

CITY COUNCIL MEETING OF
May 16, 2007
VERBATIM TRANSCRIPT – ITEM 110

ITEM 110 - RQR-20054 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAS VEGAS DEVELOPMENT COMPANY - OWNER: CARDAN LINDELL NORTH, L.L.C. - Required Six Month Review of a Variance TO ALLOW A PROPOSED 100-FOOT TALL FLAGPOLE WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 5550 West Sahara Avenue (APN 163-01-404-022), C-2 (General Commercial) Zone, Ward 1 (Tarkanian).

Appearance List:

LOIS TARKANIAN, Councilwoman
GARY REESE, Councilman
OSCAR GOODMAN, Mayor
BRYAN SCOTT, Assistant City Attorney
DAVID CHESNOFF, Attorney
CARL MARCELLO, Las Vegas Development Company
MARGO WHEELER, Director of Planning and Development
DAN TOWBIN, Cardan Lindell North, LLC
TOM MCGOWAN, Las Vegas resident
STEVE SANSON, Desert Storm Veteran
JOHNNY VENTURA, Korean War Veteran
CONITA JONES, 5645 O'Bannon Drive
CARLOS POLIAK, Veteran
WAYNE EARL, 2260 Westwind Road
CONNIE KLING, 5640 O'Bannon Drive
GARY SWANCIGER, 2270 Westwind Road
STEVE WOLFSON, Councilman

1 hour 11 minutes

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31 **COUNCILWOMAN TARKANIAN**

32 Councilman Reese?

33

34 **COUNCILMAN REESE**

35 Yes.

36

37 **COUNCILWOMAN TARKANIAN**

38 Mayor, through – Councilman –

39

40 **MAYOR GOODMAN**

41 Certainly.

42

43 **COUNCILWOMAN TARKANIAN**

44 – Reese.

45

46 **MAYOR GOODMAN**

47 Certainly.

48

49 **COUNCILWOMAN TARKANIAN**

50 – Item 110 there was a request for an abeyance, and I had a copy of a letter on my desk today
51 and I have been contacted and spoke with individuals yesterday about it. I did not want to grant
52 that abeyance for the reason that in May of '06 we granted the applicant what they requested
53 with the understanding, we had several neighbors here, and this Council, including the Mayor
54 and several members of the Council, very strongly stated at the end of it, there would be a six-
55 month review, and that neighbors weren't happy then they would be the reconsideration of
56 taking away the applicant's request.

57 What happened was that, quite honestly, I didn't pay close attention and the six-month, which
58 should have been last December '06 passed. I was then contacted by several residents who
59 asked me, when are you going to review that item you promised us that you would review it; the
60 Council promised us. So, I checked on it and was placed again two week, two weeks ago and a

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61 request was made by the applicant for a Variance, I mean, excuse me, for an abeyance and I did
62 abey it for two weeks at that time. I do not feel we should have any more abeyances because the
63 people are here today. They've been agitated for some time. We did make the commitment that
64 it would be a six-month review and now it's a 12-month, two-week review, and I think we
65 should keep that commitment to them. And this is nothing against the attorneys, who wish to
66 have an abeyance. I respect them professionally and as individuals. This is the applicant's
67 responsibility to have done this absolutely months ago. So, I'm requesting that we hear that item
68 now.

69
70 **COUNCILMAN REESE**

71 Okay, then we will – drop the withdrawal for abeyance on Item 110, which is an RQR two
72 thousand fifty-four, Las Vegas Development Company, fifty-five fifty West Sahara Avenue.
73 Are there any other corrections or additions to this?

74
75 **BRYAN SCOTT**

76 Mayor Pro Tem? Bryan.

77
78 **COUNCILMAN REESE**

79 Yes.

80
81 **BRYAN SCOTT**

82 Normally, the Mayor would have an abstention on Item Number 162 as a result of Mr. Brown's
83 involvement in this and his business relationship with Mr. Brown. But since, this is being
84 abeyed, Mayor, you can vote on the abeyance, since it's not a substantive motion.

85
86 **MAYOR GOODMAN**

87 All right. Very good. I also see Mr. Chesnoff, who's coming up to the podium. Mr. Chesnoff
88 and myself are involved in a business relationship, owning some property down in Elgin in
89 Nevada and –

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90 **COUNCILMAN REESE**

91 Elgin?

92

93 **MAYOR GOODMAN**

94 Elgin. It's on the way to Pioche and Penaca.

95

96 **COUNCILMAN REESE**

97 It's down the wash, yeah.

98

99 **MAYOR GOODMAN**

100 That's correct; it's in the wash.

101

102 **COUNCILMAN REESE**

103 Yeah.

104

105 **MAYOR GOODMAN**

106 It's in the toilet, this particular piece of property. But nevertheless, I've been advised by the City

107 Attorney, as a result of that, I have to abstain, so, if you'd be kind of enough –

108

109 **COUNCILMAN REESE**

110 Okay.

111

112 **MAYOR GOODMAN**

113 – to address Mr. Chesnoff.

114

115 **COUNCILMAN REESE**

116 Mr. Chesnoff, please.

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117 **DAVID CHESNOFF**

118 Yes. Thank you. David Chesnoff, 520 South 4rd Street, Las Vegas, Nevada, 89101. The reason
119 the Mayor knew that was I contacted him because of the ethical concern I had with him
120 participating in this matter. In that light, I have to raise another ethical question with respect to
121 Councilwoman Tarkanian's involvement.

122 My client, Las Vegas Development, is the real estate leasing agent for her son, Daniel Tarkanian
123 on a shopping center mall that he has. That's number one. And number two, over the years, as
124 far back as when Mayor Goodman was my law partner, we have provided legal counsel to Mrs.
125 Tarkanian, her husband, Jerry Tarkanian and me to her son Danny Tarkanian. So, I don't think
126 it's appropriate for her to participate because I wouldn't want anybody to think that she would do
127 special favors for me.

128

129 **COUNCILWOMAN TARKANIAN**

130 Mr., can I answer that?

131

132 **COUNCILMAN REESE**

133 Absolutely.

134

135 **COUNCILWOMAN TARKANIAN**

136 Well, quite honestly, I have nothing to do with that lease that he's talking about, and I have not
137 used him myself, as legal counsel. He has never served as my legal counsel.

138

139 **BRYAN SCOTT**

140 And Councilwoman, as long as there, you don't have any, as long as your independence of
141 judgment isn't compromise in any way, in your opinion, then you're able to vote on that item.

142

143 **DAVID CHESNOFF**

144 Well, I'd like the record to be complete. I absolutely believed that I was counseling Mrs.
145 Tarkanian at the time that we did it. And as recently as the last election, Mrs. Tarkanian
146 contacted me to provide legal services to her. So, I really want the record to be complete on that,

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147 especially in light of the fact that I'm the only item that was on the abeyance calendar that Mrs.
148 Tarkanian and the rest of the Council, apparently, didn't grant a continuance to. So, I think a
149 complete record needs to be made because I don't want anybody to ever suggest that I had any
150 appearance of impropriety.

151

152 **BRYAN SCOTT**

153 And just for the record, Mayor and Mayor Pro Tem, as long as the Councilwoman believes that
154 this gentleman was not her attorney at that time, there's never – been an attorney/client
155 relationship, you don't owe him any money, he doesn't owe you any money, your independence
156 of judgment isn't hampered in any way, you're able to vote on this item.

157

158 **DAVID CHESNOFF**

159 I – don't believe that that's the legal standard, most respectfully. I acted as her lawyer, her
160 husband's lawyer and I have advised her son –

161

162 **COUNCILMAN REESE**

163 Excuse me just a minute, I'm gonna call for a two-minute recess here. Councilwoman, would
164 you like to meet with Bryan?

165

166 **COUNCILWOMAN TARKANIAN**

167 Is Bryan asking me something?

168

169 **COUNCILMAN REESE**

170 No.

171

172 **COUNCILWOMAN TARKANIAN**

173 You're the attorney, so I'm letting the attorney handle this. But I didn't know if you were asking
174 me something?

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175 **COUNCILMAN REESE**

176 Well, I – just wanted to know if you and Bryan wanted to go back to the back and talk this over.

177

178 **COUNCILWOMAN TARKANIAN**

179 Well, we could. I could state that Mr. Chesnoff never represented me. I will repeat that again. I

180 did call him to see if he could represent me and no connection was made there. So –

181

182 **BRYAN SCOTT**

183 And – that doesn't form an attorney/client relationship.

184

185 **DAVID CHESNOFF**

186 Well, with all due respect –

187

188 **COUNCILWOMAN TARKANIAN**

189 I don't think so.

190

191 **DAVID CHESNOFF**

192 – to the City Attorney, conversations were had that requested my advise, communications were

193 made –

194

195 **BRYAN SCOTT**

196 But the conversations were –

197

198 **DAVID CHESNOFF**

199 Mr. City Attorney, with all due respect, since you not aware of the facts, and you're making a

200 judgment based strictly on her representations, I think we should investigate the facts first. It

201 also may require people who are present as witnesses to the fact that we have provided legal

202 representations to the Tarkanians.

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203 **COUNCILMAN REESE**

204 At this time we are in recess for a few minutes.

205

206 **RECESS: 1:50 P.M.**

207

208 **DAVID CHESNOFF**

209 Mayor – Pro Tem, I’m sorry.

210

211 **COUNCILWOMAN TARKANIAN**

212 Ready to vote? Yes.

213

214 **COUNCILMAN REESE**

215 Okay.

216

217 **COUNCILWOMAN TARKANIAN**

218 Would –

219

220 **COUNCILMAN REESE**

221 Mrs. Tarkanian –

222

223 **COUNCILWOMAN TARKANIAN**

224 – you repeat the motion, though.

225

226 **COUNCILMAN REESE**

227 Yes. Okay, you want to withdraw – Item 110 being held in abeyance?

228

229 **COUNCILWOMAN TARKANIAN**

230 Yes. I want it to be heard today.

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231 **COUNCILMAN REESE**

232 Okay, that's fine.

233

234 **END RELATED DISCUSSION – RESUME RELATED DISCUSSION**

235

236 **COUNCILMAN REESE**

237 Mr. Chesnoff, yes?

238

239 **DAVID CHESNOFF**

240 My letter reflected that I had a two o'clock conference call of some significance, so I'm hoping
241 that I would, at least, know the results of my letter so that I could represent the client that had
242 hired me prior to this matter.

243

244 **COUNCILMAN REESE**

245 How long you think you're going to be on the conference call?

246

247 **DAVID CHESNOFF**

248 At least an hour.

249

250 **COUNCILMAN REESE**

251 Would you like to have this item trailed, Councilwoman, until – four o'clock.

252

253 **COUNCILWOMAN TARKANIAN**

254 That – would be fine.

255

256 **DAVID CHESNOFF**

257 My – request is still that I get a continuance so I can be properly prepared –

258

259 **COUNCILMAN REESE**

260 Okay.

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261 **DAVID CHESNOFF**

262 – as a professional courtesy, and I can say that in 28 years of practicing law, I’ve never had a
263 request like this denied.

264

265 **COUNCILMAN REESE**

266 Okay.

267

268 **END RELATED DISCUSSION – RESUME RELATED DISCUSSION**

269

270 **COUNCILMAN REESE**

271 Hearing none, Your Honor, **I’ll make a motion to bring all these items and take the**
272 **appropriate action**, please.

273

274 **MAYOR GOODMAN**

275 All right. As to 110 I’m abstaining, as to the rest I’ll vote. Okay. Post. Motion carries.
276 **(Motion carried unanimously).**

277

278 **COUNCILMAN REESE**

279 So, you pushed the wrong button, Sir.

280

281 **MAYOR GOODMAN**

282 Excuse me?

283

284 **COUNCILMAN REESE**

285 You pushed the wrong button. Oh, I’m sorry. I’m sorry, yes. Okay.

286

287 **MAYOR GOODMAN**

288 All right.

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289 **COUNCILMAN REESE**

290 And Item 110 will be heard, time certain –

291

292 **DAVID CHESNOFF**

293 I thought – that was included with now the Mayor abstaining.

294

295 **COUNCILMAN REESE**

296 But it's going to be heard today.

297

298 **DAVID CHESNOFF**

299 You didn't vote on it.

300

301 **COUNCILMAN REESE**

302 Well, he abstained, but we all voted on it.

303

304 **DAVID CHESNOFF**

305 I thought you voted, I – misunderstood. My understanding was you had a list that you wanted to

306 table it was included in the list. Councilwoman Tarkanian over my –

307

308 **COUNCILMAN REESE**

309 She – had – withdrawn. She had 110 withdrawn. So, we voted on all the items except 110.

310

311 **DAVID CHESNOFF**

312 Okay. Well, then why did he abstain if it wasn't included?

313

314 **BRYAN SCOTT**

315 He's abstaining on voting either way.

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316 **DAVID CHESNOFF**

317 Okay. Well, that's not what happened, but I understand what you intended to have happen.

318

319 **BRYAN SCOTT**

320 Well, if you want to revote just to make the record clear, you can vote on all the – abstention
321 items, deleting Item Number 110.

322

323 **COUNCILMAN REESE**

324 That would be my – motion.

325

326 **MAYOR GOODMAN**

327 All right. Let's vote. Post.

328

329 **COUNCILMAN REESE**

330 **I'll rescind – the original motion, Your Honor.**

331

332 **MAYOR GOODMAN**

333 All right. Then, so the motion is to rescind the original motion. Let's vote on that. Post.

334 **(Motion carried unanimously)**

335

336 **COUNCILMAN REESE**

337 And then **I would make a motion, Your Honor, to approve all items as read, with – the**
338 **exception of Item 110 –**

339

340 **MAYOR GOODMAN**

341 All right Let's –

342

343 **COUNCILMAN REESE**

344 **– with all conditions.**

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345 **MAYOR GOODMAN**

346 – let’s vote. Post. Motion carries. **(Motion carried unanimously)**

347

348 **COUNCILMAN REESE**

349 And we will have Item 110 heard at around, not before four o’clock, but as soon as after four
350 o’clock as possible.

351

352 **DAVID CHESNOFF**

353 Thank you for that courtesy, and I still make the request that, the basis for the recusal, the
354 relationship with me, and her son’s relationship with my client, as part of the record.

355

356 **COUNCILMAN REESE**

357 Thank you.

358

359 **BRYAN SCOTT**

360 And just for the record, we have advised of it, she can vote on this item, on (inaudible).

361

362 **END RELATED DISCUSSION – RESUME RELATED DISCUSSION**

363

364 **MAYOR GOODMAN**

365 The Mayor Pro Tem has requested that we call Item 110, which is RQR-2 O-O-5-4o, Public
366 hearing. The applicant is Las Vegas Development Company. The owner is Cardan Lindell
367 North, LLC. Required six-month review of a Variance to allow a proposed hundred-foot tall flag
368 pole where 40 feet is the maximum height allowed at 5550 West Sahara Avenue. This is in
369 Ward 1 and the staff recommends denial.

370 I was advised by the Mayor Pro Tem that Mr. Chesnoff made a proposal that if he withdraws his
371 representation as counsel for the applicant here, whether I would be able to vote on this matter
372 and participate or whether the fact that he has represented the applicant would preclude me.
373 Because the only reason that I'm abstaining is because of Mr. Chesnoff and the fact that we own
374 a piece of property together.

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375 **BRYAN SCOTT**

376 Your Honor, as long as Mr. Chesnoff isn't involved in the item, you're able to vote because that
377 relationship between you and he won't exist as far as this –

378

379 **MAYOR GOODMAN**

380 Well, I want to be absolutely sure, and I'm not trying to take any money out of your pocket, but,
381 if you're getting paid any kind of a fee, as a result of being here representing the applicant, and I
382 know you, you're probably making a fortune, I – don't wanna participate. But if I'm assured that
383 you do not get any personal benefit out of this, then I will participate.

384

385 **DAVID CHESNOFF**

386 And I will make a record, Your Honor, and Mayor Pro Tem, it was my intention to participate
387 but as a result of the denial of the continuance, I don't believe that I am prepared to be in an
388 effective advocate and I don't think that ethically I should proceed. I have received a fee, which
389 I intend on returning to Mr. Towbin and my client immediately, tomorrow morning. I will not
390 accept \$1 for the work I've done. I know that's shocking to you, Mayor, but –

391

392 **MAYOR GOODMAN**

393 I'll tell you if your nose is growing I know why, but that's a, I –

394

395 **DAVID CHESNOFF**

396 But a –

397

398 **MAYOR GOODMAN**

399 – can handle that.

400

401 **DAVID CHESNOFF**

402 – the only problem I'll have is explaining to Mrs. Chesnoff how I gave money back.

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403 **MAYOR GOODMAN**

404 That's great.

405

406 **DAVID CHESNOFF**

407 But I'm going to ask permission to withdraw and the same applies to Mr. Brown. Both of us
408 were unprepared to participate. We needed the continuance in order to make the kind of
409 presentation that I would make. And I'm going to leave it in the hands of my able client.

410

411 **MAYOR GOODMAN**

412 Okay. Now, was Jay Brown involved too?

413

414 **DAVID CHESNOFF**

415 He was, but he's not because the only person who got money was me and I was going to give
416 money to Mr. Brown, but I haven't.

417

418 **MAYOR GOODMAN**

419 Is that accurate, Mr. Brown, because I'd have to abstain if you were involved as well, based on
420 my property interest with him. All right. I'll accept those representations and we'll go forward.

421

422 **DAVID CHESNOFF**

423 I – apologize to my client, who I know for a long time and who I met, actually, as a result of my
424 involvement with the Andre Aggasi Charitable Foundation, but I'll be back some time. Thank
425 you.

426

427 **MAYOR GOODMAN**

428 All right. Mr. Marcello.

429

430 **CARL MARCELLO**

431 Your Honor, members of the City Council, first of all I'd like to excuse my dress today. I would
432 have dressed more formally if I knew I was going to be presenting. And I would like to go

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433 through the history of this project. We're here not only to address this issue but to uphold our
434 integrity, our honesty, and the right to fly the American flag in front of Towbin Hummer.
435 And on March 23rd, 2006, we went before the Planning Commission and requested a Variance
436 to construct a hundred and thirty-foot flag pole with a 30 by 60 flag. We, at that point in time,
437 the Planning Commission approved us to fly a hundred foot flag pole with the same size flag.
438 There was a ten-day appeal period and then during that ten-day appeal period, Councilwoman
439 Tarkanian appealed it and had it moved to the City Council for an appeal.
440 Let's see, on May 3rd, 2000, two thousand and six, we went before the City Council and that –
441 during that meeting, we were approved for a hundred-foot flag pole and the 75 foot, a hundred
442 foot flag pole and 30 by 60 flag. Councilwoman Tarkanian at that time said that she would
443 approve us to have a 75 foot flag pole with a 30 by 60 flag but we did not agree to that and that's
444 why we moved forward to support our decision that we had from the Planning Commission.
445 And – here we are today for a six-month review.
446 During the past year, we haven't received any written complaints and, in fact, I even attended a
447 neighborhood meeting where councilwoman Tarkanian and Chip Maxfield attended and ran a
448 few months ago and the neighbors that are here today attended that meeting and they, there was
449 no complaints with regards to the flag at all. So, we're gonna ask that you could support us today
450 and uphold us flying the flag and – then we could move forward with our dedication memorial
451 that we committed to do, which was not part of the conditions of the original approval. This is
452 something that we wanted to do ourselves. And the reason why we haven't done that yet was
453 because we wanted to get our final approval first before spending more money to build the
454 memorial.
455 In fact, we had it on the Mayor's schedule for May 30, for him to attend and officiate that
456 ceremony. But we called, we held off on it because we didn't know it would happen when we
457 came back for our review. I have a signed contract with Martin Hariss Construction to build it.
458 They're ready to start tomorrow and should be done in about a week. We have Las Vegas
459 Trophies who's a four-month Thunderbird making the plaque that's gonna go on top of the –
460 structure. And then at another time we will have a memorial service and then ask the Mayor to
461 preside over that and support us.

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462 **MAYOR GOODMAN**

463 Thank you. Are there any questions of Mr. Marcello? I have a question of Mr. Scott. Was the
464 memorial a part of the condition in order to have the flag fly there?

465

466 **BRYAN SCOTT**

467 It wasn't an official condition. I know the applicant referenced it when he made his presentation
468 back in May of 2006 but it did not make it on as a formal condition.

469

470 **MAYOR GOODMAN**

471 It was not a formal condition?

472

473 **MARGO WHEELER**

474 If I may, Mayor.

475

476 **MAYOR GOODMAN**

477 Yes.

478

479 **MARGO WHEELER**

480 I apologize. The condition stipulate state that the project must be built in compliance with the
481 plans that were submitted and the plans that were submitted showed that feature and it was
482 shown in the, it is in your file. The original plan is in your file received and it is also in the
483 original proposal. So, that's why it is made a part of the requirements because it is part of the
484 original submittal.

485

486 **MAYOR GOODMAN**

487 All right. Now assuming that the flag is permitted to fly, what is your representation to us today,
488 as far as the memorial being completed?

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489 **CARL MARCELLO**

490 It'll be completed within a week. We have a contract with Martin Harris for and we're prepared
491 to move forward and get it done and then pick an official date where we would ask you to
492 preside over us for ceremony with other officials from the state and City government.

493

494 **MAYOR GOODMAN**

495 All right. Are there any questions of Mr. Marcello? Mr. Towbin? Any questions or would you
496 like to be heard?

497

498 **DAN TOWBIN**

499 The only thing I'd like to say is that over this – year I have not had one complaint, one comment,
500 certainly I've not heard from Councilwoman Tarkanian on this issue. We've had many contacts
501 with the City though, she's (inaudible) many times; the wall's not the right height, this plant is
502 dead, there's graffiti on the wall. We've had multiple contacts, and we've taken care of every
503 issue without – question. Work very well with the City.

504

505 **MAYOR GOODMAN**

506 All right.

507

508 **DAN TOWBIN**

509 I've never heard a complaint from a neighbor or any, anybody, not an email, not a fed ex, not a
510 letter, not a phone call, one time about that – because you're gonna hear testimony today from an
511 individual who's a neighbor who is not happy that I didn't build him a wall, special wall for him.
512 And I'm not gonna be shaken down by a neighbor, so that's – the basis of that and, but I did
513 every thing in regards to all the issues that I've been trying to run a business. I have a letter from
514 a neighbor that I'd like to read. The most direct neighbor. And I think it, it's really well written.
515 It's from Joe Esposito. He's the president of Liberty Lock and Safe. He's right across the street.
516 To whom it may concern. I would like to state that the flag and pole that is situated at Towbin
517 Hummer and adjacent to my building at fifty-four seventy West Sahara Avenue, it's
518 complimentary to my business. I would also like to state that any business that puts so much

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519 expense, time and design in, to such a land mark status symbol of our country should be
520 commended and praised. Each morning I come to work. I gaze at that inspiring symbol of
521 freedom and give thanks that I live in this wonderful country. I would also like to state that
522 given the size of this glorious flag, the fact that when it is out stretched in the wind, it is
523 surprisingly quiet. It is not distracting in the least, but on the contrary, fills my entire team of 55
524 employees with pride.

525 There are many days we comment as to how beautiful she is. Any individual or group that
526 would defer to this symbol of America as nuisance, eyesore, or noise maker should be looked at
527 by the Department of Homeland Security to see where their sympathies lie. Respectfully
528 submitted, Joseph Esposito, President of Liberty lock and key. Thank you.

529

530 **MAYOR GOODMAN**

531 All right.

532

533 **DAN TOWBIN**

534 I'm very proud the fact that I am waving this beautiful flag of ours. I'm a very patriotic person
535 and it's my opportunity to – show that and to share that with all people of Las Vega. And I've
536 had nothing but compliments from people that are customers and neighbors and that don't have a
537 bone to pick with me or my company. We've given back many things to this community. I think
538 this flag is giving back to the community. I'm very, very proud of it. Thank you very much.

539

540 **MAYOR GOODMAN**

541 All right. Thank you. Mr. Marcello.

542

543 **CARL MARCELLO**

544 Your Honor, one other thing. Just to state for the record, there are many flags flying in – on
545 Sahara and throughout the City, and Terrible Herbst has really set a standard for that. There's
546 many 100 foot flag poles out there, you know, in the same proximity to residential
547 neighborhoods. I think a precedent would have been set by now, just wanted to state that.

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548 **MAYOR GOODMAN**

549 All right. Before we hear from the public, do any of the Council members have any comments
550 or questions at this time? All right. Folks, it's a public hearing. Would anyone like to be –

551

552 **COUNCILWOMAN TARKANIAN**

553 Mr. Mayor, if I might please.

554

555 **MAYOR GOODMAN**

556 Yes. Certainly.

557

558 **COUNCILWOMAN TARKANIAN**

559 Would you just, I just want to make a couple of corrections or comments so that we know full
560 accuracy. The meeting to which Mr. Marcello is referring, the one that I held with Chip
561 Maxfield, I just want you to know that this was not an item on that agenda. We were doing
562 traffic studies and so that's why the item never came up. Secondly, I do believe that an email
563 was sent to Mr. Towbin and I've got it some place in this pile, which I can find, if it's not already
564 with the stack of papers that you have. My understanding is that, and I received it this morning,
565 that each of this Councilmembers received, it was 25 to 30 letters from different individuals in
566 that area who were complaining about the flag.

567 Now, I did not start getting these complaints until slightly past that six-month period, but after
568 that I did start receiving them. I did not do anything with Towbin because it was my
569 understanding from our vote at the May meeting that this would be reviewed and at that time
570 how the neighbors felt was going to be the deciding factor. So, that's why I did not want to get
571 involved. I didn't want anyone to think I was out there with the neighbors or something. And
572 Mr. Marcello, I just want to emphasize to you that you said you needed the approval on May 3rd
573 because you have a ceremony scheduled no less than two weeks away and that ceremony was to
574 dedicate and honor the veterans and there was no comment then and no mention of final
575 approval. You stated then at that meeting that within two weeks you were gonna have that
576 ceremony and that's why we had to rush that vote.

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577 **CARL MARCELLO**

578 What date was that, Councilwoman?

579

580 **COUNCILWOMAN TARKANIAN**

581 That was our meeting of May 3rd, 2006.

582

583 **CARL MARCELLO**

584 Well, we had it scheduled for the 30th.

585

586 **COUNCILWOMAN TARKANIAN**

587 Yes, Memorial Day, right?

588

589 **CARL MARCELLO**

590 The May 30th. May 30th.

591

592 **COUNCILWOMAN TARKANIAN**

593 Well, what does that mean?

594

595 **CARL MARCELLO**

596 Well I think –

597

598 **COUNCILWOMAN TARKANIAN**

599 I said the meeting was on May 3rd.

600

601 **CARL MARCELLO**

602 Right, you said.

603

604 **COUNCILWOMAN TARKANIAN**

605 And that's when you –

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606 **CARL MARCELLO**

607 You said – you said two weeks. There wouldn't be two weeks, right, of this, May 3rd was – last
608 year.

609

610 **COUNCILWOMAN TARKANIAN**

611 That's what I'm talking about. Last year.

612

613 **CARL MARCELLO**

614 Last year.

615

616 **COUNCILWOMAN TARKANIAN**

617 I'm talking – okay. I don't know how I that confusion arose but let me just emphasize that what
618 I'm saying is, that at that date, May 3rd, 2006, you said you had a ceremony scheduled and you
619 said Memorial Day. You said you were gonna get the Nellis Color Guard and that's why we had
620 to rush the vote and that's all I'm saying. No time did you mention –

621

622 **CARL MARCELLO**

623 That's – not, that's an inaccurate statement, with all due respect. You can't – schedule something
624 like that and sent out invitations within two weeks. Maybe there was a miscommunication there
625 –

626

627 **COUNCILWOMAN TARKANIAN**

628 Well, forget the two weeks. I don't know if that's accurate or not the two weeks. I'm just saying
629 that you said that you had, well let's get the –

630

631 **CARL MARCELLO**

632 We had enough (inaudible).

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633 **COUNCILWOMAN TARKANIAN**

634 I have on tape that you said you wanted to do it during the centennial year and you were going to
635 do it during the centennial year.

636

637 **CARL MARCELLO**

638 That was –

639

640 **COUNCILWOMAN TARKANIAN**

641 The centennial year's been over for a while.

642

643 **CARL MARCELLO**

644 That was the intent.

645

646 **COUNCILWOMAN TARKANIAN**

647 Yeah.

648

649 **CARL MARCELLO**

650 Okay. That was the – intent.

651

652 **COUNCILWOMAN TARKANIAN**

653 You never mentioned final approval. You just said you, we had to hurry with it because you had
654 planning to do.

655

656 **CARL MARCELLO**

657 No, I don't believe so.

658

659 **COUNCILWOMAN TARKANIAN**

660 Okay.

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661 **CARL MARCELLO**

662 Not that I recall.

663

664 **MAYOR GOODMAN**

665 All right. Any other comments or questions? All right. Public comment.

666

667 **TOM McGOWAN**

668 Tom McGowan, Las Vegas resident and disabled American Veteran of the Korean War. What
669 kind of a flag, everywhere in this text, in this conversation, not once did anybody say American
670 flag. Is it red, white and blue? Approve the item without delay. Thank you.

671

672 **MAYOR GOODMAN**

673 All right. Would anyone else like – would anyone else like to be heard.

674

675 **STEVE SANSON**

676 Good afternoon Mayor, City Council. My name is Steve Sanson, a proud Desert Storm Veteran
677 that served this country proudly in the first war from Desert Storm in the United States Marine
678 Corp, President of Veterans in Politics, 6455 Dean Martin Drive. Sitting in the audience I have
679 Nick Starling, who's an Army Ranger Combat Veteran, the third vehicle during the invasion of
680 Baghdad. Everyone has the right to fly the American flag and that right belongs to all
681 Americans. We are proud that Americans would want to honor and pledge allegiance to our
682 flag. Our flag has been flown proudly from the revolution, Revolutionary War to present day
683 over two hundred and thirty-two years.

684 We do not have an issue with flying of the American flag. The applicant stated over 12 months
685 ago on May 3rd, two thousand and six that in addition to the American flag, there would be a
686 memorial at the base of the flag pole in honor of our Veterans. The applicant's statement are as
687 follows: "We dedicate the flag to our brave veterans who have risked their lives to insure our
688 freedoms. This will be in conjunction with the Las Vegas Centennial." Applicant added that
689 there would be a plaque, a monument, Color Guard from Nellis Air Force Base. We are hear to
690 tell you that there is no memorial at the base of the flag pole, there is no plaque and there hasn't

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691 been any Color Guard over 12 months. What disturbs us is the exploitation of veterans, our men
692 and women dying for our right to a free nation being used for selfish financial gains.
693 Veterans give their life for selfless reasons. The veterans should not be exploded to gain the
694 compassionate and sympathetic hearts of the general public and this City Council. Thank you
695 and semper fidelis; here and always faithful.

696

697 **MAYOR GOODMAN**

698 Thank you. Anybody else like to be heard?

699

700 **JOHNNY VENTURA**

701 Oops, excuse me. Perhaps last but not least, I too am a Korean War Veteran and believe in that
702 flag and what everyone else has said about our American flag. Semper fi (sic) I was a Navy
703 House (inaudible) during the Korean war. I took care of you, a lot of you Marines. Anyway,
704 God Bless us and God keep us going forward. Amen.

705

706 **MAYOR GOODMAN**

707 Yes, ma'am.

708

709 **CONITA JONES**

710 Conita Jones, 5645 O'Bannon Drive. When they first came to us, they met with three of us and
711 they wanted to, the memorial to be Vietnam Veteran. They did not even know that there were no
712 hummers used in. I'm Vietnam Veteran myself. I wish we were a master plan community and
713 somebody would block us from these. We all love the American flag. Stop the businesses from
714 being in our neighborhood. It's loud. I wrote a letter June 27th, two thousand and six, that's
715 shortly after it went up, copying Dan Towbin. Each one of you should have received one stating
716 that we had a problem.

717 The flag was loud. It pops, it's like fireworks; good on Fourth of July, not a daily thing. It's
718 business, it should be on a freeway with a large flag for people to see and hear, on a freeway; not
719 in neighborhoods. I'm a Vietnam Veteran. For anybody who'd like to say, we didn't serve. We
720 love the flag.

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721 **MAYOR GOODMAN**

722 Thank you. Next, please.

723

724 **CARLOS POLIAK**

725 I'm just gonna be, just play me for a second. And comment on this particular topic.

726

727 **MAYOR GOODMAN**

728 You have to –

729

730 **CARLOS POLIAK**

731 My name is Poliak. And, you know, I was in the military for four years. I appreciate the
732 symbol, but I think what we need to do is put excerpts of the Constitution because people don't
733 understand, they can't see any writing there. They don't know why that flag is there. And it be,
734 probably, more academic to have excerpts here and there. This is what it means how our
735 forefathers drafted this because if you ask anybody on the street, about the Constitution, they
736 don't even know how to spell it.

737

738 **MAYOR GOODMAN**

739 Next, please.

740

741 **WAYNE EARL**

742 My name is Wayne Earl. I live at 2260 Westwind Road. I'm kitty corner through the block from
743 the flag in question. I know there are two other flags in the neighborhood. Same – size, same
744 size pole and I consider all of them sort of a disservice to the – idea of the flag. I think the flag is
745 a patriotic thing. I served in the navy in World War II. I had three brothers in the army. We
746 participated in the occupation of Japan and the repatriation of the Japanese people that were on
747 the islands. I like to see our flag flown, but I don't like to see it used as a commercial draw. I'm
748 familiar with some of the complaints of my neighbors that the flag is loud.

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749 Personally it doesn't bother me being loud, but I recognize that when the wind comes up and
750 usually that's not in the evening, that it can be distracting. And I think the flag should be flown
751 liberally not auspiciously. That's all I had to say about it.

752

753 **MAYOR GOODMAN**

754 Thank you, Sir. Yes, Ma'am.

755

756 **CONNIE KLING**

757 Good evening mayor, councilman, I appreciate you working quite so late. My name is Connie
758 Kling. I live at 5640 O'Bannon Drive, which is about a block over from where the Hummer
759 dealership is. I have, happen to be at neighborhood meetings where it has been promised that
760 there issues, neighbor's issues with lights and the wall would be taken care of. Those items have
761 never been followed through with. As far as I'm concerned, that puts the integrity of the
762 dealership at question because they are not following through with things that they promised
763 when we had neighborhood meetings to plan this. In addition to that, I don't often hear the noise,
764 but I am an insomniac. I am up in the wee hours of the night and when it is windy, I do hear it.
765 Now, I don't live next to it. And, I don't, it's not that much of an issue for me. I have to say
766 initially, I thought it was gun shots in the neighborhood, and we don't live in a neighborhood
767 where we hear gun shots. The other issues I would like to address are the size of the flag. I don't
768 think, first of all, that it's an appropriate size for the area. I am like the gentleman that was up
769 here previous to me, I think that the flag should be revered. I think that our troops should be
770 honored, but I don't think that the size is what makes the difference. First of all, it overwhelms
771 the area. Secondly, I have a question, if I may. Is the flag that you currently have 30 by 60?

772

773 **CARL MARCELLO**

774 Yes.

775

776 **CONNIE KLING**

777 Okay. What size flag did you have up there previously, because the size that you have flying
778 now is not what you had previously?

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779 **CARL MARCELLO**

780 No. Ma'am, we have – can I –

781

782 **MAYOR GOODMAN**

783 Wait – whoa. Folks, speak through me.

784

785 **CONNIE KLING**

786 It appears much smaller and the reason I noticed it, my husband is active duty. I drive right by
787 their dealership every day going to my job. And first of all they had the flag up there, and I –
788 love the flag, but it looks out of proportion, greatly out of proportion in comparison to the
789 Nevada flag. If you decide to make an agreement with them to let them keep that flag pole, then
790 the two flags should be in direct proportion. Otherwise I think you do a disservice to the State of
791 Nevada as well as to the United States Government flag. In addition to that, I want to say that,
792 as far as the memorial, if they're going to put a memorial up to honor the troops, it shouldn't
793 make any difference the size of the flag; the regular size, the larger size. Well, we're not gonna
794 do it until we can see if we get this.

795 I can understand the memorial may, perhaps, and I emphasize perhaps, change in size depending
796 on the size of the flag that they're flying, but I can't truly think that a memorial down here on the
797 ground is going to change that much in size if they change the size of the flag. I also do not
798 think that – this promise to put this memorial in place and have all of these things should have
799 been delayed over this whole – concern. Well, am I gonna get to keep my flag or not. My
800 husband is a combatant. My husband's been in the military for over 23 years. He and I both
801 would do or say anything to further and honor the flag and this country's government.

802 And I a – agree with – the gentlemen before me, I think that it is a ruse to profitably line their
803 pocket. I don't think, and I'm sorry if this offends you, in my opinion, you are not doing this or
804 requesting this for the right reasons. If I truly felt that they were the right reasons then that
805 would be one thing but I don't think they are. Another thing, if you're going to fly a flag you
806 should see that that flag is properly maintained. How many times have I driven by there and
807 seen that flag in tatters. I have, on a daily basis. Now, I admit it was during the windy season,
808 and perhaps they were waiting to see if they were going to get the authorization to keep it there

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809 so that they didn't want to spend the money on another 30 by 60 flag so that it looks nice and was
810 appropriate.

811 But those are my feelings on the matter, and I appreciate your time.

812

813 **MAYOR GOODMAN**

814 Thank you.

815

816 **CONNIE KLING**

817 Thank you.

818

819 **MAYOR GOODMAN**

820 Yes, Sir.

821

822 **GARY SWANCIGER**

823 Good evening. Thank you, Council, Mayor and Councilmembers. My name is Gary Swanciger,
824 I live at 2270 Westwind Road. My property adjoins the dealership in question, and I'm the guy
825 who's trying to shake Mr. Towbin down, according to him. Even though I have an agreement, I
826 have a letter from the architectural firm that said they would provide a visual screening along the
827 west wall that belongs to the LDS Church to screen me from the back of the Hummer
828 Dealership. This was something that was negotiated prior to the City Council meeting and at the
829 City Council meeting, Mr. Hummer – Mr. Towbin, agreed at that time again to provide that
830 visual screening. The reason I requested it is 'cause of previously when they were using that
831 property which was previously a beauty shop converted from a home. They had stored a sea of
832 Hummers back there and it wasn't, Hummers are not my favorite vehicle and I shouldn't have to
833 be an extension of their parking lot. And so, I requested a simple visual screening. I didn't ask
834 him to extend the wall which separates them from the church in the rear of their lot, which would
835 be the north wall. I simply asked them to raise my wall the appropriate amount in order to
836 screen me. I've been in negotiation with Mr. Marcello and Mr. Towbin for well over a year now
837 to, for them to comply with our original – agreement.

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838 Now, if he and Mr. Marcello told me that I was trying to shake him down, or I was try to shake
839 Mr. Towbin down in presence of Dr. Piracci, who's my next door neighbor, and I took – offense
840 to that. I felt he insulted me. I did everything that I felt was appropriate. I'm simply trying to
841 protect my property and then come, for him to come forward and do this again.

842 I find it – unbelievable. I originally supported the flag. I supported, Mr. Marcello came to me
843 during one of our discussions about the wall. They kept leading me on to believe they would do
844 what they said they would do, and he says, oh, we're gonna put up a hundred and thirty-foot flag
845 and the Vietnam War Memorial. Well, I enlisted in 1966 in the U.S. Navy. I served four years
846 until 1971 as a – rescue crewman in Adac Alaska and then (inaudible) supply officer in the, on
847 (inaudible) 31. I've seen a lot of terrible things and I'm proud of my service and I'm – proud of
848 the flag.

849 I have no problem with flying the American flag. I think that's one of the reasons I served in the
850 service. But the American flag is a symbol; it shouldn't be a wind instrument. This flag flies a
851 hundred feet tall and currently I have done some calculations, I have pictures. I did some
852 calculations on a flag and I, currently, I believe the current flag is 25 by 50. And they could fly
853 as much as a 30 by 50 flag on that pole. I believe you have information in your packet. And the
854 reason I did this calculation, I wanted to see how many square feet of sound was, a flag was
855 bringing the sound throughout our neighborhood. It's twelve hundred fifty square feet, the sign
856 of a small house was up there waving in the wind. If they were allowed to continue with the
857 hundred foot flag pole, it'd be fifteen hundred square feet of – increased sound. Now, probably a
858 physicist could tell you what the decibel level would be at a certain, within a certain air speed
859 and size of a flag but I can't do that calculation.

860 But when in preparing for the – for this meeting – I reviewed the meeting, Planning/Council
861 meeting and Mr. Marcello, let me read this if I may, I'm a little dry now. This is from the
862 minutes. The Planning Commission meeting, March 23rd, 2006, Vice Chairman Evans
863 remarked that the neighbors might not realize the sound of a flag that size would be one that
864 snaps and waves in the wind. Mr. Marcello stated that the flag would be nearly fifteen hundred
865 linear feet away from the nearest resident – home and mentioned the noise already produced by
866 the traffic at that location. Vice Chairman Evans resented the argument that this would serve
867 primarily as a patriotic request. It is apparent that allowing this request would serve as a

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868 marketing symbol for the dealership and opposing such request would appear as if patriotism is
869 not encouraged. He stated that the reason given for the size of the flag was disingenuous.
870 Now, I calculated distance based on that information, I said okay, how far away am I from this
871 flag? Well, wait, when I – came forward and supported the flag based on being a war memorial,
872 a Vietnam War Memorial, I hadn't really considered the noise and when we had the Council
873 meeting it was kind of a – awakening to me because here I had committed my word to Mr.
874 Marcello, I would support this flag pole and I, so when Mr. Evans brought this up and then later
875 they offered a six month review, I felt okay, I can live with this because we'll have six months
876 and if it's not a problem, it's not a problem.

877 Well, six months went by and another six months went by and here we are today. Just recently
878 have the neighbors received notification – of the meetings; many of them complained to me long
879 before. As a matter of fact, I have a copy – of the e-mail that I sent to Mr. Towbin the night of,
880 the morning of July 5th because I was awakened by the flag. And I expressed to him my concern
881 that I had received from the neighbors about the noise, as well as myself. So, I – as I did some
882 calculations and first of all I'd like to show you how this flag affects my home. I don't know
883 exactly where this goes.

884

885 **COUNCILWOMAN TARKANIAN**

886 Can someone help him, please?

887

888 **GARY SWANCIGER**

889 All right the middle. Like this. This is the front – and my home and the flag flying behind it.
890 They, it's very large. This is my home when the flag is not flying; you can still see the presence
891 of the height of the flag pole in relationship to the distance to my home. This is my home from
892 the Hummer parking lot to show you what I was concerned about 'cause I can easily see over the
893 top of that wall, which Code Enforcement recently required them to raise about four – blocks and
894 it's helped tremendously. But I, basically, I had no privacy. People would come back here they
895 would show their vehicles standing looking directly at me.

896 I – took this picture last night sitting on my patio at night. Not only did I have a great view of
897 the – flag pole, but I've got – 13 light poles and 16 lamps lit. This is what I have. I had

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898 previously asked Mr. Marcello to extinguish this light. This light is 95 feet from my bedroom
899 window, but since they decided they weren't going to cooperate with me, they turned it back on.
900 That picture's last night also. This is a picture of the reflection of the lights in my master
901 bedroom window.

902

903 **MAYOR GOODMAN**

904 Okay. We're going a little bit astray –

905

906 **GARY SWANCIGER**

907 No.

908

909 **MAYOR GOODMAN**

910 – off the flag issue.

911

912 **GARY SWANCIGER**

913 Flag issue. They're all flag issues. This flag is on a hundred-foot pole and it's 25 by 50, which is
914 1,250 square feet of flag flying up there. Okay. I'm sorry. I'm just a little – I got a little
915 disorganized here, Sir.

916

917 **MAYOR GOODMAN**

918 No problem.

919

920 **GARY SWANCIGER**

921 Okay. What I did is I went down to, I calculated, I don't know if this is gonna come in. I
922 basically took an aerial view of the area off the City web site, and then I took the plot map from
923 the City web site in order to center the pole, and I want to make a calculation of how far this flag
924 was from my house. Now, remember Mr. Marcello said the nearest home was fifteen hundred
925 feet away. Okay. The back of my property line, now these calculations are from Doug Rankin
926 and Bob Levrant of the Planning and Development Department. I visited them on Monday, May
927 7th. My property line is four hundred fifty-three feet from this flag pole. The back of my house

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is five hundred and forty feet. Mr. Marcello, Mr. Purucci's (sic) home, which is adjacent to mine, is two hundred and ninety-two, two hundred and ninety-four feet from the property line, four hundred and five feet from the back of his house.

Conita Jones, who spoke here earlier, the – flag is nine hundred and fifteen feet from her property line and the back of the, from the back of the house, nine hundred and ninety feet. If you do a fifteen hundred-mile radius from the center of the flag pole, to the north, it takes you to El Parque, to the south El Dorado, to the east Edmond, and to the west, Duneville/Saratoga. So, they gave it, based on fifteen hundred feet, it took five, was fifteen hundred feet away, probably wouldn't be a problem. But for me, 500 feet away, when the wind's blowing, this is a 24/7 flag, they don't take it down in inclement weather. I don't know how they could. It probably takes eight men to take it down. This flag is brutal; it's woken me up on numerous occasions and I really think it's just not appropriate.

If they really wanna create a memorial, I saw a beautiful situation when I came to the City Council today. You have three flag poles; probably 40 feet high. Okay. They can have an American flag, appropriate size Nevada State flag and perhaps an MIA flag or a Hummer flag signing, – three flag memorial. A hundred-foot flag pole does nothing but promote excess noise in the neighborhood, and also assess a dangerous precedent because the Budget/Kia dealership may want a hundred-foot flag pole and the two Desert Dealerships on the same side of the street may want a hundred-foot flag pole and the residents would never get any sleep at night.

So I – really request your – that you vote against this issue. If they want to have a memorial, it should be in front of the dealership, not above it. Thank you.

MAYOR GOODMAN

Anybody else like to be heard at this time? All right. We'll close the public hearing. Would you like to be heard?

DAN TOWBIN

I'd like to respond to a few of the comments by the – neighbors. I'm sorry, I don't remember her name, but she had, the lady that mentioned that some things that were just not so about the size of the flag changing. That's just not true. The tattered flag issue, we have a contract with a

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958 company that changes it out every month with, we bought an additional flag. We pay several
959 hundred dollars a month for this service. The only time they cannot do that is when the wind is
960 so powerful that you just can't, it'd be dangerous to take it down. So, sometimes for a week, it
961 might – fly tattered, but we're all very much aware of it and we have a contract or arrangement
962 with a company to take care of the. So, we've gone through a great expense to – make sure that
963 that didn't happen out of respect to the flag.

964 You know, people made a lot of comments about whether or not my heart is in the right place
965 with that. But only I would know that, wouldn't I. Unless you had a crystal ball or you're
966 psychic or something you wouldn't know whether or not I was doing it for commercial benefit or
967 not. I'm a very, very patriotic person and that can be proven. I'm not gonna bother with it, but
968 I'm not gonna stand here and be – accused of being, just a doing this for only financial gain. I
969 really don't know of anybody that purchased a vehicle from me because I fly the flag. I have not
970 met that customer yet, but I'm very proud of the fact that I do. And the nice thing about this, and
971 one of the things that the flag does make a statement about in this country, is that these people
972 can come up here and make these comments without us stopping them. That's a – right we have
973 and one of the things that the flag represents is the fact that these folks can – express their
974 feelings and their concerns and I think that's very special. And I – really in honor that.

975 And then our – neighbor who referred to me as Mr. Hummer, Mr. Swagger (sic), very much
976 aware of him, and he has a bone to pick. He was under the impression that we were going to
977 participate in rebuilding his wall in the back. He's got like a little pony wall. And – his
978 backyard is in is in terrible disarray; it's over grown, it's dirt and it's got weeds. And you know,
979 we're talking about a nuisance, I mean we look at this all the time. It's horrible we spent a great
980 deal of money building a beautiful property working with the City on all kinds of issues and then
981 I have to look at this eyesore of a house that he has and this backyard, who probably never spent
982 ten cents in maintaining. And he has a three foot pony wall and – he needs a higher Wall but his
983 neighbor is the church, the LDS church. And he sent us a proposal for eighteen to twenty
984 thousand dollars expecting us to – rebuild his, to build his wall. And we never made a
985 commitment. We – did talk to him about participating, but when I felt like I was getting shaking
986 down by this guy and his insinuations were, you know, there's people that are having a problem
987 with this flag and you know, it was just very timely, when this – conversation, didn't hear from

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988 him for six months, seven months. Didn't hear from – you, didn't hear from this guy until it was
989 evident that I was not gonna spend \$20,000 improving his property. So, I've said it, I've said it
990 on tape, he was – he's got a problem with that.

991 You know, that's the nice thing about being able to be in this forum and expressing one's self and
992 that's one of the things that the flag represents. So, that's all I have to say and I – hope that you
993 will honor this – flag. If there's any issue here today, let it be about the memorial. Give me
994 appropriate time that you demand me to have it up. It's with the best intentions. We've had a lot
995 of people make their opinion both at City Council, staff, neighbors, what I should put on this
996 memorial, how many flags, where they should be, the flag is up. I really hope that you're not
997 going to take down the American flag in Las Vegas, and if you'd like, I will commit right here
998 and there about the memorial.

999 Our first discussions were about the Vietnam Vet. We, there was a, this was a work in process,
1000 you know, I mean we can't be held accountable for every conversation we've had in trying to
1001 work this issue out as we did with every other issue. If you notice on those photographs Mr.
1002 Swagner (sic) by the way, all those light photographs, did you see his property? It's dark as can
1003 be. There is no light protruding onto his property. There is light at the dealership, but there's no
1004 light protruding onto his property. We have no paging, we have no doors open to his property
1005 from the shop. There's a lot of things we worked out a year and a half ago. They should be, why
1006 are we talking about that stuff now? We're a good neighbor. We respond to every – concern that
1007 is put forth to us. Ms. Jones, who came up here before, contacts our office any time a Hummer
1008 drives by her house. And we have a meeting with our employees that day and let them know
1009 about the planned route for driving, and we have a discussion reminding them of their
1010 employment agreement that prohibits them from driving in the neighborhood. And I heard no
1011 complaints about the noise except for Mr. Swager (sic) who happens to have a problem with us
1012 about – a wall. Nobody else have had a problem with the noise, keeping them up or anything
1013 else. Thank you very much.

1014
1015 **MAYOR GOODMAN**

1016 All right. Thank you. Mayor Pro Tem.

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1017 **COUNCILMAN REESE**

1018 Thank you Your Honor, Mr. – Towbin, I certainly love the flag but I – feel like that you've had
1019 ample time, and now here you are asking for more time to put up the memorial. I agree with Mr.
1020 Sanson. I thought he was – perfect in his comments and stuff. I – don't feel like that giving you
1021 two more weeks or six more months is going to take away from the fact that you promised us a
1022 year ago that this would be done and it's still not done. So, here you are, no, no, I listened to
1023 you. I – really feel like that giving you more time is just taking away with the spirit of what
1024 we've done, what you talked about the American flag stands for and – to me, the – American flag
1025 represents honesty, forthrightness and I feel like that I've been boogered.

1026 I was told that this is gonna happen and it hasn't happened and that really, really bothers me.
1027 And we don't have enough staff members, we don't have enough hours to go out there and make
1028 sure every condition is met and that really, really offends me and again this has nothing to do
1029 with the American flag. We, we've heard the American flag, what it stands for the freedom that
1030 it – represents. I, certainly, represent the same thing and again, I – feel like that I've been
1031 boogered and I just have a hard time with it. So, I don't feel like giving you any more time is
1032 gonna do anything except, well I'm not gonna say that, any how, I – don't believe that your
1033 intentions was to put up the memorial like you said it was or that memorial would have been put
1034 up already. Thank you.

1035

1036 **MAYOR GOODMAN**

1037 All right. Any other comments or questions? Councilman Wolfson.

1038

1039 **COUNCILMAN WOLFSON**

1040 Yeah, thank you, Mayor Goodman. With your permission, Councilwoman, I was in the back
1041 when this agenda item started and I didn't hear the explanation that was given for the delay in
1042 putting up the memorial. So, if somebody could offer that to me.

1043

1044 **DAN TOWBIN**

1045 I'm glad that you asked because I really would like to kind of clear that up because it's, it is an
1046 issue. We, first of all, we didn't know it to be a condition. It was not part of the conditions, per

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1047 se. I understand from – staff today that they said, well everything you put on the plans is
1048 basically a condition. So, technically speaking yes, it's a condition, but there was no written
1049 condition to me or to us and it was not made a part of the condition Councilwoman Tarkanian,
1050 or, actually, I think it was Mayor Goodman, actually, made the proposal last time. But there was
1051 not a condition so, we were supposed to go for a review in six months. That was six months ago.

1052

1053 **COUNCILMAN WOLFSON**

1054 Let me stop you. Let me stop you right there, if you don't mind. May 3rd is when we approved
1055 this.

1056

1057 **MAYOR GOODMAN**

1058 '06.

1059

1060 **COUNCILMAN WOLFSON**

1061 I'm sorry.

1062

1063 **MAYOR GOODMAN**

1064 '06.

1065

1066 **COUNCILMAN WOLFSON**

1067 Yes, May 3rd, '06 is when we approved this. I don't remember if you were here, Mr. Towbin, but
1068 certainly Mr. Marcello was here.

1069

1070 **DAN TOWBIN**

1071 I was.

1072

1073 **COUNCILMAN WOLFSON**

1074 Were you here Mr. Towbin?

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1075 **DAN TOWBIN**

1076 Yes.

1077

1078 **COUNCILMAN WOLFSON**

1079 I mean, I thought it was pretty clear that the spirit of what we were doing –

1080

1081 **DAN TOWBIN**

1082 Absolutely.

1083

1084 **COUNCILMAN WOLFSON**

1085 – was for you to put this memorial in. In fact –

1086

1087 **COUNCILMAN REESE**

1088 By Memorial Day.

1089

1090 **COUNCILMAN WOLFSON**

1091 Huh?

1092

1093 **COUNCILMAN REESE**

1094 By Memorial Day.

1095

1096 **COUNCILMAN WOLFSON**

1097 Well, whether it was by Memorial Day, it was certainly within a short period of time. I mean, I
1098 remember the controversy was the hundred feet versus the 40 feet, and I know that I was swayed
1099 at the time because rather than restrict you to 40 feet, give you a hundred feet, but it was in
1100 addition to, you know, displaying the American flag, we were gonna have a great symbol; a
1101 memorial.

1102

1103 **COUNCILMAN REESE**

1104 That's right.

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1105 **COUNCILMAN WOLFSON**

1106 And I just find it difficult for you to come in here now and say, you know, I really didn't think it
1107 was part of the requirement –

1108

1109 **DAN TOWBIN**

1110 No. I'm not saying that. Let me finish.

1111

1112 **MAYOR GOODMAN**

1113 Boys.

1114

1115 **COUNCILMAN WOLFSON**

1116 You did say that, I mean.

1117

1118 **DAN TOWBIN**

1119 Well, would you like me to finish the thought or, I mean.

1120

1121 **COUNCILMAN WOLFSON**

1122 Sure.

1123

1124 **DAN TOWBIN**

1125 I'm not gonna take an axing for something I didn't do. What I was saying, as I was saying, six
1126 months we were supposed to have a review. We never got notified. What we thought, very
1127 clear, there was not a condition, let's get our final approval. We have this thing hanging over our
1128 head. City Council is gonna decide whether or not we're gonna – be able to – display this flag.
1129 That's where you left me. So, why would I spend a great deal of money, I mean, I know that,
1130 you know, I mean that, if that's what your expectations are, please tell me now. If you expect me
1131 to bring out distinguished parts of this community, the Mayor, the Governor, City Council
1132 people, inviting all the politicians and all the people that make this town go, in this southern
1133 Nevada, and part of Nellis and every thing else, and then you're gonna ask me to take this mem –
1134 this flag down. So, I thought it would be best –

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1135 **COUNCILMAN WOLFSON**

1136 What I'm gonna do, what I'm gonna throw out there is the opportunity to see the tape from the
1137 May 3rd meeting. Because, Mr. Towbin, if you're right and you didn't think it was a condition, I
1138 hear what you're saying but that's not my recollection. And you know –
1139

1140 **DAN TOWBIN**

1141 We have it written, it's written.
1142

1143 **COUNCILMAN WOLFSON**

1144 A picture tells a thousand words. Councilwoman, if you don't wanna do that I accept that and I'll
1145 go with ya.
1146

1147 **COUNCILWOMAN TARKANIAN**

1148 No, it's all –
1149

1150 **COUNCILMAN WOLFSON**

1151 If there's a tape –
1152

1153 **DAN TOWBIN**

1154 But we have a written condition –
1155

1156 **COUNCILMAN WOLFSON**

1157 Hold on, Mr. Towbin. If there's a tape which displays what everybody said and what the spirit of
1158 the conversation was, that'll answer it for everybody.
1159

1160 **COUNCILWOMAN TARKANIAN**

1161 And – Councilman Wolfson, I would like to show the tape. The problem is the tape is too long
1162 for today's meeting but I do have parts of it that, I think, that are pertinent that I could show and I
1163 have about two quotes at the end. I want to say that even after the review was mentioned it's
1164 automatic to get a review. Are we saying that these people, who are such successful

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1165 businessmen who do business with the City all the time didn't know that the site plan would be
1166 part of what they would have to do, Number one on the memorial, or that we wouldn't be having
1167 a review and they never mentioned, even when they knew there was a review, that they were not
1168 going to do that memorial. And, did you want to say something else, because now that I'm on a
1169 roll.

1170

1171 **MAYOR GOODMAN**

1172 I want the tape.

1173

1174 **COUNCILWOMAN TARKANIAN**

1175 I would just like – to quickly add that the Hummer Dealership is one of the dealership, of course,
1176 along the Sahara corridor. We've had many, many complaints and the Hummer Dealership has
1177 been at the top of the number of complaints. And we have Code Enforcement, who has gone out
1178 there and who has tried to make corrections. I have not had a single Code Enforcement officer
1179 tell me about this gentlemen's house, but I will ask that Code Enforcement to go out there and
1180 check on it. But that has nothing to do with it. We're not talking about even the flag. The flag
1181 we love, we know that. We're talking about the flag pole and we said in that last meeting that if
1182 the neighbors didn't like it, it would be removed and you agreed to that.

1183 And I remember why I felt you weren't genuine in your patriotism, I felt it when I asked and I
1184 made a motion, my motion was that it be 75 feet and you stated, Mr. Marcello, that I'd rather
1185 have nothing than not have a hundred. Well, to me, if your heart's in patriotism, it's that tribute
1186 to the Veterans right there, it's not the height so it attracts people from a long, long distance.
1187 And that's what I feel –

1188

1189 **DAN TOWBIN**

1190 Councilwoman, the reason that we were, had a problem with the 75 feet, was the fact that 75-
1191 foot flag is closer to the ground and we knew that would be much noisier and we didn't see the,
1192 we did not want to have a problem. So, we thought, the higher it is, the less noise it's gonna
1193 make.

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1194 **COUNCILWOMAN TARKANIAN**

1195 Except that a 75 foot flag would be smaller. You don't have the same size flag if you're
1196 following flag etiquette on the 75-foot pole as you do on a hundred.

1197

1198 **MAYOR GOODMAN**

1199 Okay. What I would like to do is, Councilwoman, you say you have the tape?

1200

1201 **COUNCILWOMAN TARKANIAN**

1202 Yes.

1203

1204 **MAYOR GOODMAN**

1205 I'd like to see the tape.

1206

1207 **COUNCILWOMAN TARKANIAN**

1208 We're calling for it now. My liaison in the back room heard what you said and basically, while
1209 we're getting it on could I just begin so I could save.

1210

1211 **MAYOR GOODMAN**

1212 Well –

1213

1214 **COUNCILWOMAN TARKANIAN**

1215 Okay.

1216

1217 **COUNCILWOMAN TARKANIAN**

1218 I think you have a back up some but that Las Vegas Centennial is where you're saying you're
1219 going to do this veterans memorial. I hope we're right. I hate to do this in a long meeting.

1220

1221 **MAYOR GOODMAN**

1222 I wanna see the tape.

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1223 **COUNCILWOMAN TARKANIAN**

1224 You can't see all of the tape, Mayor –

1225

1226 **MAYOR GOODMAN**

1227 I wanna see the relevant portion of the tape. I wanna see what representation (inaudible)

1228

1229 **(VIDEO SHOWN)**

1230

1231 **COUNCILWOMAN TARKANIAN**

1232 Mr. Mayor.

1233

1234 **MAYOR GOODMAN**

1235 Yes.

1236

1237 **COUNCILWOMAN TARKANIAN**

1238 I think that's basically the major part of where they were talking about it. It started a little later

1239 than it should have, but that's, basically, what they were saying. They were gonna have the

1240 memorial, they were gonna have it during the centennial, they were gonna have the color guard.

1241

1242 **MAYOR GOODMAN**

1243 Does that satisfy you, Councilman Wolfson?

1244

1245 **COUNCILMAN WOLFSON**

1246 As Councilwoman says, it may have started it a little later than we'd prefer, but I did hear, is it

1247 Marcella? (sic)

1248

1249 **CARL MARCELLO**

1250 Yes.

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1251 **COUNCILMAN WOLFSON**

1252 I did hear Mr. Marcella (sic) say that they were gonna have it in conjunction with the centennial
1253 and I thought he said maybe Memorial Day.

1254

1255 **CARL MARCELLO**

1256 Can I please make a comment?

1257

1258 **COUNCILMAN WOLFSON**

1259 Sure.

1260

1261 **MAYOR GOODMAN**

1262 Yeah, this is the time to do it.

1263

1264 **CARL MARCELLO**

1265 That was on May 3rd, two thousand and six. Am I correct?

1266

1267 **COUNCILMAN WOLFSON**

1268 Yes, Sir

1269

1270 **CARL MARCELLO**

1271 Okay. And we, at that point in time, as part of the condition was we was gonna have a six month
1272 review. Am I Correct? After that, six months from May 3rd, we was supposed to come back
1273 before this body and get approved, which would be within the centennial year for the Las Vegas;
1274 is that correct?

1275

1276 **COUNCILMAN WOLFSON**

1277 Technically, it's within the year.

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1278 **CARL MARCELLO**

1279 Okay. So, we never got notified of a six-month review. We were gonna wait, get it approved.
1280 We never had – the intention of not building that memorial, and that's what's trying to take place
1281 here today; that's wrong. We had it designed and it's ready to go and it's ready to start
1282 construction tomorrow. But we just didn't want to spend the money, you know, if we were
1283 gonna have the flag pole come down. So, six months from May 3rd, two thousand and six, we
1284 was supposed to have a review and that never took place. So, it ended up here; we are today in
1285 two thousand and seven. And that's the reason why the memorial isn't built today. There's no ill
1286 will here or ill intent. not at all. It's – a disgrace that it's even, upon myself, that it's being
1287 portrayed like that. We would not become before this Council and make a commitment to make
1288 to do a memorial and not do it. There's no way. That's not my intent and I know it's not Mr.
1289 Towbin's intent.

1290

1291 **MAYOR GOODMAN**

1292 All right. Thank you.

1293

1294 **COUNCILWOMAN TARKANIAN**

1295 Mr. Mayor.

1296

1297 **MAYOR GOODMAN**

1298 Yes.

1299

1300 **COUNCILWOMAN TARKANIAN**

1301 He was aware of the six-month review. He said he wasn't aware, he was aware of the six month
1302 review. It shows that on the tape and then a little earlier he said it would do an undue hardship if
1303 we didn't move quickly to vote on this because of what they wanted to do in the celebration and
1304 the dedication of the memorial. I would like to say, and this is the main thing, the main thing is
1305 that we're here to ensure that the conditions that were made in May of 2006 are met and that no
1306 harm was enacted on the quality of life for the residents in the area. I don't recall you asking for
1307 the review and yet you knew a review should occur.

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1308 **CARL MARCELLO**

1309 No, no.

1310

1311 **COUNCILWOMAN TARKANIAN**

1312 So, it goes both ways as far as that City staff or the other. Please let me finish because I have to
1313 tell you the last time in May 2006 you had an awful long time to talk, and the other people didn't
1314 have as much time and I didn't have as much time. So, I – want to point that out and I'd like to
1315 say that, on all of this, towards the end this is what, today the importance of having this review is
1316 to finally finally keep our commitment, our word to our residents as Council members. That's
1317 why it was important to have this here today. And I wanted to point out that at the end of that
1318 tape, if you went all the way to the end, you state, you state if the neighbors say it is a problem,
1319 we can take it down. And then the Mayor responded; you have no choice. And that was where
1320 it ended.

1321 And that's what those people, those residents believed. They believed. And that was one reason
1322 why I stayed out of any of the neighbor business because I knew that they were the ones who
1323 would be coming back if they had a problem. And you know that I was concerned at the height
1324 of it and I felt that if we should have the flag we could have it at 75 feet and you said at that
1325 time, it's on the tape, I'd rather not have any at all if it's 75, if it's not a hundred feet. That's – a
1326 summary of what you said, and then I said, well that doesn't sound very patriotic to me, because
1327 the flag is the flag and it represents our country and you don't have to have it that high, which I
1328 may have mentioned before.

1329 I'm ready to make a motion, Mr. Mayor, if you want me to.

1330

1331 **MAYOR GOODMAN**

1332 All right. I'd like to be – heard first. This Council took an extraordinary action several years ago
1333 about the American flag. People will recall that there were homeowners associations in this
1334 community that barred the American flag from being flown in the homeowners' area just as a
1335 matter of policy. And we actually passed on ordinance to the effect that flags can be flown
1336 notwithstanding a homeowners association. If a person, who is part of that association wanted to
1337 fly the American flag at their home. I think the problem we have here, I'm not gonna call

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1338 anybody names because that's not what this is about, I think that there was a perhaps a
1339 misunderstanding on your part. I definitely was under the impression at the time that the motion
1340 was made, because I'm the one who carried the ball, that that memorial would be a done deal.
1341 I don't understand, really, why we keep on referring to the centennial because it was outside the
1342 centennial year. The centennial would have concluded by May the 15th of 19, of two thousand
1343 and six. But if you, you know, two weeks from then maybe you wanted to still, to be associated
1344 with the centennial.

1345 Mr. Sanson makes a good point. The flag is what is symbolic of what you and the other
1346 gentlemen who severed our country and put themselves in harms way, and the lady as well. I
1347 don't want to forget you of course, during these wars and conflicts to preserve the liberties that
1348 we pride ourselves as being the only nation that really has this kind of freedom. And I just feel
1349 that we expected, we – expected the memorial to have been done at this time and that, I think,
1350 it's the thing that perhaps is most disturbing to me. Because I know that that was your intent, it
1351 wasn't done, perhaps because of a misunderstanding but nevertheless, I think that that was our
1352 expectation and we have been let down in that expectation. Councilwoman.

1353

1354 **COUNCILWOMAN TARKANIAN**

1355 Mr. Mayor, I just wanted to point out, and I'm sure you didn't mean it that way, but is not the flag
1356 that we're trying to prohibit here. It's the height of the flag pole which is sort of different from
1357 the homeowners where they tried to keep the flags –

1358

1359 **MAYOR GOODMAN**

1360 No. And I appreciate that and I wish I would hear from Mr. Towbin and Mr. Marcello that they
1361 would like to have a 75-foot flag pole there which was acceptable to us at one point in time.

1362

1363 **COUNCILWOMAN TARKANIAN**

1364 I would – like to make a motion if I could.

1365

1366 **MAYOR GOODMAN**

1367 All right.

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1368 **COUNCILWOMAN TARKANIAN**

1369 And that motion is to deny. But, I would then like to work with Mr. Towbin and Mr. Marcello to
1370 see if we could, along with the veterans group, along with veterans who have spoken here today
1371 about their concern of (inaudible) a flag of patriotism around a commercial thing, I would like to
1372 have them serve in working with us so that we could reach a – fine memorial.

1373

1374 **MAYOR GOODMAN**

1375 But what I would like to do is, I would like to have this resolved, as strange as it may sound, by
1376 Memorial Day, so that we either get this resolved with the flag pole at a height that's acceptable
1377 with a memorial to the veterans so we can have that celebration. I don't want to put it off another
1378 year.

1379

1380 **COUNCILWOMAN TARKANIAN**

1381 And by the way Mr. Mayor, I just wanted to point out that's why on the tape Mr. Marcello said,
1382 they use the term we want to finish it by the centennial and that's where the ten days came in
1383 because the centennial ended approximately ten days after our – Council meeting, and that's why
1384 there was the rush and that's why they were saying no undue hardship. I do not feel it is
1385 appropriate to have that tall a flag pole in that area. Again I move for denial on this item but I
1386 move in a way that I hope we can work together. I don't know how you could reduce the flag
1387 pole or what could be done, but if we could work together with a veterans group on the size and
1388 on the memorial itself because it is a little off balance if you look at it.

1389

1390 **MAYOR GOODMAN**

1391 Well, I'll support that on the understanding that the two of you will be meeting with the
1392 Councilwoman's office and the veterans group immediately to try to get a resolution as to the
1393 height of the flag pole and I want that memorial up and running by May the 30th.

1394

1395 **MARGO WHEELER**

1396 If I may, Mayor and Councilwoman.

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1397 **MAYOR GOODMAN**

1398 Yes.

1399

1400 **MARGO WHEELER**

1401 I apologize, but the motion for denial would then mean that the, in the absence of other
1402 conditions, so that's why I bring it to the Council's attention so that we have the appropriate
1403 conditions, the motion for denial would mean that the flag pole has to be removed and they
1404 would be able to build a flag pole of 40 feet in height which is what is allowed by code. So, if
1405 the Council has other wishes then I need for the Council to place those on the record so that staff
1406 can adequately follow up in accordance with your wishes.

1407

1408 **MAYOR GOODMAN**

1409 Well, I expressed my wishes.

1410

1411 **MARGO WHEELER**

1412 Okay.

1413

1414 **COUNCILWOMAN TARKANIAN**

1415 Again, I move for denial of the flag as it is today and coming back to build a 40 foot flag, a foot
1416 pole or what ever. Excuse me. Let me take that back. **I move for denial of the hundred foot**
1417 **flag pole and request that we have a group coming back that might be able to see how we**
1418 **could work out another size flag pole with a relevant memorial for the veterans.**

1419

1420 **MAYOR GOODMAN**

1421 I hope, Mr. Towbin, that you will be cooperative in that respect. I hope you will. It's your
1422 prerogative, of course, but I think it's your intention to have the memorial there. I think it's your
1423 intention to fulfill your patriotic obligation as you expressed it and perhaps you can negotiate a
1424 height differential over the 40 feet, I don't know, but I would like to see a memorial there and I'd
1425 like to see a flag there.

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1426 **DAN TOWBIN**

1427 Your Honor, I'm really, really don't understand what I'm supposed – am I supposed to get a
1428 wrecking ball and take this flag pole down?

1429

1430 **MAYOR GOODMAN**

1431 I don't know.

1432

1433 **DAN TOWBIN**

1434 I really don't understand.

1435

1436 **MAYOR GOODMAN**

1437 Well –

1438

1439 **DAN TOWBIN**

1440 I don't, really.

1441

1442 **MAYOR GOODMAN**

1443 – at this point in time you could chop 60 feet off of it. I mean that's a –

1444

1445 **DAN TOWBIN**

1446 It just can't be done.

1447

1448 **MAYOR GOODMAN**

1449 That's – what's being said at this point in time and I'm suggesting that you meet quickly with the
1450 Councilwoman's office and with the veterans groups and gets this resolved, one way or the other
1451 or else we'll remove the flag pole for you.

1452

1453 **BRYAN SCOTT**

1454 Mr. Mayor, as – a condition in the staff report it indicates that if denial, the applicant shall obtain
1455 a demolition permit and remove the subject flag pole within 60 days.

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1456 **MAYOR GOODMAN**

1457 All right. Well –

1458

1459 **BRYAN SCOTT**

1460 That is in the condition.

1461

1462 **MAYOR GOODMAN**

1463 As I say, I would like these things, I'm – conditioning my vote or I won't support the motion on
1464 the fact that you're going to meet, you're gonna try to get this resolved. If that meeting's not
1465 gonna take place, then I'm going to have to vote accordingly.

1466

1467 **DAN TOWBIN**

1468 Well, I didn't know that I would have to deal with this the next couple of weeks, I'm not going to
1469 be in the country so, I can't change that. I can – meet in 30 days but I can't meet within two
1470 weeks.

1471

1472 **MAYOR GOODMAN**

1473 Okay. Well, I thought we could get it done by Memorial Day, if all the plans were in order as
1474 was represented.

1475

1476 **DAN TOWBIN**

1477 But, I, Mr. Marcello could meet up on my behalf.

1478

1479 **MAYOR GOODMAN**

1480 Oh, that's fine.

1481

1482 **DAN TOWBIN**

1483 Yeah.

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1484 **MAYOR GOODMAN**

1485 As your agent, that's fine.

1486

1487 **DAN TOWBIN**

1488 Absolutely.

1489

1490 **CARL MARCELLO**

1491 Mayor, we have arrangements to – start building the memorial, like, tomorrow.

1492

1493 **MAYOR GOODMAN**

1494 All right. Well, let's start it.

1495

1496 **CARL MARCELLO**

1497 And you, can we – proceed forward with that.

1498

1499 **MAYOR GOODMAN**

1500 Yes, I'd like to – get the input of some of the vets here. I think that would be helpful –

1501

1502 **CARL MARCELLO**

1503 Because – per our design, okay, that we submitted in, which I had no idea it was included in the
1504 design of a flag pole.

1505

1506 **MAYOR GOODMAN**

1507 Okay. Well, I would love to see a memorial there and then we'll give you appropriate kudos, and
1508 we'll have a nice ceremony on Memorial Day.

1509

1510 **COUNCILWOMAN TARKANIAN**

1511 Okay. Can we call for the question, please?

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1512 **MAYOR GOODMAN**

1513 All right. Let's vote.

1514

1515 **COUNCILMAN WOLFSON**

1516 Mayor Goodman, I'm sorry, not to beat a dead horse, but this fact did not come out yet, and just

1517 out of curiosity, the cost of the memorial, do you have any idea about the cost of the memorial?

1518 To give us an idea of what we're talking about.

1519

1520 **CARL MARCELLO**

1521 It could be right around \$20,000.

1522

1523 **COUNCILMAN WOLFSON**

1524 Twenty thousand dollars.

1525

1526 **CARL MARCELLO**

1527 Yeah, in that area.

1528

1529 **COUNCILWOMAN TARKANIAN**

1530 Mr. Mayor?

1531

1532 **MAYOR GOODMAN**

1533 Yes.

1534

1535 **COUNCILWOMAN TARKANIAN**

1536 – could I ask that perhaps is that Mr., are you still in the audience? Yes, if his veterans group,

1537 they represent several different groups, if they could quickly then, after this item is finished,

1538 make arrangements, they could go over with you, your current plans and see how they could help

1539 and give some input, if that would be all right with you, that would quicken it, Mr. Mayor.

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1540 **MAYOR GOODMAN**

1541 I would like that.

1542

1543 **CARL MARCELLO**

1544 Yeah, it would – the memorial – designed and I think they could have some really good input on
1545 what we put on the bronze plaque, you know, I think that would be really good. Well, I tell you
1546 –

1547

1548 **COUNCILWOMAN TARKANIAN**

1549 Could they meet with you tomorrow? If Mr. Sanson can. I have no idea if he can or not.

1550

1551 **CARL MARCELLO**

1552 I'll get with him. I have to look at my schedule and we'll do it as expeditiously as possible. But
1553 all I could, you know, say is that, you know, we spent over \$50,000 or so on this hundred-foot
1554 flag pole and to reduce it in size is gonna, it's a major task. There was never an intent to go
1555 against the conditions.

1556

1557 **MAYOR GOODMAN**

1558 And I – will concede that. I just think there wasn't a meeting of the mind. I was under the
1559 impression that that memorial was gonna be up by Memorial Day.

1560

1561 **COUNCILWOMAN TARKANIAN**

1562 May mayor, I've called for the question.

1563

1564 **MAYOR GOODMAN**

1565 All right.

1566

1567 **COUNCILWOMAN TARKANIAN**

1568 Could we please have the question? We're gonna be here till midnight.

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1569 **MAYOR GOODMAN**

1570 That's all right too. But we'll vote. Let's vote. Post. Motion carries **(Motion carried**
1571 **unanimously).**

1572

1573 **BRYAN SCOTT**

1574 And Mr. Mayor, just to clarify, that'll have to be down in 60 days, the hundred foot flag pole.

1575

1576 **MAYOR GOODMAN**

1577 Right.

1578

1579 (END OF DISCUSSION)

1580 /yy;ac