decision in the best interests of the City.

2:03 PM

Minutes:

YVETTE ROBICHAUD owns a law firm at 701 South 9th Street and expressed concern about the vacation of the alleyway. MAYOR PRO TEM REESE verified that the alley will not be vacated. She expressed concern about the 17-story highrise, as it is too insense and overbuilt for the neighborhood. The only structure that is three story in this area is the FBI building on Charleston Boulevard. She agrees that the area needs to be redeveloped, but asked that it be reasonable commercial use, not a 17-story condominium highrise. The project will create parking issues for all the business owners on Ninth Street.

2:06 PM

Minutes:

ED MILEY and JUDGE STEPHANIE MILEY appeared in opposition. MR. MILEY indicated the proposed project is ill-conceived, ill-designed and badly planned. The applicant is scheduled to be completed within three to five years, and the applicant has not addressed concerns about the construction hours and noise, which will interfere with the existing attorneys' offices and their clients. He met with the applicant and they conceded they are looking on flipping the propety for about seven million dollars. MR. MILEY felt the applicant is a land speculator. Since the property has been taken over crime has increased and the parcel has become an attractive and dangerous nuisance. In addition, homeless are migrating there. The applicant should have a security guard to ensure that no vagrants use the empty property.

2:09 PM

Minutes:

GEORGE BOCHANIS, 631 South 9th Street, appeared in opposition and stated he has onwed his law office at this location for the last 14 years. He is concerned with the incompatibility of a 17-story office/retail/condo project. His office building does not need any revitalization, as he has invested a lot in the building. He has 16 employees and there is always a need for additional parking. His clients are not going to want to park in a 6-story parking structure when they can park on the street. The applicant is attempting to overbuild the site and this type of development is incompatible and inconsistent with this particular area. MR. BOCHANIS pointed out he does not object to office or retail, but he does not support a 17-story highrise. He questioned the viability of the project and expressed concern about the proposed highrise projects.

2:16 PM

Minutes:

MAYOR PRO TEM REESE expressed concerns with the construction's timeline and the represtation that the neighbors were in support. He requested to hold all the applications in abeyance for 30 days in order to meet with those people who spoke today, discuss the construction process, and its affect on the adjacent businesses. He understands the concern about the project's density and parking. There are many similar applications coming forward, but they should not negatively impact the surrounding neighborhoods.

2:23 PM

Minutes:

MR. CLAPSADDLE agreed to the abeyance and confirmed he would meet with MAYOR PRO TEM REESE to discuss the traffic study and speak with the neighbors as well.

2:26 PM

Minutes:

COUNCILMAN BROWN recalled when the lawyers began to move into this residential area and the residents were quite concerned about the traffic impact and commercialization. What has been development has been outstanding with beautiful streetscapes. NOW the next transition is from professional to vertical residential and vertical mixed use. He would like to participate in meeting with the applicant and neighboring

business owners, because one story office is no longer viable. These proposals are becoming very common and more input from the development community, the professional community and residents would help the City Council make better policy decisions.

2:26 PM

Minutes:

MAYOR PRO TEM REESE commented he would set up a neighborhood meeting to obtain input from the residents and work with the applicant to ensure this project is completed. Additionally, he asked the applicant ensure that those areas that are dangerous and blighted are addressed as soon as possible.

2:29 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, announced that Planning staff is completing the mixed use ordinance, which has corridor studies. They are in the final stages of getting comments from the industry, especially NAIOP (National Association of Industrial and Office Properties) and that ordinance will come before the City Council within 30 days. Staff will be happy to make that draft available, as this area is one that is being addressed.

2:30 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349].

9:00 AM

89. [ZON-14338 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: FIRST STREET PROPERTIES, LLC - Request for a Rezoning FROM: P-R \(PROFESSIONAL OFFICE AND PARKING\) AND R-4 \(HIGH DENSITY RESIDENTIAL\) TO: C-1 \(LIMITED COMMERCIAL\) on 0.52 acres at 700, 708 and 712 South 10th Street \(APNs 139-34-810-101 through 103\), Ward 5 \(Weekly\). NOTE: As Of August 6, 2006 this item is located in Ward 3 \(Reese\). Staff recommends DENIAL. The Planning Commission \(5-2 vote\) recommends APPROVAL](#)

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

90. [VAR-14342 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request for a Variance TO ALLOW NO STEPBACK BEYOND THE BUILDING SETBACK LINE WHERE A 1:1 STEPBACK TO HEIGHT RATIO IS REQUIRED ALONG A STREET CLASSIFIED AS COLLECTOR OR LARGER IN](#)

CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), R-4 (High Density Residential) Zone, P-R (Professional Office and Parking) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). NOTE: As of AUGUST 6, 2006 this item is located in Ward 3 (Reese). The Planning Commission (5-2 vote) and staff recommend DENIAL

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

91. VAR-14345 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request for a Variance TO ALLOW LOT COVERAGE OF 56 PERCENT WHERE 50 PERCENT IS THE MAXIMUM ALLOWED IN CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), R-4 (High Density Residential) Zone, P-R (Professional Office and Parking) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). NOTE: As of AUGUST 6, 2006 this item is located in Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

92. VAR-14347 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request for a Variance TO ALLOW 624 PARKING SPACES WHERE 635 IS THE MINIMUM NUMBER OF PARKING SPACES REQUIRED IN CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), R-4 (High Density Residential) Zone, P-R (Professional Office and Parking) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). As

of AUGUST 6, 2006 this item is located in Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

93. SUP-14339 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), R-4 (High Density Residential) Zone, P-R (Professional Office and Parking) Zone and C-1 (Limited Commercial) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). NOTE: As of AUGUST 6, 2006 this item is located in Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

94. VAC-12884 - PUBLIC HEARING - APPLICANT: STEVE GREGORY - OWNER: CASINO CENTER PROPERTIES, LLC. - Petition to Vacate public alleys generally located south of Garces Avenue, between 9th Street and 10th Street, Ward 5 (Weekly). NOTE: As of AUGUST 6, 2006 this item is located in Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B.

GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

95. [SDR-14349 - PUBLIC HEARING - APPLICANT: CASINO CENTER PROPERTIES - OWNER: CASINO CENTER PROPERTIES, LLC, ET AL - Request for a Site Development Plan Review FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF 350 RESIDENTIAL CONDOMINIUM UNITS AND 18,000 SQUARE FEET OF COMMERCIAL FLOOR AREA WITHIN ONE 14-STORY AND ONE 17-STORY BUILDING, AND A WAIVER OF THE RESIDENTIAL ADJACENCY REQUIREMENTS on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street \(APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003\), R-4 \(High Density Residential\) Zone, P-R \(Professional Office and Parking\) Zone and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-1 \(Limited Commercial\) Zone\], Ward 5 \(Weekly\). NOTE: As of AUGUST 6, 2006 this item is located in Ward 3 \(Reese\). The Planning Commission \(4-3 vote\) and staff recommend DENIAL](#)

Motion made by GARY REESE to Hold in Abeyance Item 88 [GPA-14325], Item 89 [ZON-14338], Item 90 [VAR-14342], Item 91 [VAR-14345], Item 92 [VAR-14347], Item 93 [SUP-14349], Item 94 [VAC-12884] and Item 95 [SDR-14349] to 11/01/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 88 [GPA-14325] for all related discussion.

9:00 AM

96. [ZON-13837 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Rezoning FROM: R-E \(RESIDENCE ESTATES\), R-E \(RESIDENCE ESTATES\) UNDER RESOLUTION OF INTENT TO C-1 \(LIMITED COMMERCIAL\), R-3 \(MEDIUM DENSITY RESIDENTIAL\) AND C-1 \(LIMITED COMMERCIAL\) TO: C-2 \(GENERAL COMMERCIAL\) on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 96 [ZON-13837], Item 97 [VAR-14320], Item 98 [VAR-16049], Item 99 [SUP-13836], Item 100 [SUP-14324], Item 101 [SUP-14329] and Item 102 [SDR-13833].

2:31 PM

Minutes:

ROBERT GROESBECK, 5820 South Pecos Road, appeared on behalf of the applicant and stated that the project is over 20 acres that will be an amenity for the neighborhood. The project will consist of a retail/commercial component. It will create a one-stop-shop. He thanked DOUG RANKIN, Planning and Development Department, for his help. The project will serve as a prototype for Ace Hardware/Ahern Rentals that will be launched in Southern Nevada and throughout the west. He believes they have been able to work out the issues the residents have with the variance requests.

2:33 PM

Minutes:

Following is a list of residents who appeared in support of the proposed project: TOM DiMARCO resides at 621 Clarkway Drive and owns property at 1900 West Bonanza Road, , WALTER JONES, 1951 Sutro Lane, DANIEL BLACK, 805 Clarkway Drive, LONNIE WILSON, 1930 Fair Avenue, J.D. BELL, 1131 Sharon Road, ROBIN HECK, 805 Clarkway Drive, MARCIA LAWRENCE, 1200 Comstock Drive, BEATRICE TURNER, Las Vegas resident, TED RUSSELL, Las Vegas resident, TOM McGOWAN, Las Vegas resident, CONSUELO McCUIN, 110 Ralston Drive, FLORENCE JONES, ASSEMBLYMAN HARVEY MUNFORD, DAVE WOOTEN, 829 Clarkway Drive. Many feel the project will be good for the neighborhood, will provide additional jobs and needed redevelopment and bring a new vitality to the area. They are pleased that the applicant is providing something positive and one that will enhance the neighborhood and at the same time provide services, such as a hardware shop, U-Haul Rental, and auto repair shop, all at one location. This will be an asset for the entire neighborhood. The Aherns have long established a reputation for integrity, business development and job opportunities in this community. They thanked COUNCILMAN WEEKLY for working with the neighborhood and addressing the residents' concerns. Most importantly, MR. AHERN is willing to do what the residents are requesting.

2:36 PM

Minutes:

MR. NADER, 1720 West Bonanza Road, was surprised for the request of all the Variances without providing any enhancement to the area, which is needed in this area. The 10-foot block wall will make the property look like a correctional facility rather than an ornamental eight-foot wrought iron fence.

2:37 PM

Minutes:

MS. HECK submitted a support letter for the record.

9:00 AM

Minutes:

Regarding Item 102 [SDR-13833], COUNCILMAN WEEKLY clarified for MS. LAWRENCE that the applicant will provide an eight-foot decorative block wall with 20-foot box trees.

9:00 AM

Minutes:

ATTORNEY GROESBECK reiterated that the project will provide a wonderful amenity for the surrounding neighborhood. He thanked the residents for their input and involvement has been great.

2:49 PM

Minutes:

COUNCILMAN WEEKLY explained that there have been many meetings about this project with many fully supporting the project and others have had many concerns. He wants to ensure that the applicant adheres to the many conditions imposed on this project, especially for those residents who do not support the project. The Bonanza corridor is becoming an industrial corridor and unlikely that a residential development could be developed at this location. The residents to the east and west, who will be most affected, fully support this project. The enhanced landscaping and decorative block wall will be a tremendous enhancement. There will be no ingress and egress on Washington Avenue and a crash gate for fire rescue only.

2:50 PM

Minutes:

COUNCILMAN WEEKLY clarified that the Variance request for Item 98 [VAR-16049] was particularly requested by the residents.

2:53 PM

Minutes:

Regarding Item 99 [SUP-13836], MARGO WHEELER, Director of Planning and Development Department, recommended a change to Condition 2 to add the word construction to specify commercial building construction. This will clarify that the equipment that would be rented would be principally for residential home use and not for commercial building construction. ATTORNEY GROESBECK agreed with the condition and added that all of the commercial equipment will be permanently housed southside of Bonanza Road.

2:54 PM

Minutes:

MS. WHEELER confirmed that the development is in conformance with the site plan submitted on August 15th. She also clarified that Conditions 6, 7 and 8 state that the landscaping is only for the eastern portion that abuts other commercial properties and multi-family. Regarding the block wall, all of the block walls facing public right-of-ways will be decorative and not the interior walls. COUNCILMAN WEEKLY added that a booklet is available on what type of equipment is to be stored on the Ace Hardware store.

2:56 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 96 [ZON-13837], Item 97 [VAR-14320], Item 98 [VAR-16049], Item 99 [SUP-13836], Item 100 [SUP-14324], Item 101 [SUP-14329] and Item 102 [SDR-13833].

9:00 AM

97. [VAR-14320 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Variance TO ALLOW A SETBACK OF 73 FEET WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A MINIMUM 84-FOOT SETBACK, AND TO ALLOW A ZERO-FOOT SIDE YARD BUILDING SETBACK WHERE 10 FEET IS THE MINIMUM SETBACK REQUIRED IN CONJUNCTION WITH A RENTAL STORE WITH OUTSIDE STORAGE on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone, R-3 \(Medium Density Residential\) Zone and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-2 \(General Commercial\) Zone\], Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

98. [VAR-16049 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Variance TO ALLOW A PROPOSED 10-FOOT HIGH BLOCK WALL WHERE EIGHT FEET IS THE MAXIMUM ALLOWED on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone, R-3 \(Medium Density Residential\) Zone, and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-2 \(General Commercial\) Zone\], Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

99. [SUP-13836 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Special Use Permit FOR A RENTAL STORE WITH OUTSIDE STORAGE on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone, R-3 \(Medium Density Residential\) Zone, and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-2 \(General Commercial\) Zone\], Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to amended conditions and amending Condition 2 as read for the record:

Minutes:

*2. Rental product shall not include heavy machinery or heavy equipment used for manufacturing or commercial building construction. Said equipment shall be a maximum height of 12 feet.

9:00 AM

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

100. [SUP-14324 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Special Use Permit FOR A TRUCK RENTAL ESTABLISHMENT on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone, R-3 \(Medium Density Residential\) Zone, and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-2 \(General Commercial\) Zone\], Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

101. [SUP-14329 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Special Use Permit FOR AN AUTO REPAIR GARAGE, MAJOR on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R-E \(Residence Estates\) Zone under Resolution of Intent to C-1 \(Limited Commercial\) Zone, R-3 \(Medium Density Residential\) Zone and C-1 \(Limited Commercial\) Zone \[PROPOSED: C-2 \(General Commercial\) Zone\], Ward 5 \(Weekly\). Staff recommends DENIAL. The Planning Commission \(7-0 vote\) recommends APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

102. [SDR-13833 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC, ET AL - Request for a Site Development Plan Review FOR A PROPOSED RENTAL STORE WITH OUTSIDE STORAGE; A 99,000 SQUARE-FOOT COVERED STORAGE AREA; A 21,600 SQUARE-FOOT AUTO REPAIR GARAGE, MAJOR; A 25,200 SQUARE-FOOT HARDWARE STORE AND WAIVERS OF PERIMETER LANDSCAPE BUFFER AND WALL DESIGN REQUIREMENTS on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive \(APNs 139-28-302-013, 017 through 026, and 033\), R-E \(Residence Estates\) Zone, R-E \(Residence Estates\) Zone under Resolution of Intent to C-1](#)

(Limited Commercial) Zone, R-3 (Medium Density Residential) Zone, and C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 96 [ZON-13837] for all related discussion.

9:00 AM

103. ZON-15411 - PUBLIC HEARING - APPLICANT/OWNER: MICHELLE ZAMORA - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres at 1148 South Maryland Parkway (APN 162-03-514-021), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

Motion made by GARY REESE to Approve subject to conditions

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 1; Absent: 2; GARY REESE, LARRY BROWN, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); LAWRENCE WEEKLY,; OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 103 [ZON-15411] and Item 104 [SDR-15409].

9:00 AM

Minutes:

MICHELLE ZAMORA, 1148 South Maryland Parkway, was present and agreed to all conditions. She indicated the request is for a real estate office.

2:59 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, verified that the office is in the general vicinity of Charleston Boulevard. He supported the request.

2:59 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 103 [ZON-15411] and Item 104 [SDR-15409] closed.

9:00 AM

104. SDR-15409 - PUBLIC HEARING - APPLICANT/OWNER: MICHELLE ZAMORA - Request for a Site Development Plan Review FOR A CONVERSION OF A 1,051 SQUARE FOOT RESIDENCE TO AN OFFICE BUILDING AND A WAIVER OF THE LANDSCAPE BUFFER REQUIREMENTS on

0.16 acres at 1148 South Maryland Parkway (APN 162-03-514-021), PROPOSED: P-R (Professional Office and Parking) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

Motion made by GARY REESE to Approve subject to conditions

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 1; Absent: 2; GARY REESE, LARRY BROWN, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); LAWRENCE WEEKLY,; OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 103 [ZON-15411] for all related discussion.

9:00 AM

105. VAR-14313 - PUBLIC HEARING - APPLICANT: DENNIS IWASAKA OWNER: MAX JONES PROFESSIONAL PLAZA - Request for a Variance TO ALLOW A PROPOSED 21,551 SQUARE-FOOT TWO-STORY OFFICE BUILDING TO HAVE A SETBACK OF 53 FEET WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE 105 FEET on 0.85 acres at 1506 South Jones Boulevard (APN 163-01-201-006), O (Office) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL

Motion made by LOIS TARKANIAN to Hold in Abeyance Item 105 [VAR-14313] and Item 106 [SDR-14311] to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 105 [VAR-14313] and Item 106 [SDR-14311].

9:00 AM

Minutes:

PHILIP REGESKI, PR Engineering, 10225 Schuster Street, appeared on behalf of the applicant and accepted all conditions.

3:01 PM

Minutes:

JODY MOBLEY, 1585 Red Rock Street, appeared in opposition, as the proposed project would encroach upon her property. The two stories will be directly adjacent to her property. She is concerned with safety and security. Granting the variance will negatively impact property values. She asked for additional time to discuss this development. If the application are approved, she asked that there be security surveillance on the property at all times. She would prefer that no windows be allowed to the rear overlooking her property.

3:02 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, appeared in opposition for the same reasons as expressed by MS. MOBLEY.

3:04 PM

Minutes:

COUNCILWOMAN TARKANIAN indicated she was aware of only one protest. She felt it will be more secure if the property is developed. She suggested holding the items to the October 18, 2006 City Council meeting to meet with applicant and the residents to explain the reason why the setback is so close to the residents. Jones Boulevard was raised about seven and a half feet and it makes it difficult to build.

3:06 PM

Minutes:

MR. REGESKI replied that they have been through the rezoning process at the County and then decided to annex into the City. He explained that the windows facing the east are windows that cannot see out of. This has also been done with the windows that face the north and south. However, he was amenable to the abeyance request.

3:08 PM

Minutes:

COUNCILWOMAN TARKANIAN asked MS. MOBLEY to notify her neighbors about the meeting.

3:09 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 105 [VAR-14313] and Item 106 [SDR-14311].

9:00 AM

106. [SDR-14311 - PUBLIC HEARING - APPLICANT: DENNIS IWASAKA OWNER: MAX JONES PROFESSIONAL PLAZA - Request for a Site Development Plan Review FOR A PROPOSED 21,551 SQUARE-FOOT TWO-STORY OFFICE BUILDING AND A WAIVER OF PERIMETER LANDSCAPE REQUIREMENTS on 0.85 acres at 1506 South Jones Boulevard \(APN 163-01-201-006\), O \(Office\) Zone, Ward 1 \(Tarkanian\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by LOIS TARKANIAN to Hold in Abeyance Item 105 [VAR-14313] and Item 106 [SDR-14311] to 10/18/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 105 [VAR-14313] for all related discussion.

9:00 AM

107. [VAR-15021 - PUBLIC HEARING - APPLICANT/OWNER: JEFFREY D. AND DENISE L. MAZUR - Appeal filed by the applicant from the denial by the Planning Commission of a request for a Variance TO ALLOW THE FLOOR AREA OF A PROPOSED NON-HABITABLE ACCESSORY STRUCTURE TO BE 86 PERCENT OF THE PRINCIPAL DWELLING UNIT WHERE 50 PERCENT IS THE MAXIMUM AREA ALLOWED on 0.47 acres at 6230 Corbett Street \(APN 125-26-703-016\), R](#)

-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 107 [VAR-15021] and Item 108 [SUP-15019].

9:00 AM

Minutes:

The applicant, JEFF MAZUR, 6230 Corbett Street, asked to build a detached garage in his backyard.

3:12 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, verified that the non-habitable structure will be used only as a garage.

3:12 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 107 [VAR-15021] and Item 108 [SUP-15019].

9:00 AM

108. SUP-15019 - PUBLIC HEARING - APPLICANT/OWNER: JEFFREY D. AND DENISE L. MAZUR - Appeal filed by the applicant from the denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 1,520 SQUARE-FOOT NON-HABITABLE ACCESSORY STRUCTURE at 6230 Corbett Street (APN 125-26-703-016), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend DENIAL

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 107 [VAR-15021] for all related discussion.

9:00 AM

109. VAR-15051 - PUBLIC HEARING - APPLICANT: EGJ MANAGEMENT, LLC - OWNER: RANCHO DRIVE, LLC - Request for a Variance TO ALLOW THE TOTAL SQUARE FOOTAGE OF PROPOSED ACCESSORY STRUCTURES TO EXCEED 50% OF THE FLOOR AREA OF THE MAIN DWELLING AND TO ALLOW AN ACCESSORY STRUCTURE IN FRONT OF THE MAIN

DWELLING on 45.91 acres at 8100 North Rainbow Boulevard (APN 125-35-301-015), R-E (Residence Estates) Zone, Ward 6 (Ross). [NOTE: The address is 5050 North Rainbow Boulevard.] The Planning Commission (6-0 vote) and staff recommend APPROVAL

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open for Item 109 [VAR-15051] and Item 110 [SUP-15050].

9:00 AM

Minutes:

BRIAN EHLERT, EGJ Management, LLC, appeared on behalf of the applicant and agreed to all conditions.

3:14 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, requested clarification of the site.

3:15 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed for Item 109 [VAR-15051] and Item 110 [SUP-15050].

9:00 AM

110. SUP-15050 - PUBLIC HEARING - APPLICANT: EGJ MANAGEMENT, LLC - OWNER: RANCHO DRIVE, LLC - Request for a Special Use Permit FOR THE PROPOSED ADDITION OF THREE HABITABLE ACCESSORY STRUCTURES AND ONE NON-HABITABLE ACCESSORY STRUCTURE at 8100 North Rainbow Boulevard (APN 125-35-301-015), R-E (Residence Estates) Zone, Ward 6 (Ross). [NOTE: The address is 5050 North Rainbow Boulevard.] The Planning Commission (6-0 vote) and staff recommend APPROVAL

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

See Item 109 [VAR-15051] for all related discussion.

9:00 AM

111. SUP-14692 - PUBLIC HEARING - APPLICANT: SPEEDY CASH INC. - OWNER: KMC II, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED; A WAIVER OF THE 200-FOOT SEPARATION DISTANCE FROM A PARCEL ZONED FOR A

RESIDENTIAL USE AND A WAIVER OF THE 1000-FOOT SEPARATION DISTANCE FROM ANOTHER FINANCIAL INSTITUTION at 4343 North Rancho Drive, Suite #150 (APN 138-02-701-004), C-2 (General Commercial) Zone, Ward 6 (Ross). NOTE: THE APPLICATION HAS BEEN AMENDED FROM A PROPOSED FINANCIAL INSTITUTION, SPECIFIED TO A PROPOSED AUTO TITLE LOAN BUSINESS. THE APPLICANT HAS BEEN CHANGED FROM SPEEDY CASH, INC. TO FMMR DBA RAPID CASH. Staff recommends DENIAL. The Planning Commission (3-3-1 vote on a motion for approval) ended in a tie vote which is tantamount to DENIAL

Motion made by STEVEN D. ROSS to Approve subject to conditions

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

LUCY STEWART, 856 East Sahara Avenue, appeared on behalf of the applicant and explained that one of the waiver is from residential, but they are separated by a block wall and collector street. Additionally, the nearest entrance to subdivision is a approximately a quarter mile away to the west. Therefore, they do not have a direct impact on the residents to the west. The other waiver is for a separation from a similar business located on the northeast corner of Craig Road and Rancho Drive. The reason for the 1000-foot separation is to reduce the proliferation of these type of businesses at one intersection; however, in this instance, there is approximately 80 acres of commercial at this intersection and only one such business. MS. STEWART agreed with all conditions.

3:17 PM

Minutes:

TOM McGOWAN, Las Vegas resident, stated that the agenda text does not differentiate as to the applicability of the separation distance. He asked how would the Council arrive at making a decision in this matter.

3:19 PM

Minutes:

COUNCILMAN ROSS acknowledged the proliferatin of these type of businesses and that he is particularly fond of having one in every block. Neighborhood meetings were held and two letters of opposition were received, but he does not see any problems with this particular location and would support the request.

3:20 PM

Minutes:

COUNCILMAN WEEKLY requested MS. STEWART to relay to her client, Rapid Cash, to clean the landscape buffer on property located at Washington Avenue and Rancho Drive.

3:21 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

112. [SUP-15023 - PUBLIC HEARING - APPLICANT: SUN LOAN COMPANY - OWNER: PLAZA LOS ARCOS, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED; WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM ANOTHER FINANCIAL INSTITUTION, SPECIFIED; WAIVER OF THE 200-FOOT DISTANCE SEPARATION REQUIREMENT FROM A RESIDENTIAL USE; AND A WAIVER OF THE 1,500 SQUARE-FOOT MINIMUM SIZE REQUIREMENT at 633 North Decatur Boulevard, Suite G \(APN 138-25-713-223\), C-1 \(Limited Commercial\) Zone, Ward 1 \(Tarkanian\). Staff recommends DENIAL. The Planning Commission \(6-1 vote\) recommends APPROVAL](#)

Motion made by LOIS TARKANIAN to Deny

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 3; GARY REESE, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, LARRY BROWN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

CHRISTY CAHALL, Moran & Associates, 630 South Fourth Street, appeared on behalf of the applicant and explained they have been in business for over 35 years and have other five locations in Las Vegas. This particular company counsels their consumer before a loan is granted. She stressed that this company is not for a payday loan company or do auto title loans. They are strictly signature loans and the interest and principal are both paid off equally in monthly payment. This particular applicant is simply relocating not a new location.

3:22 PM

Minutes:

TOM McGOWAN, Las Vegas resident, requested reason for waivers for established requirements. He stated that codes are in set in place and should be adhered.

3:25 PM

Minutes:

COUNCILWOMAN TARKANIAN expressed concern with the application. It does not meet the minimum requirements of Title 19. It is adjacent to both single and multi-family residential and located within 125 feet from a similar use. This area has a multitude of problems. COUNCILWOMAN TARKANIAN added there is no adequate buffer between the residences and the proposed use. She does not feel this is compatible or harmonious with the existing neighborhood.

3:27 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

113. [SUP-15404 - PUBLIC HEARING - APPLICANT: QC FINANCIAL SERVICES - OWNER: JOOJ INVESTMENT LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND WAIVER FROM THE 1000 FOOT SEPARATION](#)

REQUIREMENT FROM AN EXISTING FINANCIAL INSTITUTION, SPECIFIED at 6433 West Charleston Boulevard (APN 163-02-114-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL

Motion made by LOIS TARKANIAN to Approve subject to conditions and adding the following as read for the record:

Minutes:

*a. No waivers are required.

9:00 AM

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 3; GARY REESE, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, LARRY BROWN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

BRIAN CRUMP, Q.C. Financial Services, appeared on behalf of the applicant, and stated DAREN ANDERSON, President and CEO of the company, is also the President of the CFSA (Community Financial Services of America) that assist in self-governing the morals, ethics and business practices of the pay day loan industry.

3:30 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, commented that the waiver is no longer necessary as the check cashing license at the market across the street is no longer classified as a financial institution specified. Recently the code has been amended to create a new category for those uses, such as the grocery stores that cashes checks for a flat fee.

3:31 PM

Minutes:

TOM MCGOWAN, Las Vegas resident, appeared in support.

3:31 PM

Minutes:

COUCILWOMAN TARKANIAN stated she is not a great fan of these financial institutions. She verified with MS. WHEELER that the text amendment to create that new category was approved by the City Council.

3:32 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

114. SUP-15413 - PUBLIC HEARING - APPLICANT: ILAN CERVIN - OWNER: MARK ORCHARD - Request for a Special Use Permit FOR MOTOR VEHICLE SALES (USED) on 0.37 acres at 1515 Industrial Road (APN 162-04-608-005), M (Industrial) Zone, Ward 3 (Reese). The Planning

Commission (7-0 vote) and staff recommend APPROVAL

Motion made by LARRY BROWN to Approve Item 72 [GPA-14118], Item 73 [ZON-14120], Item 74 [VAR-14122], Item 75 [SDR-14114], Item 79 [ZON-15031], Item 80 [SDR-15030], Item 82 [SUP-13362], Item 84 [RQR-15420] and Item 114 [SUP-15413] to 10/18/2006; Item 85 [ARC-13764] to 11/01/2006; and Item 86 [GPA-14304] and Item 87 [ZON-14308] to 11/15/2006

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 2; GARY REESE, LARRY BROWN, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE requested that Item 114 [SUP-15413] be held in abeyance to 10/18/06.

9:00 AM

115. MSH-13509 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to amend the Master Plan of Streets and Highways to reclassify Industrial Road from an 80-foot Secondary Collector to a 100-foot Primary Arterial between Wyoming Avenue and Sahara Avenue; to reclassify Western Avenue from a 60-foot Minor Collector to a 80-foot Secondary Collector between Charleston Boulevard and Sahara Avenue; to add the Martin Luther King Boulevard/Industrial Road flyover as a Primary Arterial with Limited Access; to reclassify Bearden Drive from a 60-foot Minor Collector to a 80-foot Secondary Collector between Shadow Lane and Martin Luther King Boulevard; to reclassify Shadow Lane from a 60-foot Minor Collector to a 80-foot Secondary Collector from Alta Drive to Charleston Boulevard and to add Grand Montecito Parkway as a 90-foot Primary Arterial from Centennial Parkway to Durango Drive, Wards 1 (Tarkanian), 3 (Reese), 5 (Weekly) and 6 (Ross). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL

Motion made by LAWRENCE WEEKLY to Approve subject to conditions

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 3; GARY REESE, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, LARRY BROWN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

Under Item 61, BOB BROCKAW, 3031 Scenic Valley Way, Henderson and CHAD MELENGA, 3660 South Valley View Boulevard, were present to request that Item 115 [MSH-13509] be held in abeyance. MR. BROCKAW explained that they are involved with two projects on Bearden Drive. The owners of these projects are out of state; one in South Carolina and one in Texas. They would like additional time to evaluate how this amendment would affect their projects. BART ANDERSON, Public Works Department, explained that a portion of the Master Street and Highways amendment applies to the Bearden Drive alignment. He also indicated that the City Engineer was not present at this time, but would be able to answer all questions when the item is brought forward. MAYOR PRO TEM suggested that MR. BROCKAW wait for the City Engineer to arrive.

9:00 AM

Minutes:

JORGE CERVANTES, Public Works Department, explained that Master Plan of Streets and Highways would be amended to add and modify several streets. The streets that are being modified are streets in connection with Project Neon, which is a project the City is working in collaboration with the Department of Transportation (NDOT). This is a multitude widening of streets, mainly the widening of I-15, the reconstruction of the Charleston Interchange, the construction of Industrial/Martin Luther King connector and the new off ramps that would service the downtown redevelopment area.

3:35 PM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, noted that the item being displayed on the monitor was incorrect and that it should be Item 115 .

3:36 PM

Minutes:

MR. CERVANTES explained the reasons beyond the changes. Industrial Road is being modified from a 80-foot right-of-way to a 100-foot right-of-way to provide continuity on that roadway. Shadow Lane was to be modified from a 60-foot to 80 feet from Alta Drive to Charleston Boulevard. but after meeting with the Rancho Manor residents, it would be modified from Bearden Drive to Charleston Boulevard.

3:36 PM

Minutes:

MR. CERVANTES indicated that another change will be done on Bearden Drive from Shadow Lane to Desert Foothills and Martin Luther King Boulevard. With the combination of the Bearden Drive and Shadow Lane, as the Martin Luther King Boulevard and Industrial Road flyover is built, there will no longer be a connection with Martin Luther King Boulevard and Charleston Boulevard. Bearden Drive and Shadow Lane will replace that connection to Charleston Boulevard. Western Avenue is being modified from 60 feet to 80 feet from Charleston Boulevard to Sahara Avenue to allow accessibility into the redevelopment area. The widening effort as part of Project Neon, the Wall Street connection is disappearing and a connection is being prepared to allow property owners to have access on Wall Street. Finally, Grand Montecito Parkway will be added as a 90-foot primary arterial from Centennial Parkway to Durango Drive.

3:37 PM

Minutes:

Once again MR. BROCKAW and MR. MELENGA came forward to represent two properties on Bearden Drive. They have entitlement for a mixed-use development on one site and other site will be entirely taken over to accommodate the widening. They are in the process of submitting applications to the Planning Commission. The medical district has changed over the years and has gone from being a medical district to a medical district that encouraged residential development. By changing the Bearden Drive portion, it will discourage the residential use. Additionally, the two properties he represents will negatively be impacted by the increase in traffic and the access to the collector of distributor ramp for the flyover.

3:38 PM

Minutes:

RENEE POOLE owns a retail business at 1422 Western Avenue, stated she does not oppose this amendment as long as access remains open for her business. MR. CERVANTES commented that access will always be available. In fact, the Western Avenue connection will provide the opportunity for her property and the all the other properties along that corridor.

3:41 PM

Minutes:

JES MEYERS, 1410 Western Avenue, stated that at neighborhood meetings it was expressed as an alignment. He asked what reclassification meant and if the widening is for the benefit of the Wall Street Towers. He pointed out that recently the water district spent money to put in backflow and the question arose what happens if the street is widened. They would have to make a connection into the main water line, which runs underneath the 12 foot by 12 foot flood control channel installed three years ago. He questioned if properties would be impacted. He further stated that these questions were first raised at neighborhood meetings and answers were not satisfactorily given.

3:42 PM

Minutes:

MR. CERVANTES replied that the Master Plan of Streets and Highways is a planning document that affords the public awareness of what is planned for the future. As people buy properties, it makes them aware of what the City is proposing to do in the future. The widening of a street, when it goes from one section to another, it is done equally on both sides. In the case of Western Avenue, it will from a 60 to an 80-foot right-of-way it will be 10 feet equally on each side. When it comes to hard design, they will take measurements and avoid buildings. MR. MEYERS reiterated that the flood channel will have to be rebuilt because there was not enough room when they installed the water to go over the top of the flood box to get the proper slope.

3:44 PM

Minutes:

TOM McGOWAN, Las Vegas resident, stated this identifies the need for a coherent master plan for the City of Las Vegas. The City Council should seriously think about its planning policy, not on a case by case basis.

3:46 PM

Minutes:

ATTORNEY STEPHANIE ALLEN, 3800 Howard Hughes Parkway, appeared on behalf of the owners and developers of World View Towers, previously known as the Wall Street Towers to support the amendment. With the Wall Street connection closing with Project Neon improvements, the Western Avenue alignment becomes crucial for north/south access along Western Avenue.

3:48 PM

Minutes:

COUNCILWOMAN TARKANIAN asked what happens to already entitled properties. MR. CERVANTES replied that staff will work with property owners. Sometimes that means adjusting the design or not widening as wide. The reason for modifying the plan now is so that people coming with potential entitlements are aware when making decisions regarding developing their property.

3:49 PM

Minutes:

COUNCILWOMAN TARKANIAN asked about eminent domain. MR. CERVANTES replied that if there should be any acquisition, NDOT would do that. The City is in a joint partnership with NDOT. If an agreement cannot be reached, then eminent domain is used to acquire the right-of-way.

3:51 PM

Minutes:

COUNCILWOMAN TARKANIAN asked about the initiative question on the upcoming election and what it means if it passes. MR. CERVANTES replied his understanding is that the initiative would not prohibit

eminent domain, but it would make them pay the highest value potential of that land.

3:51 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

116. [DIR-15794 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to revise and amend the Las Vegas Downtown Centennial Plan, Wards 3 \(Reese\) and 5 \(Weekly\). The Planning Commission \(7-0 vote\) and staff recommend APPROVAL](#)

Motion made by LAWRENCE WEEKLY to Approve

Passed For: 4; Against: 0; Abstain: 0; Did Not Vote: 0; Absent: 3; GARY REESE, LAWRENCE WEEKLY, LOIS TARKANIAN, STEVEN D. ROSS,; (None); (None); (None); OSCAR B. GOODMAN, LARRY BROWN, STEVE WOLFSON,

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing open.

9:00 AM

Minutes:

MARGO WHEELER, Director of Planning and Development Department, explained that this item is a six-year update to the Downtown Centennial Plan with regard to changes. Some of the amendments include standardizing the sidewalks width, removing some of the items that have not proven workable, such as the building setbacks. Additionally, things such as allowing eight-foot walls in the northern Strip area, a primarily industrial area, to ease the use of the plan, both by staff and for private development. There are no changes to height standards as proposed in this update.

3:52 PM

Minutes:

TOM McGOWAN, Las Vegas resident, asked that more information be included in the text of the agenda item, and for an adequate public hearing process.

3:53 PM

Minutes:

TED RUSSELL, Las Vegas resident, asked that after the Liberty Bell is dedicated in Centennial Plaza that a gate be opened every day, during school days, so that school children could visit the Liberty Bell without crossing the street.W

3:54 PM

Minutes:

MS. WHEELER noted that all of the changes proposed are the same that were in the previous updates, which included the height standards. There have been public hearings on those issues; therefore, there have been many opportunities to comment on these changes.

3:55 PM

Minutes:

MAYOR PRO TEM REESE declared the Public Hearing closed.

9:00 AM

SET DATE

117. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENTIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

Minutes:

AB - 2745 Barrington Circle; AB - 8248 Gunther Circle; Nuisance Notice and Order - 4108 Rozanne Drive; SUP-14190, SUP-14973, SUP-15347, SUP-15788, SUP-15840, VAC-15514, VAC-15661, VAR-14139, VAR-15323, VAR-15455 AND VAR-15657 - Agenda 10/18/2006

9:00 AM

CITIZENS PARTICIPATION

Minutes:

DOROTHY BARNES, Las Vegas resident, still being harassed by the General of Nellis Air Force Base. She also expressed concern for the entire nation.

3:56 PM

Minutes:

An unidentified citizen came forward and stated he was pleased to see Councilmembers express concerns regarding the Crazy Horse II. Then he referred to a City ordinance and read from the Nevada Constitution on how laws must be recorded and published. He stated that the ordinance in question does not state what City enacted the ordinance and the enacting clause. MAYOR PRO TEM REESE referred him to speak to the City Attorneys.

GR: please see our City Attorneys

3:59 PM

Minutes:

NICHOLAS STEFFORA, 301 Windfair Court, spoke regarding MIKE SIGNORELLI, who will be taking over the Crazy Horse II, never paid him for work rendered. He took MR. SIGNORELLI to court, but still did not receive anything from him.

4:03 PM

Minutes:

JOSHUA COMBS, traveler minister, stated the City is mistreating its poor and homeless. He encouraged the community to bring back the Bible and prayer into the schools. Sinful businesses should not be allowed to operate.

4:04 PM

Minutes:

TOM McGOWAN, Las Vegas resident, commended COUNCILMAN BROWN for his encouragement of deep discussion for planning. He pointed out that comments from the public seem to be gravitating into one direction; the ever need of higher standards of ethics, morality and integrity.

4:06 PM

Minutes:
MEETING ADJOURNED AT 4:12 P.M.
4:09 PM

118. 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

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

City Clerks Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Bulletin Board, City Hall Plaza, (next door to Metro Records)
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue