

Carolyn G. Goodman, Mayor (At-Large)
Stavros S. Anthony, Mayor Pro Tem (Ward 4)
Brian Knudsen (Ward 1)
Victoria Seaman (Ward 2)
Olivia Diaz (Ward 3)
Cedric Crear (Ward 5)
Michele Fiore (Ward 6)



City Manager Jorge Cervantes
City Attorney Bryan K. Scott
City Clerk LuAnn D. Holmes

City Council Minutes

Council Chambers · 495 South Main Street · Phone 702-229-6011
City of Las Vegas Internet Address: www.lasvegasnevada.gov

March 17, 2021

9:00 AM

CEREMONIAL MATTERS

1. Call to Order

Minutes:

MAYOR GOODMAN called the meeting to order at 9:00 a.m.

Present: MAYOR GOODMAN and COUNCILMEMBERS ANTHONY, FIORE, CREAR, KNUDSEN, SEAMAN and DIAZ

Also Present: CITY MANAGER JORGE CERVANTES, CITY ATTORNEY BRYAN SCOTT, DEPUTY CITY ATTORNEYS JEFF DOROCAL and JIM LEWIS, and CITY CLERK LUANN D. HOLMES

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

ANNOUNCEMENT MADE: This meeting has been properly noticed and posted at the following locations in accordance with the State of Nevada Executive Department Declaration of Emergency Directive 006: The City of Las Vegas website – www.lasvegasnevada.gov and The Nevada Public Notice Website – notice.nv.gov.

3. Invocation - Reverend Carol Simpson, Shekinah Glory Ministries

Minutes:

REVEREND CAROL SIMPSON, Shekinah Glory Ministries, gave the invocation.

4. Pledge of Allegiance

Minutes:

MAYOR GOODMAN led the audience in the Pledge of Allegiance.

BUSINESS ITEMS - 9 A.M. SESSION

PUBLIC COMMENT

5. Public comment during this portion of the Agenda must be limited to matters on the Agenda for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion, as well as the amount of time any single speaker is allowed, may be limited.

Minutes:

Prior to this item, MAYOR GOODMAN addressed the Council stating one year ago, on Wednesday, March 18, 2020, she stood before the Council to express her deep concerns about completely shutting down Las Vegas.

This decision by one individual, which required no vote by the Nevada Legislature or any other elected body, promised to cause undue hardship to hundreds of thousands of Nevadans. Her plea at the time was to take a more nuanced approach and enact safety precautions that would enable Las Vegas to continue to function. A full year later, some states which took this moderate approach, like more populous Florida and Texas for example, actually realized a lower death count per 100,000 residents than did some states with prolonged, total shutdowns like Michigan, New York and Nevada, according to Statista.com, March 8, 2021. Nevadans, many of whom still have not been able to get through to the State's unemployment office to receive the funds owed to them, have suffered tremendously. Many of the small businesses, and even some larger ones, were forced to close their doors, and school children have suffered immeasurably. As she pleaded for moderation, some individuals, especially certain newscasters, took great issue with her stance to enact reasonable safety precautions and entrust Nevadans and tourists to make responsible decisions.

The Mayor recalled what she said on March 18, 2020 in response to the Governor's shutdown directive where she asserted that the city could not survive any total shutdown of the economy, and she asked the Governor to shorten the projected shutdown. A full year later, businesses are still only operating at 50 percent capacity, up from a bizarre 35 percent that was in effect until three days ago. Children are only now returning to public school, and only Kindergarten through Fifth Grade are in-person full time. Tens of thousands of students have missed out on graduations, proms, extracurricular activities, sports, and scholarships, not to mention a year's worth of invaluable, in-person instruction. In March of 2020, when the Governor announced in a call that he was shutting down the schools, the Mayor pleaded with him to implement safety measures and mandatory temperature checks instead of shutting down, and she was harshly told he was not seeking input. She said while all deaths are beyond heart-breaking, the data shows no consistent correlation in death rates between states with prolonged, complete shutdowns like Nevada and those that adopted more moderate safety precautions. Additionally, the four states with the highest death rates were states that adopted stringent shutdown policies. MAYOR GOODMAN wondered why masks and social distancing are sufficient now to slow the spread of this virus, but those practices were not sufficient a year ago. She also questioned the rationale for continuing at 50 percent capacity limits while there are other precautions like mask mandates in place, in addition to increasing the number of vaccinations.

MAYOR GOODMAN said America is the land of the free, but Americans in some states have been forced to subjugate their freedoms to the will of a single individual, seemingly in perpetuity. She called for a return to personal responsibility and personal liberty, and said those who do not want to go out to public places are not forced to do so, just as those who do not want the vaccine are not forced to get it. Masks, distancing, and frequent hand-washing and sanitation are reasonable measures that health officials assure will make a difference. The Mayor said science has not proven that complete shutdowns accomplished any more than more moderate, reasonable precautions. Nevadans and Americans are smart enough to understand what is at stake and make appropriate choices for themselves and their families. As one caller to her office recently expressed, it is beyond sad and concerning to see Lady Liberty on the Las Vegas Strip wearing a mask, which the Mayor opined to be the antithesis of what she and America represent, personal freedom. She reiterated the remarks she made a year ago, which is that the City of Las Vegas will seek ways for people and businesses to advocate for their own lives, make their own choices, create and follow their own destinies, and live being assured they have the right to do so in dignity, earning a livelihood, providing for their families and even helping others to enjoy those same rights and dignities.

BUSINESS ITEMS - 9 A.M. Session

6. For Possible Action - Any items from the 9 a.m. session that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time.

Motion made by Stavros Anthony to Strike Item 13, Table Item 18 and Hold in abeyance Items 46a-46b to 4/21/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

7. For possible action to approve the Final Minutes by reference of the February 17, 2021 Regular City Council Meeting

Motion made by Stavros Anthony to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

CONSENT AGENDA

Matters listed on the Consent Agenda are considered to be routine and have been recommended for approval by the Submitting Departments. All items on the Consent Agenda may be approved in a single motion. However, if a Council Member so requests, any consent item may be moved to the discussion portion of the agenda and other action, including postponement or denial of the item, may take place.

ADMINISTRATIVE - CONSENT

8. For possible action to approve a grant award from the State of Nevada Division of Emergency Management for the receipt and appropriation of funds from the Department of Homeland Security (DHS) Grant, Federal Fiscal Year 2020 Emergency Management Performance Grant (EMPG) in the amount of \$437,900 to support the City of Las Vegas Emergency Management Program - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

CITY ATTORNEY - CONSENT

9. For possible action to approve a business impact statement regarding a proposed ordinance to amend LVMC Title 16 to add a new chapter establishing an inspection program for certain non-transient lodging properties, including certain residence hotels/motels, and amends various provisions of LVMC Title 6 to provide parallel licensing changes, including a change in the definition of "apartment house" to include structures with four dwelling units. (This item is related to Bill No. 2021-13, which is located later on this agenda under New Bills) - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

10. For possible action to approve settlement of David Silvaggio v. Jorge Luis Gamboa, City of Las Vegas, Case No. A-19-800145-C in the Eighth Judicial District Court (\$92,500 - Tort Liability Fund) - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

COMMUNITY SERVICES - CONSENT

11. For possible action to approve a sub-grant agreement between the City of Las Vegas and Clark County, which will allocate \$19,406,330.44 in Emergency Rental Assistance Program funds from the Consolidated Appropriations Act 2021 to Clark County to assist eligible families and individuals affected by COVID-19 with rental and utility payments - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

12. For possible action to approve a Third Amendment to Parking Lease Agreement between the City of Las Vegas and 110 8th Street, LLC to extend the lease for one 3-year period expiring January 31, 2024 for the parking lot located at 108 North 8th Street (APN's 139-34-612-030 and -031) - Ward 3 (Diaz)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

13. For possible action to approve an Exclusive Negotiation Agreement (ENA) with Axios Nevada LLC for the purpose of discussing a privately owned and operated High Capacity Transit System on Charleston Boulevard - Wards 1, 3 and 5 (Knudsen, Diaz and Crear)

Motion made by Stavros Anthony to Strike Item 13, Table Item 18 and Hold in abeyance Items 46a-46b to 4/21/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

FINANCE - PURCHASING AND CONTRACTS - CONSENT

14. For possible action to approve award of Contract No. 210180-HM, Blanket Designated Services Contract for Geotechnical Engineering Services - Department of Public Works - Award recommended to: GEOTECHNICAL & ENVIRONMENTAL SERVICES, INC. (Not-to-Exceed \$100,000 - Various Funds) - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

15. For possible action to approve award of Mutual Use Contract No. 210177-HM, Ferric Chloride, for the Water Pollution Control Facility located at 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: PENCCO, INC. (Not-to-Exceed \$1,200,000 Annually/Total Contract Amount Not-to-Exceed \$4,800,000 - Sanitation Enterprise Fund) - Clark County

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

16. For possible action to approve award of Contract No. 210181-HM, Blanket Designated Services Contract for Geotechnical Engineering Services - Department of Public Works - Award recommended to: NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS (Not-to-Exceed \$100,000 - Various Funds) - All Wards

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

17. For possible action to approve award of Contract No. 210178-JH, Prime Design Services Contract for Owens Avenue System - Vegas Storm Drain - Shadow Mountain Place to Jones Boulevard - Department of Public Works -

Award recommended to: WSP USA, INC. (\$770,000 - Road and Flood Capital Projects Fund) - Ward 5 (Crear) and Clark County

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

PLANNING - CONSENT

18. For possible action to approve the ratification of the Commission for the Las Vegas Centennial funding allocation for the production of the Las Vegas Days Rodeo to be held May 6-8, 2021 at the Core Arena and to approve the ratification of the award of \$180,000 to The Plaza Hotel & Casino - Ward 5 (Crear)

Motion made by Stavros Anthony to Strike Item 13, Table Item 18 and Hold in abeyance Items 46a-46b to 4/21/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

PLANNING - BUSINESS LICENSING - CONSENT

19. For possible action to approve a Gaming Non-Restricted Limited License for L. M. RAIN, LLC dba MOLLY'S CASINO at 1966 North Rainbow Boulevard - Ward 5 (Crear)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

20. For possible action to approve a Restaurant with Alcohol License for a Change of Ownership FROM: CLAIM JUMPER RESTAURANT (SUMMERLIN), LLC TO: RUN SUMMERLIN, LLLP dba HASH HOUSE A GO GO at 10810 West Charleston Boulevard - Ward 2 (Seaman)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

21. For possible action to approve a Temporary Beer Wine Room License for TABLE 8 PRODUCTIONS, INC. dba MAJESTIC REPERTORY THEATRE at 1217 South Main Street - Ward 3 (Diaz)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

22. For possible action to approve a Temporary Massage Establishment License for SKIN BRILLIANCE, LLC dba JASPER & JADE STUDIOS at 231 North Buffalo Drive, Suite A [Cresta Mortensen, Managing Member] - Ward 2 (Seaman)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

23. For possible action to approve a Massage Establishment License for a Change of Ownership FROM: NEKO MASSAGE STUDIO, INC. TO: MARDUK INDUSTRIES, LLC dba NEKO MASSAGE STUDIO at 124 South 6th Street, Suite #170 [Cesar Castaneda, Managing Member] - Ward 3 (Diaz)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

24. For possible action to approve a Two-Day Opening for a Non-Restricted Gaming License FIFTH STREET GAMING, LLC dba FIFTH STREET GAMING, LLC db at GOLD SPIKE HOTEL at 217 North Las Vegas Boulevard - Ward 5 (Crear)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

PUBLIC WORKS - CONSENT

25. For possible action to approve an interlocal agreement between the City of Las Vegas and Clark County for the Charleston Boulevard Streetscape Improvements Project and the Shadow Lane Improvements Project, multiple APNs (\$300,000 - Road and Flood Capital Project Fund [CPF]) - Ward 1 (Knudsen)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

26. For possible action to approve staff to acquire various real property rights for the future Pinto Lane Streetscape Project between South Martin Luther King Boulevard and South Rancho Drive Project, multiple APNs (\$350,000 - Regional Transportation Commission [RTC] and Fuel Revenue Index [FRI2] Funds) - Ward 1 (Knudsen)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

27. For possible action to approve Interlocal Agreement No. 138967-A between the City of Las Vegas (CLV) and the Las Vegas Valley Water District (LVVWD) to replace and install water pipelines and appurtenances for the construction of water facilities in the CLV Pinto Lane Streetscape Improvements Phase I Project from Shadow Lane to South Martin Luther King Boulevard - Ward 1 (Knudsen)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

28. For possible action to approve Interlocal Agreement No. 138968-A between the City of Las Vegas (CLV) and the Las Vegas Valley Water District (LVVWD) to replace and install water pipelines and appurtenances for the

construction of water facilities in the CLV Pinto Lane Streetscape Improvements Phase II Project from Shadow Lane to Rancho Drive - Ward 1 (Knudsen)

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) 13 and 18

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

29. Report by Jorge Cervantes, City Manager, and discussion for possible action regarding a new two-year collective bargaining agreement between the Las Vegas Police Protective Association (LVPPA) and the City of Las Vegas (\$379,339 - General Fund) - All Wards

Minutes:

Using a PowerPoint presentation, a copy of which was submitted and is attached as backup, CITY MANAGER JORGE CERVANTES stated he was bringing before the Council a new two-year collective bargaining agreement with the Las Vegas Police Protective Association (LVPPA). The agreement covers Fiscal Year 2021, the current fiscal year, and Fiscal Year 2022, which will start July 1, 2021. He stated the LVPPA represents approximately 110 Marshals, who provide front-line security at the community centers, parks, municipal courts and street right-of-ways, and that the fiscal impact of the agreement over two years is \$379,339.

VINCE ZAMORA, Human Resources Director, reiterated this agreement covers approximately 109 members for Fiscal Years 2021 and 2022. Negotiations started on January 7, 2021, and an agreement was reached after the third meeting, with negotiations concluding on February 17, 2021. He explained with regard to wages, all members will receive a \$1,325 one-time cash payment. In year two, Tier 1 Marshals will receive a 1.75 percent Cost of Living Allowance (COLA), and Tier 2 Marshals will receive a two percent COLA. Other economic provisions include increasing the sick leave bonus eligibility period and moving Tier 2 Sergeants to the Tier 1 pay scale. In year two, Step 1 of the Tier 2 Marshal pay scale will be eliminated, which will provide a higher starting salary range. Additionally, two steps will be added to the Tier 2 Marshal pay scale, which will provide greater salary potential and brings the City closer in parity with other agencies. The total fiscal impact of this item is \$379,339.

MR. ZAMORA recognized the members of the LVPPA, the City of Las Vegas' negotiating teams and every Marshal who serves the community.

MAYOR GOODMAN echoed the praise given and thanked the Marshals and all who were involved in the negotiations.

Motion made by Stavros Anthony to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

RESOLUTIONS - DISCUSSION

30. R-15-2021 - Discussion for possible action regarding a second Resolution adopting a temporary trade-in/exchange program for certain alcoholic beverage licenses - All Wards

Minutes:

PETER LOWENSTEIN, Deputy Planning Director, explained this is the second resolution that will allow certain businesses, which have alcohol beverage licenses, to trade in those licenses in exchange for other alcohol beverage licenses. He noted four to five individuals took advantage of the first resolution, and due to a renewed interest, the resolution is being brought back before the Council, which will sunset on June 30, 2021.

Motion made by Stavros Anthony to Approve

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

BOARDS AND COMMISSIONS - DISCUSSION

31. Discussion for possible action regarding the reappointment of Adroushan (Andy) Armenian to the Parks and Recreation Advisory Commission

Minutes:

MAYOR GOODMAN thanked MR. ARMENIAN for his service.

Motion made by Carolyn Goodman to Approve the reappointment of Adroushan (Andy) Armenian

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

32. Discussion for possible action regarding the reappointment of Sondra Cosgrove to the Historic Preservation Commission

Minutes:

MAYOR GOODMAN congratulated and thanked MS. COSGROVE for her service.

Motion made by Olivia Diaz to Approve the reappointment of Sondra Cosgrove

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

33. Discussion for possible action regarding the appointment of nominee Almendra Johnson to a Ward 1 seat of the Parks and Recreation Advisory Commission

Minutes:

MAYOR GOODMAN congratulated MS. JOHNSON and thanked her for offering to serve.

Motion made by Brian Knudsen to Approve the appointment of Almendra Johnson

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

34. Discussion for possible action regarding the reappointment of Felipe Ortiz to the Las Vegas-Clark County Library District Board of Trustees

Minutes:

MAYOR GOODMAN thanked MR. ORTIZ for his service, and noted having him continue to serve on the Las Vegas-Clark County Library District Board of Trustees should be a great help to the new Executive Director of that board.

Motion made by Olivia Diaz to Approve the reappointment of Felipe Ortiz

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

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.

35. Bill No. 2021-9 - Amends the Town Center Development Standards Manual, adopted under LVMC 19.10.060(B), by amending Map Six thereof, pertaining to street classifications, to remove the designation of Echelon Point Drive as a Town Center Collector. Proposed by: Mike Janssen, Executive Director of Community Development

Minutes:

Recommendation noted.

04/07/2021 Council Agenda

36. Bill No. 2021-10 - Amends the Town Center Development Standards Manual to allow for animated signs within nonresidential districts, subject to specified limitations and restrictions. Sponsored by: Councilwoman Michele Fiore

Minutes:

Recommendation noted.

04/07/2021 Council Agenda

NEW BILLS

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.

37. Bill No. 2021-11 - Amends the Symphony Park Design Standards to update and clarify the scope and processes relative to requests for minor deviations and waivers regarding the Design Standards. Proposed by: Tom Perrigo, Chief Operations and Development Officer

Minutes:

First Reading – Referred – COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

04/05/2021 Recommending Committee

04/07/2021 Council Agenda

38. Bill No. 2021-12 - Amends LVMC 19.16.110(P) regarding the termination of special use permit approvals to clarify the circumstances under which a special use permit may be voided for failure to keep a related temporary business license in active status or convert it to a permanent business license. Proposed by: Tom Perrigo, Chief Operations and Development Officer

Minutes:

First Reading – Referred – COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

04/05/2021 Recommending Committee

04/07/2021 Council Agenda

39. Bill No. 2021-13 - Amends LVMC Title 16 to add a new chapter establishing an inspection program for certain non-transient lodging properties, including certain residence hotels/motels, and amends various provisions of LVMC Title 6 to provide parallel licensing changes, including a change in the definition of “apartment house” to include structures with four dwelling units. Sponsored by: Councilman Brian Knudsen

Minutes:

First Reading – Referred – COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

04/05/2021 Recommending Committee

04/07/2021 Council Agenda

40. Bill No. 2021-14 - Amends LVMC 7.32.160 and 7.44.040 to update provisions regarding animal cruelty and related penalties. Sponsored by: Councilman Stavros S. Anthony

Minutes:

First Reading – Referred – COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

PLANNING

The items listed below, where appropriate, have been reviewed by the various City departments relative to the requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and Building and Fire regulations. Their comments and/or requirements have been incorporated into the action.

PLANNING - 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.

41. 20-0363 - APPLICANT/OWNER: NEVADA LAND DEALS, LLC - For possible action on the following Land Use Entitlement project requests on 1.27 acres at 2601 Westwood Drive (APN 162-09-102-005), M (Industrial) Zone, Ward 1 (Knudsen). The Planning Commission (7-0 vote) and Staff recommend APPROVAL on the Land Use Entitlement project.

Minutes:

See Items 41a and 41b for related backup.

- 41a. 20-0363-EOT1 - Second Extension of Time of an approved Special Use Permit (SUP-67897) FOR A 3,151 SQUARE-FOOT TAVERN-LIMITED ESTABLISHMENT USE WITH 4,063 SQUARE FEET OF OUTDOOR SEATING AREA

Minutes:

See Items 41-41b for related backup.

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) None

NOTE: Mayor Goodman indicated that she would abstain from voting on Item 42 due to her son's involvement in the medical marijuana industry.

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Michele Fiore, Brian Knudsen, Olivia Diaz;
Abstain-Carolyn Goodman;

- 41b. 20-0363-EOT2 - Second Extension of Time of an approved Site Development Plan Review (SDR-67901) FOR A PROPOSED 3,151 SQUARE-FOOT EXPANSION AND RENOVATION OF AN EXISTING HOTEL BUILDING

Minutes:

See Items 41-41b for related backup.

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) None

NOTE: Mayor Goodman indicated that she would abstain from voting on Item 42 due to her son's involvement in the medical marijuana industry.

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Michele Fiore, Brian Knudsen, Olivia Diaz;
Abstain-Carolyn Goodman;

42. 21-0025-EOT1 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT/OWNER: 1916 HIGHLAND PROPERTIES, LTD - For possible action on a Land Use Entitlement project request for a first Extension of Time of a Special Use Permit (SUP-77155) FOR A PROPOSED 17,754 SQUARE-FOOT CANNABIS CULTIVATION FACILITY USE at 3020 and 3030 South Valley View Boulevard (APN 162-08-302-003), M (Industrial) Zone, Ward 1 (Knudsen). Staff recommends APPROVAL.

Motion made by Stavros Anthony to Approve the Consent Agenda except Item(s) None

NOTE: Mayor Goodman indicated that she would abstain from voting on Item 42 due to her son's involvement in the medical marijuana industry.

Passed For: 6; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Michele Fiore, Brian Knudsen, Olivia Diaz; Abstain-Carolyn Goodman;

PLANNING - DISCUSSION

43. 78755 - PUBLIC HEARING - APPLICANT/OWNER: DFA, LLC - For possible action on the following Land Use Entitlement project requests on 2.54 acres on the southwest corner of Bonanza Road and Martin L King Boulevard (APN 139-28-401-033), Ward 5 (Crear). The Planning Commission (7-0 vote) and Staff recommend APPROVAL on the Land Use Entitlement project.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 43-43d.

GEORGE ROGERS, Architect, appeared representing the applicant. He explained this is an equipment dealership for equipment that would be used by small contractors or landscapers. He noted a neighborhood meeting was held in December. Staff from COUNCILMAN CREAR'S office and one other individual were in attendance, and there were no negative comments.

PETER LOWENSTEIN, Deputy Planning Director, reported staff found the proposed land use designation and zoning to be harmonious and compatible with adjacent properties to the east and the west, concurred with the provided parking study and supported the alternative parking standard. Additionally, the requested waiver to not orient the building to the corner will improve onsite maneuvering of semi-trucks and heavy equipment, thereby lessening the impact on neighboring properties. As such, staff recommended approval of all applications.

At the Mayor's request, MR. ROGERS explained the ingress/egress of the property, noting there is one driveway on Bonanza Road and one on Martin Luther King Boulevard, which has a restriction due to the center median. MR. LOWENSTEIN added there are medians on both of those roadways, making the ingress/egress right in, right out at both points. With Martin Luther King Boulevard becoming extremely busy, MAYOR GOODMAN expressed concerns with traffic becoming backed up.

COUNCILMAN CREAR said the applicant has been diligent in working with his office and the community, which he appreciates. He recognized this to be a part of major reconstruction along this thoroughfare, but shared the Mayor's concerns with regard to traffic on Martin Luther King Boulevard and drivers trying to access Interstate 15 and U.S. Highway 95. He asked MR. ROGERS, in his professional opinion, if what was being proposed would further hinder traffic.

MR. ROGERS explained this dealership is a new equipment dealership, and there is one similar in North Las Vegas, which was cited in the traffic analysis submitted with the application. Trucks will not be delivering used equipment or equipment for maintenance at this facility. The larger building exists on the site to assemble the equipment being sold, and they do not expect daily truck deliveries besides stocking the site during the opening phase. He offered to schedule those deliveries during off traffic hours to alleviate some of the traffic concerns.

COUNCILMAN CREAR commented just having the facility at this location would create more traffic, whether that be equipment or automobiles. MR. LOWENSTEIN pointed out there is a condition of approval on the Site Development Review stating all trucks accessing the site, such as those delivering or removing proposed construction equipment, shall access the site only via Bonanza Road unless otherwise approved by the City Traffic Engineer.

COUNCILMAN CREAR asked if it would be too prohibitive to the operation if the only ingress was Bonanza Road and the only egress was Martin Luther King Boulevard. MR. ROGERS did not believe it would be prohibitive, but added there would only be a handful of employees on site, so they do not anticipate a lot of vehicular or pedestrian traffic. He thought it fair to add a condition regarding the ingress/egress. COUNCILMAN CREAR wished to add a condition regarding the ingress/egress, along with a one-year administrative review to revisit if necessary. MR. ROGERS was in agreement.

MAYOR GOODMAN expressed her concern with the wide turn radius needed by any flat beds accessing the property to deliver equipment. MR. ROGERS confirmed flatbeds would be used to deliver the equipment onto the property, but noted those vehicles would not pass adjacent to the Bonanza Road or the Martin Luther King Boulevard frontage. Unloading would take place on the west and south sides of the building, and then the vehicles would exit onto Martin Luther King Boulevard, given the Councilman's added condition. COUNCILMAN CREAR thought accessing the property off of Bonanza Road was appropriate and would create an easier flow.

MR. LOWENSTEIN read into the record a new condition of approval, and BART ANDERSON, Engineering Project Manager, read an amended condition of approval into the record.

Subsequent to the motion and vote, COUNCILMAN CREAR advised MR. ROGERS the conditions regarding ingress/egress also applied during construction.

See Items 43a-43d for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 43-43d.

43a. 78755-GPA1 - FROM: C (COMMERCIAL) TO: LI/R (LIGHT INDUSTRY AND RESEARCH)

Minutes:

See Item 43 for related discussion and Items 43-43d for related backup.

Motion made by Cedric Crear to Approve Items 43a-43d subject to condition(s) with amended conditions for Item 43d

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

43b. 78755-ZON1 - FROM: C-2 (GENERAL COMMERCIAL) TO: C-M (COMMERCIAL/INDUSTRIAL)

Minutes:

See Item 43 for related discussion and Items 43-43d for related backup.

Motion made by Cedric Crear to Approve Items 43a-43d subject to condition(s) with amended conditions for Item 43d

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

43c. 78755-SUP1 - FOR AN ALTERNATIVE PARKING STANDARD

Minutes:

See Item 43 for related discussion and Items 43-43d for related backup.

Motion made by Cedric Crear to Approve Items 43a-43d subject to condition(s) with amended conditions for Item 43d

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

43d. 78755-SDR1 - FOR A PROPOSED 17,056 SQUARE-FOOT HEAVY MACHINERY AND EQUIPMENT (RENTAL, SALES & SERVICE) FACILITY WITH A WAIVER TO NOT ORIENT THE BUILDING TO THE CORNER WHERE SUCH IS REQUIRED

Minutes:

See Item 43 for related discussion and Items 43-43d for related backup.

Motion made by Cedric Crear to Approve subject to conditions, amending Condition 10 and adding the following condition as read for the record:

10. All large trucks accessing this site shall enter only through the Bonanza Road driveway, but may egress onto Bonanza Road or Martin L. King Boulevard.

A. A one year administrative Required Review of the on and off-site circulation shall be conducted from the date of issuance of a certificate of occupancy.

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

44. 20-0280 - PUBLIC HEARING - APPLICANT/OWNER: RAINBOW DREAMS, LLC, ET AL - For possible action on the following Land Use Entitlement project requests on 1.63 acres at the northeast corner of Lake Mead Boulevard and Concord Street (APNs Multiple), Ward 5 (Crear). Staff recommends DENIAL on the Land Use Entitlement project. The Planning Commission (7-0 vote) recommends APPROVAL on the Land Use Entitlement project.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 44-44d.

LANDON CHRISTOPHERSON appeared on behalf of the applicant/owner. He stated the applicant's original intent was an extension of Rainbow Academy, but with the State and Clark County School District changes, that is no longer feasible, and staff developed a plan to utilize the property as a transition. The number of units was reduced from 25 to 22 due to some concerns. He stated the applicant has tried to purchase the adjacent single-family residential parcel over the past several years, but the parties are not in agreement, so landscaping has been provided as a buffer to alleviate the majority of their concerns. MR. CHRISTOPHERSON noted these will be for sale, attached single-family units with approximately 1,377 square feet, three bedrooms, two-and-one-half baths and a two car garage. Additional guest parking brings the number of parking spaces to 60, where only 28 are required. There will be landscape buffers around the exterior, as well as adjacent to the school. To alleviate any public safety concerns, the required radius has been provided for fire truck access throughout the property.

MR. CHRISTOPHERSON informed MAYOR GOODMAN the units are two stories and that there will be two entrances off of Hart Avenue, with no entrance off of Lake Mead Boulevard or Concord Street. He also indicated one neighborhood meeting was held.

PETER LOWENSTEIN, Deputy Planning Director, asked if the reduction to 22 units had been submitted to staff, to which MR. CHRISTOPHERSON stated it was submitted before the Planning Commission meeting. MR. LOWENSTEIN continued with his report, stating while the approval of the requested General Plan Amendment and Rezoning would support objectives of the West Las Vegas Plan, if development of the site fell through, the block's land use designations and zoning districts would be inconsistent and leave one single-family detached home surrounded by higher density residential development. No evidence of a unique or extraordinary circumstance was presented to support the Variance requests and staff recommended denial. As the Site Development Plan Review is dependent upon the approval of the Variance, staff could not support that application either. As such, staff recommended denial of all applications.

MAYOR GOODMAN asked if Rainbow Dreams Academy was still Kindergarten through Eighth Grade. MR. CHRISTOPHERSON stated it is Pre-K and Kindergarten only now.

COUNCILMAN CREAR felt this was a good project that will enhance Lake Mead Boulevard as well as the entire community and was confident the applicant would build a beautiful facility.

Subsequent to the motion and vote, MAYOR GOODMAN asked when this project will be started. MR. CHRISTOPHERSON stated they will be submitting their applications for permits very soon.

See Items 44a-44d for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 44-44d.

- 44a. 20-0280-GPA1 - FROM: PF (PUBLIC FACILITIES) TO: M (MEDIUM DENSITY RESIDENTIAL)

Minutes:

See Item 44 for related discussion and Items 44-44d for related backup.

Motion made by Cedric Crear to Approve Items 44a-44d subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

44b. 20-0280-ZON1 - FROM: C-V (CIVIC) TO: R-TH (SINGLE FAMILY ATTACHED)

Minutes:

See Item 44 for related discussion and Items 44-44d for related backup.

Motion made by Cedric Crear to Approve Items 44a-44d subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

44c. 20-0280-VAR1 - TO ALLOW STUB STREET TERMINATIONS WHERE A CUL-DE-SAC IS REQUIRED, AND PRIVATE STREETS WITHOUT A GATE THAT DO NOT MEET PUBLIC STREET STANDARDS

Minutes:

See Item 44 for related discussion and Items 44-44d for related backup.

Motion made by Cedric Crear to Approve Items 44a-44d subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

44d. 20-0280-TMP1 - LAKE MEAD COMMONS - FOR A PROPOSED 25-LOT SINGLE-FAMILY ATTACHED RESIDENTIAL SUBDIVISION

Minutes:

See Item 44 for related discussion and Items 44-44d for related backup.

Motion made by Cedric Crear to Approve Items 44a-44d subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

45. 20-0306-VAR1 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: MARK DELMEDICO - For possible action on a Land Use Entitlement project request for a Variance TO ALLOW A THREE-FOOT SIDE YARD SETBACK WHERE FIVE FEET IS REQUIRED FOR A PROPOSED 207 SQUARE-FOOT ADDITION TO AN EXISTING SINGLE-FAMILY DWELLING on 0.06 acres at 10361 Adrianna Avenue (APN 137-12-513-041), PD (Planned Development) Zone, Ward 4 (Anthony). The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

JESSICA LANE, Proficient Patios, appeared representing the homeowner, who is proposing to build a sunroom on the site. She noted the irregular layout of the yard, stating the applicant uses the side yard as his backyard. The sunroom would be built out of aluminum with tempered glass, and with the color matching the exterior of the home. She displayed a photo of something similar to what the product would look like.

MAYOR GOODMAN asked if any neighborhood meetings were held. MS. LANE stated there was not, but noted approval was obtained from the Homeowners Association.

PETER LOWENSTEIN, Deputy Planning Director, reported no evidence of a unique or extraordinary circumstance was presented, in that the applicant created a self-imposed hardship by proposing to construct a house addition that fails to meet minimum development standards. In view of the absence of any hardships imposed by the site's

physical characteristics, staff concluded the applicant's hardship was preferential in nature, and is thereby outside the realm of Nevada Revised Statutes Chapter 278 for granting of Variances. As such, staff recommended denial.

In response to MAYOR GOODMAN inquiring about the location of the site, MS. LANE explained the orientation using an aerial view and the site plan.

Discussion took place between COUNCILMAN ANTHONY, MS. LANE and MR. LOWENSTEIN regarding no one appearing to represent this item at the Planning Commission meeting where it was denied, abeyance of the item at the first Planning Commission meeting due to the plot plan being drawn incorrectly and resubmittal of such. MS. LANE clarified she attended the first Planning Commission meeting, but did not appear at the second Planning Commission meeting because she missed the date.

Noting that the Planning Commission recommended denial and that he has not met with the applicant or the adjacent homeowner, COUNCILMAN ANTHONY asked if it was known whether or not that homeowner was in support of the proposed project. MS. LANE offered to obtain a notarized letter from that neighbor. COUNCILMAN ANTHONY indicated he would abey this item to the April 7, 2021 Council meeting to allow time to obtain that letter, to which MS. LANE agreed.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Stavros Anthony to Hold in Abeyance to 4/7/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

46. 20-0366 - PUBLIC HEARING - APPLICANT: GOLDEN ENTERTAINMENT, INC. - OWNER: STRATOSPHERE LAND, LLC - For possible action on the following Land Use Entitlement project requests on 3.78 acres on the east side of Las Vegas Boulevard, approximately 330 feet south of St. Louis Avenue (APNs 162-03-410-001 through -004), C-2 (General Commercial) Zone, Ward 3 (Diaz). The Planning Commission (5-2 vote) recommends DENIAL on the Land Use Entitlement project. Staff recommends APPROVAL on the Land Use Entitlement project.

Minutes:

See Items 46a and 46b for related backup.

46a. 20-0366-SUP1 - FOR A PROPOSED OPEN AIR VENDING/TRANSIENT SALES LOT USE

Minutes:

See Items 46-46b for related backup.

Motion made by Stavros Anthony to Strike Item 13, Table Item 18 and Hold in abeyance Items 46a-46b to 4/21/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

46b. 20-0366-SDR1 - FOR A PROPOSED COMMERCIAL RECREATION/AMUSEMENT (OUTDOOR) DEVELOPMENT

Minutes:

See Items 46-46b for related backup.

Motion made by Stavros Anthony to Strike Item 13, Table Item 18 and Hold in abeyance Items 46a-46b to 4/21/2021

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

47. 20-0378-MOD1 - MAJOR MODIFICATION - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY, LLC - For possible action on a Land Use Entitlement project request for a Major Modification of the approved Summerlin Development Standards TO MODIFY THE GENERAL RESIDENTIAL SETBACK STANDARDS (APNs Multiple), P-C (Planned Community) Zone, Ward 2 (Seaman) and Ward 4 (Anthony). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY STEPHANIE ALLEN appeared on behalf of the applicant. She explained this request is to update and clean up Summerlin's design standards as the market and product types have changed. The clean-up item relates to how corner setbacks are measured to make them consistent with the City. The second request is to allow entry portals, which are used for product types where the front doors are on the sides of the homes. Summerlin believes this to be an upgrade and has been asking its builders to use these architectural elements so the front door can be seen from the streetscape easier. MS. ALLEN displayed photographs of homes located outside of Summerlin where the door is on the side, noting one could not tell where the door was located if it were not for the pathway leading to it. She also displayed photographs of entry portals similar to what is being proposed that include architectural elements with a stucco area and a fence to identify which side of the house the front door is located. She noted in this instance, a zero-foot setback is required on a small portion of the encroachment, not the entire length of the property line. She indicated the language in the design standards before the Council addresses several of these components. MS. ALLEN read proposed added language to address staff's concerns relating to property lines and drainage, which was approved by the Planning Commission. She thought this would incorporate the intent of what Summerlin is looking to do, improve the street scene for some of their developments and allow their builders' products to evolve in the Summerlin community.

MAYOR GOODMAN asked staff about wall ownership and the placement of tree plantings. PETER LOWENSTEIN, Deputy Planning Director, explained what is being proposed does not address the planting of landscape materials on the lot, and that typically the property line is down the center of the wall, so any damage would become a civil matter. The Master and/or Sub Association CC&Rs (Covenants, Conditions & Restrictions) may address the type of landscaping more specifically, but this amendment is specific to the architectural component of the home. The Mayor confirmed the City holds no liability with regard to the wall, and MR. LOWENSTEIN stated the wall will be permitted, inspected and finalized through the building permit process, and at that point, it will have met all City and Residential Building Code standards.

To make a clear record, MR. LOWENSTEIN read language into the record mirroring what was presented by MS. ALLEN, which he indicated could be found within the supplemental materials. He went on to state that staff found, while the amended language alleviates previous concerns regarding how corner setbacks are measured, the zero-foot side yard setback for entry portals is not consistent with the intent of the single-family residence design principles, and staff therefore, recommended denial of the requested modification. He indicated there was not a lot of deliberation on this item at the Planning Commission meeting and that they recommended approval.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Victoria Seaman to Approve subject to conditions

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

REPORTS AND PRESENTATIONS

48. Report by School Associate Superintendents on the current educational operations in schools within the Clark County School District (CCSD) in the City of Las Vegas - All Wards

Minutes:

DR. TAMMY MALICH, Director of Youth Development and Social Innovation, stated the quarterly update would be presented by LORNA JAMES-CERVANTES, School Associate Superintendent, Clark County School District (CCSD), which will fulfill the current statutory requirement created by Assembly Bill 469. DR. MALICH distributed material, which was submitted and is attached as backup.

MS. JAMES-CERVANTES stated the school year began with full distance education, and currently they are beginning to move towards opening schools in a hybrid learning model. Parents and staff were surveyed and asked to select which cohort they would like their child to attend (hybrid model or maintain full distance learning).

Teachers were given the opportunity to provide input as well, as to whether they would like to return to in-person teaching or remain teaching in a distance learning model. A hybrid implementation guide release was created and has been updated several times to include transition timelines, implementation checklists, health and safety protocols, facility preparation and maintenance, school operations, food service, transportation, technology, athletics, human resources and communications.

MS. JAMES-CERVANTES stated one of the biggest challenges with distance learning last fall was connectivity, but since meeting with the City last, 100 percent of the students and families who had technology concerns have been addressed by providing the necessary services and technology. She noted this was due in large part to different Councilmembers and the City's help. She commented that the teachers have adapted and are doing an outstanding job of educating the students during this difficult time through distance education and transitioning back to the hybrid model for elementary teachers. They are continuing to reach out to those students who need assistance in small group instruction and also providing one-on-one and group assistance to the students.

MS. JAMES-CERVANTES stated the last time CCSD was before the Council, they were asked about enrollment concerns in the different Wards and if there were particular student groups or populations that were most challenged. She provided a spreadsheet showing percentages for each student group broken down by Ward. She noted it was interesting that they did not see drops in enrollment in one particular group, and that it varied from Ward to Ward.

Speaking to the reopening timeline, MS. JAMES-CERVANTES stated all Pre-K through 3rd Grade students were offered to return in a hybrid instructional model on March 1, 2021. Children have been added to this learning model as additional requests have come in by parents, even if that is not what the parents originally indicated they wanted. On March 22, 2021, Grades 6, 9 and 12 will be returning to face-to-face instruction under the same model. On April 6, 2021, Grades 7, 8, 10 and 11 can return, and Pre-K through 5th Grade can return to five days a week either face-to-face instruction or distance learning model, depending on what their parents selected. She thought it important to point out that one of the reasons why they are using the hybrid approach is because the state reopening requirements require a 21-day hybrid learning model first to show on a small group rollout that things are working well and all of the safety expectations and requirements are in place before moving into the full in-person learning model.

With regard to mediation plans to address learning gaps, they have been working throughout the year on this to ensure all students have the opportunity they need through distance learning. Teachers provided small group instruction so students could receive additional assistance. Additionally, the Zoom reading and learning centers continued to operate in a distance learning model. This will transition to in-person small group instruction as they move into the hybrid learning model. Throughout this time, they have also used a number of online programs and web-based programs to assist students such as Khan Academy, Smarty Ants Achieve 3000 and others to help engage students on their individual levels. Measure of Academic Progress (MAP) testing has also been implemented throughout the year. Another big concern has been with the emotional and mental health of students. The number of student suicides has doubled since the prior year, and CCSD invested in GoGuardian Beacon alerts to help identify students who need assistance. Currently, CCSD police, the Las Vegas Metropolitan Police Department (LVMPD) and other police forces are working together to perform welfare checks on students in crisis and to help connect them to school and community resources.

Using a slide from the presentation material, MS. JAMES-CERVANTES went on to explain what a hybrid instructional model looks like. Due to the fact that some teachers are teaching in person and some online at the same time, this model has been implemented in several ways. She noted the difference between the elementary, middle and high school models is that elementary students will have in-person learning all day, and middle and high school students will have in-person classes in the morning for the first two periods of the day, followed by a transition period to home, and then online classes in the afternoon.

In closing, MS. JAMES-CERVANTES assured the Council that the safety and well-being of students and staff is a major priority of CCSD. They have continued comprehensive health and safety procedures, which are outlined in the Hybrid Instructional Model Implementation Guide, which she said is available online in both English and Spanish at reconnect.ccsd.net. Schools are undertaking daily safety protocols to ensure everyone remains safe and healthy while at school. Every employee is screened daily, which includes taking temperatures and self-reporting of any COVID-19 symptoms.

With regard to expectations and plans if CCSD enrollment is lower for the coming 2021-2022 school year, she reiterated CCSD is funded based on student enrollment, but they will make any necessary adjustments based on

that enrollment at the beginning of the year if necessary. However, in looking ahead, they conservatively projected the school enrollment for next year to help mitigate any decreases in enrollment. They anticipate a number of students returning to CCSD from charter and private schools once they reopen, which they are already seeing.

MS. JAMES-CERVANTES stated she was also asked to address any accommodations regarding sensitivity to equity, diversity and inclusion within the schools. Equity and opportunities are a priority, and they have goals set in their Focus 2024 plan that are specific to equitable access for all students in education, and they created systems to ensure equitable and instructional opportunities in advance coursework through implementation of course enrollment guides that are being used across all CCSD schools. There will be vertical alignment, professional learning groups among principals and data desegregation to ensure a constant focus on equitable opportunities for all students. Grading policies are currently being reviewed and updated to ensure they are equitable for all students. They are also working with the Student Services Division to closely track student discipline and reduce exclusionary disciplinary practices. Human Resources is diversifying teacher recruitment at historically black-serving or Hispanic-serving institutions to help diversify their teaching staff as well. They have broadened the pipeline for support professionals to attain the coursework necessary to earn their teaching credentials and for teachers to earn their administrative endorsements. They are also expanding CTA (Certified Travel Associate) programs to include teacher preparation programs beginning in high school in an effort to grow their own high quality teachers for CCSD.

As far as Legislative intents, MS. JAMES-CERVANTES said she included a copy of the CCSD legislative priorities this year in the backup material, and noted they center around internet connectivity, staffing efficiencies, school funding, school safety and mental health and improved learning conditions for all students. She appreciated the opportunity to share what is transpiring in CCSD and recognized COUNCILMAN KNUDSEN, who has been working to expand artwork in the schools.

MAYOR GOODMAN thanked MS. JAMES-CERVANTES for a very informative report. COUNCILMAN KNUDSEN appreciated the presentation, which addressed all of the questions he asked the last time CCSD was before the Council. He also stated when he hit roadblocks with CCSD, he called MS. JAMES-CERVANTES, and she was always willing to offer her guidance and assistance, which allows for him to be successful in working with the school district. He acknowledged how difficult it must be to try to navigate the school district during this time and recognizes how much she and the teachers care about the students. He noted work he is doing with the Associate Superintendent includes looking at Wasden and Rex Bell Elementary Schools and integrating the University of Nevada, Las Vegas schools of medicine, nursing and liberal arts. They also have private sector partners that will be coming forward working with the Mayors Fund for Life. He said the focus is on the students and teachers and making sure they are prepared to deal with whatever lies ahead. He has heard repeatedly that teachers are struggling with their own stress associated with students who have extreme trauma in their lives, which he imagined to be exacerbated during the pandemic over the past year. As a city, he fully supports the full reopening of schools with children going back to school and being prepared for such to ensure that students are successful.

MAYOR GOODMAN said it sounded as though the possibility of a magnet school at Wasden Elementary School was on pause, but that some headway was made as to curricular emphasis. COUNCILMAN KNUDSEN confirmed, adding he would continue to work with CCSD.

COUNCILWOMAN DIAZ asked what the decline in enrollment was being attributed to (i.e., transfers to other educational options, moves out of state, etc.). MS. JAMES-CERVANTES said in speaking with principals who have made multiple calls to families, a large number of students transferred to private or parochial schools that offered full, in-person learning. However, many of those parents are already saying they will return once CCSD schools are open. Also, in working with the principal at Valley High School, she said many students and families reported that they have had to move in with other family members, some of which are out of state, because parents are out of work. Additionally, several high school students are working to help support their families, and have been offered senior load exemptions so they can continue to do so. She offered to obtain more in-depth details from their student records department as to where some of these students have gone.

COUNCILWOMAN DIAZ felt it was prudent to wait until there was a forecast for the next school year so a comparison can be made between the registration numbers now and the next school year. She then spoke of being culturally sensitive and that some communities are finding it very difficult to schedule their vaccines due to their unpredictable work schedule and because they do not know how to navigate the technology. As such, she asked what efforts CCSD will be embarking on in terms of assisting parents with the registration process. MS.

JAMES-CERVANTES explained they will continue to have individual schools open where staff can sit side-by-side with parents and assist with such things as password recovery and enrollment. They also have back to school fairs and a family support unit that takes an RV out into the community to provide assistance. As soon as the health district can support it, CCSD will partner with them in their efforts to make sure students have all of their regular required vaccines in order to be enrolled in school. It is their top priority to have students enrolled, and if any new efforts or ideas arise, she will share them with the Councilmembers. COUNCILWOMAN DIAZ thought there was some appetite by the Council in supporting those efforts.

COUNCILWOMAN DIAZ praised teachers and acknowledged their struggles in teaching the hybrid model. She then asked if CCSD is entertaining summer learning opportunities to address the academic deficit. MS. JAMES-CERVANTES explained that there are plans in the works for summer learning opportunities as well as bridge programs. The final plans have not been shared with the Board yet, but planning is currently underway and will be shared publicly once they are finalized. MAYOR GOODMAN added that the federal government has set aside funds specifically for summer learning.

COUNCILWOMAN DIAZ thanked MS. JAMES-CERVANTES for acknowledging the need for diverse administration, as she believes this provides a better opportunity to connect with the community. Lastly, she asked if Grades 6 through 12 will be coming back five days a week. MS. JAMES-CERVANTES said that was discussed, but since there are only about seven weeks remaining in the school year, the plan is to bring them back now under the hybrid model, and hopefully to full-time, in-person classes the next school year. The Councilwoman echoed COUNCILMAN KNUDSEN'S comments about supporting student learning and hoped they can all work collaboratively. MS. JAMES-CERVANTES stated anyone could reach out to her directly for assistance if needed.

Noting that private schools remained open during the pandemic, COUNCILWOMAN FIORE said the public school system failed children, pointing out that in some instances, school is the only safety zone for children who are being abused. She thought a lot of lives could have been saved, abuse prevented and trauma avoided had the public schools remained open. MS. JAMES-CERVANTES thanked the Councilwoman for her comments.

MAYOR GOODMAN asked about the shortage of teachers. MS. JAMES-CERVANTES estimated the shortage to be approximately 400, but said she could get back to her with an exact number. She added if there were any substitute teachers or teachers that want to come back to work, they are needed and should apply at ccscd.net or call their Human Resources Department. She confirmed for the Mayor that they went from approximately 320,000 students to about 317,000.

SET DATE

49. Set date on any appeals filed or required public hearings from the City Planning Commission Meetings and Dangerous Building or Nuisance/Litter Abatements.

Minutes:

MAYOR GOODMAN advised the City Clerk, LUANN D. HOLMES, to set the date for all applicable items.

CITIZENS PARTICIPATION

50. Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the City Council. No subject may be acted upon by the City Council unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited.

Minutes:

None.

COUNCIL EMERGING ISSUES

Comments made by Council members during this portion of the agenda must refer solely to proposals for future agenda item topics to be brought before the Council for consideration and action at a later date. Any discussion must be limited to whether or not such proposed items shall be placed on a future agenda and no discussion regarding the substance of any such proposed topic shall occur. No action shall be taken.

51. Discussion regarding potential items for future City Council agendas - All Wards

Minutes:

COUNCILWOMAN DIAZ felt the ceremonial portion of the Council agenda was instrumental in recognizing the many heroes in the community, and asked if that component could be brought back in a safe manner.

In looking at other agencies, MAYOR GOODMAN noted due to the pandemic, such has been very limited, if at all, because of the ability to house and seat people who would be a part of those celebrations. CITY MANAGER JORGE CERVANTES stated such discussions have taken place, but there is still concern meeting the social distancing requirements and keeping in compliance with all directives. However, the Executive Team will revisit this topic to see if there is an opportunity to incorporate some smaller celebrations.

COUNCIL MEMBER RECOGNITION

52. 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.

Minutes:

COUNCILMEMBERS FIORE, SEAMAN, CREAR, DIAZ and KNUDSEN announced the various events taking place in their wards on various dates throughout the months of March and April. Some of the Councilmembers submitted flyers, which are attached as backup, regarding their events and points of interest.

COUNCILWOMAN FIORE highlighted MAYOR GOODMAN as part of Women's History Month. She briefly touched on where the Mayor was born, her schooling, meeting former Mayor OSCAR GOODMAN, moving from Philadelphia to Las Vegas, working to build the community, being the head of the Women's Division at the local Jewish Federation, and raising four children. Additionally, the Councilwoman pointed out the Mayor received her Master's Degree from the University of Nevada, Las Vegas and founded the Meadows School, Nevada's first nonprofit preparatory school for pre-K through 12th Grade, where she oversaw the day-to-day operations for 26 years without taking a salary. She retired in 2010 and was sworn in as Mayor in 2011. Combined, the Mayor and her predecessor, former Mayor OSCAR GOODMAN, will have served as Mayor of Las Vegas for 25 years. COUNCILWOMAN FIORE stated MAYOR GOODMAN continues to rebuild the city and champions the improvement of inner city schools. She also recognized the Mayor's birthday this month. MAYOR GOODMAN described the photos that were displayed.

MAYOR GOODMAN said people are ready to return to normalcy, and she encouraged those who want to get vaccinated to do so. She thanked various City departments for their hard work and efforts during these difficult times and announced the next City Council meeting would be April 7, 2021. Lastly, she wished all a Happy St. Patrick's Day.

The meeting was adjourned at 11:23 a.m.

Respectfully submitted:

Cheyenne LaRance, Deputy City Clerk

LuAnn D. Holmes, MMC, City Clerk

Minutes Prepared by:
Debra A. Outland, Deputy City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE STATE OF NEVADA EXECUTIVE DEPARTMENT
DECLARATION OF EMERGENCY DIRECTIVE 006
The City of Las Vegas website – www.lasvegasnevada.gov
and
The Nevada Public Notice Website – notice.nv.gov