CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011
CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov
COUNCIL MEMBERS: OSCAR B. GOODMAN, MAYOR (At-Large)
COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)
STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)
RICKI Y. BARLOW (Ward 5), STAVROS S. ANTHONY (Ward 4)

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 Citys TDD number is 386-9108.

December 1, 2010

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 VIDEO RECORDED AS WELL AS 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 1:00PM.

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

2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

3. INVOCATION CHAPLAIN STEVE SANSON, VETERANS IN POLITICS INTERNATIONAL

4. PLEDGE OF ALLEGIANCE

5. RECOGNITION OF THE CITIZEN OF THE MONTH

6. RECOGNITION OF THE ZAP PROGRAM

7. RECOGNITION OF MELISSA ABUNDO FOR HER WORK WITH THE DISABLED

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

9. Approval of the Final Minutes by reference of the regular City Council meeting of November 3, 2010

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 SERVICES - CONSENT

10. Approval of the ratification of Susan Finucan in a Council support position as the Executive Assistant to Ward 3 ($46,532 annual salary/$28,850 benefits - General Fund) - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

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

12. Approval of a Standby Letter of Credit (LOC) in the amount of $4,500,000 with Bank of America to replace an existing LOC with Wells Fargo for the benefit of the Southern Nevada Water Authority (SNWA) in regards to the Interlocal Agreement to supply energy needs for the City's wastewater treatment facilities located at 6005 East Vegas Valley Drive and 3271 North Durango Drive - Wards 3 and 4 (Reese and Anthony) and County

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

13. Approval of a Special Event Alcoholic Beverage License for Luca's Nights, Location: Luca's Cafe & Deli, 231 South 3rd Street, Suite 110, Date: December 10, 2011, Type: Special Event Beer/Wine, Event: Social Event, Responsible Person in Charge: Alberto Wolcoff - Ward 3 (Reese)

14. Approval of a Change of Business Name for a Beer/Wine/Cooler On-sale License, Maria & Josemil Calvino, dba From: Mamita's Mexican & Cuban Food, To: Mamita's Mexican & Cuban Restaurant, 611 Fremont Street, Maria Calvino, Owner 50% and Josemil Calvino, Owner, 50% - Ward 5 (Barlow)

15. Approval of an extension of a Temporary Tavern Limited License, Vanguard Lounge, LLC, dba Vanguard Lounge, 516 Fremont Street, Andrew Wheatley, Mmbr, 25%; Jennifer Wheatley, Mmbr, 25%; and Peter Barnett, Mmbr, 50% - Ward 5 (Barlow)

16. Approval of an extension of a Temporary Beer/Wine/Cooler Off-sale License for a Change Ownership and Change of Business Name, From: Hugh Canady, dba Huey's Mart, To: Vegas Express Gas Mart, LLC, dba Vegas Express Gas Mart, 1591 North Decatur Boulevard, Matt Ricciardella, Managing Mmbr, 45%; Simoon Boles, Managing Mmbr, 40%; and Jeremiah Boucher, Managing Mmbr, 15% - Ward 5 (Barlow)

17. Approval of a new Burglar Alarm Service License, Sound Security Systems, LLC, dba Smith & Wesson Security Services of Nevada, 4225 Fidus Drive, #201, Thomas Morgan, Pres, 49% and Katrina Rydalch, Secy, Treas, 51% - County

18. Approval of a Change of Location for a Locksmith License, Alan Cross, dba Lockshop, From: 4528 West Diablo Drive, Suite C-114, To: 10713 Leatherstocking Avenue, Alan Cross, Owner, 100% - Ward 6 (Ross)

19. Approval of a Change of Business Name for a Temporary Massage Establishment License, From: Rivka Hershcovicz, dba Rivi Salon, To: Rivi Salon & Boutique, LLC, dba Rivi Salon & Boutique, LLC, 9410 West Sahara Avenue, Rivka Hershcovicz, Mmbr, 100% - Ward 2 (Wolfson)

20. Approval of a new Astrologer License and a new Psychic Arts and Science License subject to the provisions of the planning and fire codes, Matthew Hennager, dba Matthew Hennager, 6848 West Charleston Boulevard, Matthew Hennager, Owner, 100% - Ward 1 (Tarkanian) [NOTE: This license is located in an existing business Psychic Eye Book Shop]Approval of a new Astrologer License and a new Psychic Arts and Science License.

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

21. Approval of award of Modification No. 1 to Contract No. 100152-PH, Medical Supplies - Department of Fire and Rescue - Award recommended to: HENRY SCHEIN, INC. ($250,000 - General Fund)

22. Approval of award of Contract No. 110077-TF, Task Order Contract for General and Civil Engineering Services - Department of Field Operations - Award recommended to: SLATER HANIFAN GROUP ($300,000 - Street Maintenance Special Revenue Fund) - All Wards

23. Approval of revision to Purchase Order No. 272528, Engineering Design Services Agreement for Material Testing, Construction Inspection and Geotechnical Services - Department of Field Operations - Award recommended to: AZTECH INSPECTIONS AND TESTING, LLC ($105,000 - Street Maintenance Special Revenue Fund) - All Wards

24. Approval of award of Contract No. 09.15341.19-TF, Design-Build of the 500 South Main Street Parking Garage and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: WHITING TURNER CONTRACTING COMPANY ($13,983,593 - City Facilities Capital Projects Fund) - Ward 3 (Reese)

HUMAN RESOURCES - CONSENT

25. Approval to renew the contract with Sun Life for stop loss insurance ($482,170 Self-Insurance Internal Service Fund)

LEISURE SERVICES - CONSENT

26. Approval to accept $132,000 donation from Zappos Inc., to the City of Las Vegas to fund the Corporate Challenge Sporting Event for 2011 - All Wards

PUBLIC WORKS - CONSENT

27. Approval of an encroachment request from Artemus W. Ham, III, owner (506 Fremont Street,) - Ward 5 (Barlow)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

28. Discussion and possible action regarding the ratification of Candace Falder as Director of Finance and Business Services effective on or before January 1, 2011

29. Discussion and possible action regarding a Disposition and Development Agreement for the sale and lease back of land and improvements at 400 Stewart Avenue and 221 North Las Vegas Boulevard totaling approximately 7.75 acres and a purchase option for vacant parcels northeast of Las Vegas Boulevard and Stewart Avenue totaling approximately 6.88 acres (APNs 139-34-501-003 and -011, -510-045, -512-001, -004, -005, -008, -009 to -015, -018 to -025, -034 to -039, -048, -050 to -053, -055 to -056, -099 and -100) (Contingent Liability, Not to Exceed $12,000,000 and Revenue of $25,000,000) Ward 5 (Barlow)

BUSINESS DEVELOPMENT - DISCUSSION

30. Discussion and possible action regarding an Amendment to Third Amended and Restated Agreement to Design, Construct and Lease a Performing Arts Center by and among The Smith Center for the Performing Arts, a Nevada nonprofit corporation, City Parkway V, Inc., a Nevada nonprofit corporation, and the City of Las Vegas, Nevada, a political subdivision of the State of Nevada for the parcel located at 466 South Grand Central Parkway - Ward 5 (Barlow)

CITY ATTORNEY - DISCUSSION

31. ABEYANCE ITEM - Hearing, discussion and possible action regarding complaint seeking disciplinary action against Ran Oriental Therapy's LLC d/b/a Shangri La Health Clinic, 430 East Sahara Avenue, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code - Ward 3 (Reese)

RESOLUTIONS - DISCUSSION

32. R-73-2010 - Public hearing and possible action regarding a Resolution authorizing a medium-term loan in an amount not to exceed $10,848,700 for the purpose of financing energy conservation and renewable energy projects, and authorizing the officers of the City to execute documents related thereto and forward materials to the Department of Taxation - All Wards

BOARDS & COMMISSIONS - DISCUSSION

33. BUILDING AND SAFETY ENTERPRISE FUND ADVISORY COMMITTEE Christopher Knight, Term Expires 12/17/2010

34. Discussion and possible action regarding a First Amendment to the City of Las Vegas Citizens Advisory Committee to the Las Vegas Redevelopment Agency and Adopting the Amended By-Laws thereof - Wards 1, 3 and 5 (Tarkanian, Reese and Barlow)

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

35. Bill No. 2010-46 Updates the description of certain City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Beverly K. Bridges, City Clerk

36. Bill No. 2010-47 Adopts as the Citys Fire Code the International Fire Code, 2009 Edition, together with local modifications and supplements thereto. Proposed by: Greg Gammon, Chief of Fire and Rescue

37. Bill No. 2010-48 Ordinance Creating Special Improvement District No. 1519 Sidewalk Infill - Oakey Boulevard (west of Rancho Drive) and 11th Street (north of Charleston Boulevard) Sponsored by: Step Requirement

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.

38. Bill No. 2010-49 Grants to Southwest Gas Corporation a non-exclusive franchise to install, operate and maintain a transmission and distribution system to provide natural gas to consumers within the City, subject to and in accordance with the terms and conditions of the Franchise Agreement between the City and Southwest Gas Corporation. Proposed by: Bradford R. Jerbic, City Attorney

39. Bill No. 2010-50 Allows under limited circumstances the expansion, enlargement or alteration of certain nonconforming sexually oriented businesses located within the Downtown Centennial Plan Area. (TXT-39658) Sponsored by: Councilman Gary Reese

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.

40. Bill No. 2010-51 Updates certain administrative provisions of the Municipal Code relating to management functions and the names of City departments. Sponsored by: Councilman Gary Reese

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

41. 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

HEARINGS - DISCUSSION

42. ABEYANCE ITEM - Hearing and possible action on a 45-day review for the vacant or abandoned buildings located at 4152 Silver Dollar Avenue Units 2, 4, 5, 7-8, 4168 Silver Dollar Avenue Units 1-4, 6-8, 4186 Silver Dollar Avenue Units 1-7. PROPERTY OWNERS: RFH LA PAZ LLC - Ward 1 (Tarkanian)

43. Hearing and possible action regarding review of compliance of Nuisance Notice and Order to Comply and to consider preliminary report of expenses to recover fees and penalties for inspections located at 4561 East Bonanza Road. PROPERTY OWNER: HECTOR CAMACHO - Ward 3 (Reese)

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.

44. EOT-39951 - EXTENSION OF TIME - APPLICANT/OWNER: CHARLES & GAIL SHIELDS - Request for an Extension of Time of a previously approved Rezoning (ZON-15233) FROM: R-E (RESIDENCE ESTATES) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on a portion of 0.96 acres at 7180 West Azure Drive (APN 125-27-503-008), Ward 6 (Ross). Staff recommends APPROVAL.

45. EOT-39988 - EXTENSION OF TIME - APPLICANT: FISHER BROTHERS LAS VEGAS, LLC - OWNER: INTEGRAL PARTNERS PARK PLACE CENTRE - LAS VEGAS, LLC - Request for an Extension of Time of a previously approved Special Use Permit (SUP-3100) FOR MULTI-FAMILY RESIDENTIAL UNITS on 15.97 acres at 3049 Sirius Avenue (APN 162-08-418-002), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL.

46. EOT-39989 - EXTENSION OF TIME - APPLICANT: FISHER BROTHERS LAS VEGAS, LLC - OWNER: INTEGRAL PARTNERS PARK PLACE CENTRE - LAS VEGAS, LLC - Request for an Extension of Time of a previously approved Site Development Plan Review (SDR-3101) FOR A MIXED-USE RESIDENTIAL AND COMMERCIAL DEVELOPMENT on 15.97 acres at 3049 Sirius Avenue (APN 162-08-418-002), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL.

PLANNING & DEVELOPMENT - DISCUSSION

47. ABEYANCE ITEM - SDR-39469 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT: TEAM FORD - OWNER: RYAN, M. E. LLC Appeal filed from the approval by the Planning Commission of a request for a Site Development Plan Review FOR A PROPOSED 7,000 SQUARE-FOOT CARWASH AND MINI-LUBE FACILITY on 18.6 acres at 5446 Drexel Road (APN 125-34-515-005), PD (Planned Development) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

48. ABEYANCE ITEM - VAR-39122 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: EVAPS, LLC - Request for a Variance TO ALLOW ZERO-FOOT SETBACKS WHERE A 10-FOOT SIDE YARD, 15-FOOT CORNER SIDE YARD, AND 20-FOOT FRONT AND REAR YARD SETBACKS ARE REQUIRED, AND TO ALLOW 86% LOT COVERAGE WHERE 50% LOT COVERAGE IS THE MAXIMUM ALLOWED on 0.65 acres at 400 South 7th Street (APNs 139-34-710-030, 031, 032, 033), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL.

49. ABEYANCE ITEM - SDR-39121 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-39122 - PUBLIC HEARING - APPLICANT/OWNER: EVAPS, LLC - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY, 120-FOOT TALL, 55,132 SQUARE-FOOT OFFICE BUILDING WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER WIDTH REQUIREMENTS TO ALLOW ZERO-FOOT BUFFERS WHERE 15 FEET IS REQUIRED ON THE NORTH AND EAST PERIMETERS AND EIGHT FEET IS REQUIRED ON THE SOUTH AND WEST PERIMETERS on 0.65 acres at 400 South 7th Street (APNs 139-34-710-030, 031, 032, 033), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL.

50. ABEYANCE ITEM - ROC-39470 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: RICHMOND AMERICAN HOMES - OWNER: PROVIDENCE 207, LLC - Request for a Review of Condition #1 of a previously approved Variance (VAR-13245) TO MODIFY THE REQUIREMENT TO FIRE SPRINKLE ALL LOTS BY LIMITING THE REQUIREMENT TO LOTS 22, 92, 98, 102, 135 and 136 ONLY on 20.9 acres adjacent to the southwest corner of Farm Road and Hualapai Way (APNs Multiple), PD (Planned Development) Zone, Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

51. RQR-39882 - REQUIRED REVIEW - APPLICANT/OWNER: KOUTNOUYAN LIVING TRUST AND ARMENIAN ADROUSHAN & NORA LIVING TRUST - Request for a Required Review of a previously approved Special Use Permit (SUP-3128) FOR AN AUTO PARTS (NEW AND REBUILT) (ACCESSORY SALES AND SERVICE) AND AUTO REPAIR GARAGE, MINOR at 4401 Stewart Avenue (APN 140-32-201-002), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL.

52. ROC-39953 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: DONA MARIA SUMMERLIN - OWNER: EAM PROPERTIES, LLC - Request for a Review of Condition to delete conditions 2, 3, and 4 of a previously approved Special Use Permit (U-0257-91) which stated "NO ALCOHOLIC BEVERAGES SHALL BE SOLD BEFORE 11:00 A.M.; THERE SHALL BE A THREE DRINK MAXIMUM PER CUSTOMER PRIOR TO 4:00 P.M. DURING WEEKDAYS; AND THE RESTAURANT SHALL NOT REMAIN OPEN AFTER 10:00 P.M." at 3205 North Tenaya Way (APN 138-10-411-012), C-1 (Limited Commercial) Zone, Ward 4 (Anthony). Staff recommends APPROVAL.

SET DATE

53. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

54. 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

COUNCIL MEMBER RECOGNITION

55. COUNCIL MEMBER RECOGNITION: COMMENTS MADE BY INDIVIDUAL CITY COUNCIL MEMBERS DURING THIS PORTION OF THE AGENDA WILL NOT BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND SCHEDULED FOR ACTION

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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