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

City Manager Scott Adams
City Attorney Bradford R. Jerbic
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 18, 2020
9:00 AM

CEREMONIAL MATTERS

1. Call to Order

Minutes:
MAYOR GOODMAN called the meeting to order at 9:10 a.m.

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

Also Present: CITY MANAGER SCOTT ADAMS, DEPUTY CITY ATTORNEY JEFF DOROCAK 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: City Hall, 495 South Main Street, 1st Floor; Clark County Government Center, 500 South Grand Central Parkway; Grant Sawyer Building, 555 East Washington Avenue; City of Las Vegas Development Services Center, 333 North Rancho Drive.

3. Invocation - Pastor Jason Adams, Reformation Lutheran Church

Minutes:
PASTOR JASON ADAMS, Reformation Lutheran Church, gave the invocation.

4. Pledge of Allegiance

Minutes:
MAYOR GOODMAN led the audience in the Pledge of Allegiance.

5. Recognition of the Las Vegas Mayor's Cup International Showcase Local Winners

Minutes:
COUNCILMAN ANTHONY wanted to recognize the successful Las Vegas Mayor's Cup International Youth Soccer Tournament. A total of 741 teams from across the world played, 89 of which were international. The tournament involved boys and girls ages 15-17 years old and they are some of the best players in the world. He thanked ROGER TABER and the Downtown Soccer Club for hosting the event, and he noted that 16 teams from the City of Las Vegas won their division among the 741 teams. Under normal conditions the kids would be present at the Council meeting, but they were unable to attend. COUNCILMAN ANTHONY read each Las Vegas winning soccer team name, age group and their coach's name for the record.

6. Recognition of Patricia Cunningham

Minutes:

This item was not heard.

7. Recognition of the Maniakz Cheer Teams

Minutes:

This item was not heard.

BUSINESS ITEMS - 9 A.M. SESSION
PUBLIC COMMENT

8. 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:
MAYOR GOODMAN said in this time of unprecedented challenge, each of us is being called upon to follow the national mandates of the President of the United States and GOVERNOR STEVE SISOLAK. Clear, open communication and instructions call for all of us to work together to remain calm and realize that there is and will continue to be overriding plans to follow. Patience, civility, self-control and having strong faith must prevail, for fear and fear alone can and will impede us. It has been her intent as the Mayor of Las Vegas that the city would be able to remain open for business even when realizing there could be constraints placed upon the citizens. She is painfully aware and sensitive to those that live paycheck to paycheck, and knows that many cannot survive a total shut down of the economy. So many working in the hospitality industry and the small business owners are at the greatest risk. Her full efforts will be to keep as many people employed as possible and ask the Governor to shorten the projected shutdown.

In the past 20 years alone and without any shutdown, the city has survived the West Nile virus in 2002, SARS (Severe Acute Respiratory Syndrome) in 2004, Bird Flu in 2005, E-coli in 2006, Swine Flu in 2009, Ebola in 2004 and the Zika virus in 2016. We have also survived the general flu each year. Any full shutdown will cripple the state's recovery for several years to come. Las Vegas is unique and our economy depends on tourism and being open for dining, sports, gaming and entertainment. Each year, 42 million people visit Las Vegas and three million Nevadans depend on the tourism income for their livelihoods. Shutting down for any lengthy time will create untamable hardships.

According to the CDC (Center for Disease Control), the COVID-19 virus like other viruses, tends to have an incubation period ranging from two to 14 days and often targets those with compromised health issues and the elderly. COVID-19 is most contagious a day before showing symptoms and remains transmissible for eight days thereafter. Thus, the call for self-isolation before and during the onset, and until the contagious period is beyond prudent. The Governor has mandated and encouraged self -isolation when appropriate, distance separation and cutting business occupancy to 50 percent to help control the spread the virus. We should always follow the standards and general practices of sustainable good health for all. The city is adhering to those demands, and do so in trust and good faith, but will always be cognoscente that the government of this country and of every state is of the people, by the people and for the people. As we are permitted, the City of Las Vegas will seek ways for people and businesses to control their own lives, make their own choices and live being assured that they have the right to do so in dignity, earning a living, and helping others enjoy those same rights. She told the Governor that we need to be able to live our lives, support our families and keep Nevada strong together. We cannot do that if we are continuously house-bound and unable to work. The City of Las Vegas and the staff will continue to do their expected duties with determination for the people of Las Vegas and for the state of Nevada.

CITY ATTORNEY BRAD JERBIC said he has been the City Attorney for almost 28 years, and was painfully aware that he is not elected and he does not make policy calls. He and MAYOR GOODMAN talked about big picture the previous night, and these comments were meant to be between him and her but she insisted that he shared. The comments were not aimed at anybody in Las Vegas or its management. Instantly, decisions at all levels have been made that have moved the city in the position that we are in today and it will get more unpleasant. He felt that Las Vegas has one of the best City Managers he has ever worked with, and urged everyone to back CITY MANAGER SCOTT ADAMS.

MR. JERBIC said he believes in the in the power of people, not in government. Government is made by people and not the other way around. People know when to be cautious when there is risk, and this pandemic is the latest of many faced by the world. In the past, we managed other diseases and proved our resourcefulness, humanity and resiliency. This crisis in his opinion, is no different. Panic, fear and government shutdowns are based on a bet that if we kill our economy, we will kill the virus. It is a guarantee that if we do not kill the economy, the virus will spread and many will die. If we take the path recommended today to close businesses, we know for a fact that business, jobs, education and our lifestyles will be setback for generations to come. If we behave like every crisis before this, there will be consequences both subtle and harsh, but we will survive. As a nation, we are strong and best equipped to fight this virus. He felt if we cripple ourselves as we are about to do, in four months from now there will be massive unemployment, a broken economy and little room to fight another round of the virus. To follow the course that he prefers would not undo the damage that we are about to do. We are service of the public, and will do our best to step up to the plate and serve the city with skill, professionalism and compassion.

MAYOR GOODMAN reminded the Council that they should not be responding. She said the City staff is exceptional and echoed that MR. ADAMS is remarkable. She knew that his days ahead will include little sleep, but we have to give people the dignity to make choices. She is 80 years old and has a compromised health system but has a lot of energy, and she knows we can get through this with the support of the Council and the citizens of Las Vegas. She asked everyone to comply with the health and safety measures that have been put down. She thanked the City staff and reminded those that it is also allergy season and there is no need to panic. If everyone will help and stay home these eight days, she asked that MR. SISOLAK take advantage of lifting this mandate.

BUSINESS ITEMS - 9 A.M. Session

9. 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 Michele Fiore to Hold in Abeyance Item 12 to 4/1/2020 and Strike Item 35

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 the Final Minutes by reference of the February 5 and 19, 2020 Regular City Council Meetings

Motion made by Michele Fiore 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.

CITY ATTORNEY - CONSENT

11. For possible action to approve consulting services for East Fremont Street Revitalization relating to architecture and revitalization of East Fremont Street and the surrounding downtown vicinity - Award recommended to CivicVisions LP (Not-to-Exceed $110,000 - General Fund) - Wards 3 and 5 (Diaz and Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

NOTE: The video does not reflect the vote accurately, in that Councilman Crear abstained from voting on Item 15 as he works with The Ferraro Group.

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

12. For possible action to approve the allocation of $1,400,000 of HOME Investment Partnerships Program Grant Funds and Account for Affordable Housing Trust Funds (AAHTF) to Nevada HAND, for the construction of Decatur / Alta Phase 1 Senior Apartments located at 400 South Decatur Boulevard, APN 138-36-601-009 - Ward 1 (Knudsen)

Motion made by Michele Fiore to Hold in Abeyance Item 12 to 4/1/2020 and Strike Item 35

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 the Regional Analysis of Impediments to Fair Housing 2020 that was created in collaboration with Clark County and the cities of Henderson, North Las Vegas, Mesquite, and Boulder City as a requirement by the US Department of Housing and Urban Development (HUD) for Office of Community Services to continue receiving the Community Development Block Grant (CDBG), HOME Investment Partnership Program (HOME), Housing Opportunities for Persons with AIDS (HOPWA) and Emergency Solutions Grant (ESG) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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

14. For possible action to approve a Special Use Permit between the City of Las Vegas and the State of Nevada granting the use of the Grant Sawyer Building employee parking area, located at 555 East Washington Avenue, for control and use of overflow parking (a portion of APN 139-26-201-012) - Ward 5 (Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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

15. For possible action to approve award of Contract No. 200093-PH, State Legislative Representative Services - Office of Government and Community Affairs - Award recommended to: THE FERRARO GROUP (Not-to-Exceed $236,000 per Two-Year Term - General Fund)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

NOTE: The video does not reflect the vote accurately, in that Councilman Crear abstained from voting on Item 15 as he works with The Ferraro Group.

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

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

16. For possible action to approve award of Contract No. 200180-SK, Blanket Services Contract for Construction Manager As Agent and Staff Augmentation Services - Department of Public Works - Award recommended to: DIVERSIFIED CONSULTING SERVICES, INC. (Not-to-Exceed $1,600,000 - Various Funds)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 Sales Agreement for the Refurbishment of Vintage Motel Signs on East

Fremont Street - 8th Street through 14th Street - Office of the City Attorney - Award recommended to: VISION SIGN INC. (Not-to-Exceed $176,710 - General Capital Project Fund) - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

OFFICE OF GOVERNMENT AND COMMUNITY AFFAIRS - CONSENT

18. For possible action to approve the ratification of Karl Catarata in a Council support position as a Special Assistant to Council in the Ward 1 office ($63,203 + Benefits - General Fund) - Ward 1 (Knudsen)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

19. For possible action to approve the ratification of Kasim Hakim in a Council support position as a Special Assistant to Council in the Ward 2 office ($59,625 + Benefits - General Fund) - Ward 2 (Seaman)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

OPERATIONS AND MAINTENANCE - CONSENT

20. For possible action to approve an Application For Land For Recreation or Public Purposes from the Bureau of Land Management (BLM) to lease approximately 135 acres of land for the future Northwest Regional Park located in the vicinity of North Skye Canyon Park Drive and Log Cabin Way, APN's 125-05-101-004, 125-05-201-002, -003 and -004 ($100 - General Fund) - Ward 6 (Fiore)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 an Interlocal Contract between the City of Las Vegas and the Clark County School District for the sale of surplus personal property consisting of a 400 square-foot modular located at 4291 Pennwood Avenue, commonly known as Ed W. Clark High School - Ward 1 (Knudsen)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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

22. For possible action to approve a Tavern-Limited License for NEVADA BREW WORKS, LLC dba NEVADA BREW WORKS at 1327 South Main Street, Suite #160 [Jason Nicholas Taylor, Managing Member] - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 an Ancillary Brew Pub License for NEVADA BREW WORKS, LLC dba NEVADA BREW WORKS at 1327 South Main Street, Suite #160 [Jason Nicholas Taylor, Managing Member] - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 Temporary Alcoholic Beverage Caterer License for ROLLIN SPIRITS, LLC dba ROLLIN SPIRITS at 5000 West Oakey Boulevard, Suite D20 - Ward 1 (Knudsen)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

25. For possible action to approve a new Beer/Wine/Cooler Off-Sale License for FAYMAG, LLC dba LAKE MINI MARKET at 2934 Lake East Drive - Ward 2 (Seaman)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 a Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: GIANNI HOLDINGS, LLC TO: P & K SIAM, LLC dba SECRET OF SIAM at 5705 Centennial Center Boulevard, Suite #170 [Khavi Weller, Managing Member] - Ward 6 (Fiore)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 a Two-Day Opening for a Non-Restricted Gaming License for 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 Cedric Crear 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;

Minutes:
ROBERT SUMMERFIELD, Planning Director, explained this item is generally a procedural in nature, but in light of the Governor's announcement to close the casinos, this two day opening scheduled for March 31st – April 1st will need to be rescheduled. Their entitlements will be tolled, and the applicant will be held harmless. He advised the Council can still approve the item, and the Licensing Department will reschedule their two-day opening once the closure has been lifted.

MAYOR GOODMAN asked if the applicant will be notified in writing, and MR. SUMMERFIELD said his staff will communicate with them in writing, and they will be held harmless. COUNCILWOMAN FIORE asked what would happen if the Governor pulls back the 30 day ban, and MR. SUMMERFIELD said they will contact the applicant immediately if the ban is lifted.

PUBLIC WORKS - CONSENT

28. For possible action to approve Interlocal Contract 1167 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering for the Northwest Area Intelligent Transportation System (ITS) Improvements Project ($500,000 - Road and Flood Capital Project Fund [CPF]) - Ward 6 (Fiore)

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

29. For possible action to approve Supplemental Interlocal Contract No. 1 - 1132a between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding for engineering and construction for the Arterial Reconstruction: Fiscal Year 2020 City of Las Vegas Maintenance (Package 8) Project located at various locations ($2,000,000 - Road and Flood Capital Project Fund [CPF]) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

30. For possible action to approve Supplemental Interlocal Contract No. 4 - 1027d between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding for engineering and construction for the Arterial Reconstruction: Fiscal Year 2019 City of Las Vegas Maintenance (Package 7) Project located at various locations ($6,500,000 - Road and Flood Capital Project Fund [CPF]) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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;

31. For possible action to approve Interlocal Contract 1168 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering for the Martin L. King Boulevard Extension, Oakey Boulevard to Desert Inn Road Project ($3,000,000 - Road and Flood Capital Project Fund [CPF]) - Ward 1 (Knudsen)

Motion made by Brian Knudsen 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;

Minutes:
JOEY PASKEY, Deputy Director of Public Works, explained this project secures funding from the RTC (Regional Transportation Commission) to advance the design of the extension between Martin Luther King Boulevard between Oakey Boulevard and Desert Inn Road. Staff would begin the 30 percent design for roadway and pedestrian improvements along the corridor. This project was recommended in RTC's adopted Transportation Investment Business plan, as it improves core access to and from the I-15 Beltway and downtown circulation into the Strip. If the funds are not secured now, it could be at risk for another agency to take. RTC approved this funding at their February 13th Board meeting, and staff is working with adjacent property owners Station Casinos and Fisher Brothers to obtain their approvals. If both property owners are not fully supportive, they will not move forward with the design contract.

MAYOR GOODMAN disclosed that she and COUNCILMAN ANTHONY are members of the RTC Board, and asked if they are still allowed to vote, and DEPUTY CITY ATTORNEY JEFF DOROCAK advised they can still vote. She also noted for the record that the street name should be Martin L. King Jr. Boulevard.

JOHN SULLIVAN, Area 15 LLC, said he appreciated COUNCILMAN KNUDSEN and MIKE JANSSEN, Public Works Director, and they have agreed that they must agree on the plan before anything moved forward. Initial plans for this project have shown that the suggested improvements would severely impact parking and circulation for their project at Area 15. For many years, the City expressed a strong desire for this property to be developed, and that desire has turned into a reality as Area 15 will be opening to the public soon. They look forward to working with the City to see if there is a design that works for the city and allows their project and other developments be a success. They have been assured by MR. JANSSEN that the project would not move forward if they do not agree on the design. He hoped to be in continuous communication with the City going forward.

COUNCILMAN KNUDSEN asked that he be included in future conversations and correspondence as this is of significant importance to him.

32. For possible action to approve Supplemental Interlocal Contract No. 2 - 883b between the City of Las Vegas (CLV), Clark County (County) and the Regional Transportation Commission of Southern Nevada (RTC) for construction for the Desert Inn Road, Nellis Boulevard to Hollywood Boulevard Project - Clark County

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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 - CONSENT

33. R-11-2020 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Owner Participation Agreement (OPA) between the RDA and WSP USA Inc., (Owner) located on the twelfth floor of the Bank of America Plaza, at 300 South Fourth Street for the installation of tenant improvements in a 11,818 square foot office space to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area - Ward 3 (Diaz) [NOTE: This item is related to RDA Item 5 (RA-4-2020)]

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) 12, 27 and 31

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

BOARDS AND COMMISSIONS - DISCUSSION

34. Discussion for possible action regarding the appointment of nominee Micaela Keller to a Ward 3 seat of the Parks and Recreation Advisory Commission

Motion made by Olivia Diaz 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;

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

35. Bill No. 2020-4 - For possible action - Annexation No. ANX-78110 - Property location: the southwest corner of Tee Pee Lane and Centennial Parkway; Petitioned by: Threshold Capital, LLC; Acreage: 5.06 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Michele Fiore

Motion made by Michele Fiore to Hold in Abeyance Item 12 to 4/1/2020 and Strike Item 35

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;

36. Bill No. 2020-5 - For possible action - Amends LVMC Chapter 6.50, related to the licensing of alcoholic beverage establishments, to update provisions regarding the removal of bottles of wine from certain types of establishments. Sponsored by: Councilman Stavros S. Anthony

Minutes:
Second reading and Bill adopted as introduced as Ordinance No. 6727.

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;

37. Bill No. 2020-6 - For possible action - Continues to authorize, on a temporary basis, the waiver of certain business license-related fees and charges for qualifying new businesses to be established within the Las Vegas Medical District, and adds to the list of qualifying businesses an establishment with a tavern-limited alcoholic beverage license. Sponsored by: Councilman Brian Knudsen

Minutes:
Second reading and Bill adopted as introduced as Ordinance No. 6728.

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;

38. Bill No. 2020-7 - For possible action - Amends LVMC 6.50.250 to make tavern-limited alcoholic beverage licenses available throughout the Downtown Las Vegas Overlay District, and amends various provisions of the Uniform Development Code adopted as Title 19 to make corresponding land use-related adjustments. Sponsored by: Councilman Brian Knudsen

Minutes:
Second reading and Bill adopted as introduced as Ordinance No. 6729.

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;

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.

39. Bill No. 2020-8 - Adopts that certain document entitled “First Amendment to Fifth Amendment and Restatement to the Development Agreement for Skye Canyon Master Planned Community,” regarding property generally located at the northwest corner of Grand Teton Drive and Grand Canyon Drive. Proposed by: Robert Summerfield, Director of Planning

Minutes:
First Reading – Referred – MAYOR GOODMAN and COUNCILMEMBERS ANTHONY and FIORE

03/30/2020 Recommending Committee

04/15/2020 Council Agenda

40. Bill No. 2020-9 - Updates LVMC Chapter 19.09, relating to Form-Based Code, to refine and adjust various procedures and standards pertaining to property and applications that are governed by that Chapter. Proposed by: Robert Summerfield, Director of Planning

Minutes:
First Reading – Referred – MAYOR GOODMAN and COUNCILMEMBERS ANTHONY and FIORE

03/30/2020 Recommending Committee

04/15/2020 Council Agenda

NOT TO BE HEARD BEFORE 10 A.M. - 41 THROUGH 65

BUSINESS ITEMS - 10 A.M. Session

41. Any items from the 10 a.m. session that the Council, staff and/or the applicant wish to be stricken or held in

abeyance to a future meeting may be brought forward and acted upon at this time.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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

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.

42. EOT-78164 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: SAMMY'S FOOD SERVICE, INC. - For possible action on a request for a first Extension of Time for an approved Variance (VAR-72050) TO ALLOW A TWO-FOOT REAR YARD SETBACK WHERE 50 FEET IS REQUIRED on 0.50 acres at 63 30th Street (APN 139-36-402-006), M (Industrial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

    Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) None

    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;

43. EOT-78163 - EXTENSION OF TIME RELATED TO EOT-78164 - SITE DEVELOPMENT PLAN REVIEW - APPLICANT/OWNER: SAMMY'S FOOD SERVICE, INC. - For possible action on a request for a first Extension of Time for an approved Site Development Plan Review (SDR-71856) FOR A PROPOSED DELIVERY AND SERVICE VEHICLE STORAGE DEVELOPMENT WITH A 4,500 SQUARE-FOOT BUILDING WITH WAIVERS TO ALLOW ZERO-FOOT PERIMETER LANDSCAPE BUFFERS ALONG THE NORTH, WEST AND SOUTH PROPERTY LINES WHERE EIGHT FEET IS REQUIRED on 0.50 acres at 63 30th Street (APN 139-36-402-006), M (Industrial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

    Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) None

    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. EOT-78318 - EXTENSION OF TIME - VARIANCE - APPLICANT: SCHOOL BOARD OF TRUSTEES - OWNER: NEVADA POWER COMPANY - For possible action on a request for a first Extension of Time of an approved Variance (VAR-72144) TO ALLOW ZERO-FOOT PERIMETER LANDSCAPE BUFFERS ALONG THE INTERIOR PROPERTY LINES AND ALONG A PORTION OF THE EAST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED, A 10-FOOT BUFFER ALONG THE SOUTH PROPERTY LINE WHERE 15 FEET IS REQUIRED AND NO PERIMETER BUFFER TREES ALONG THE WEST, SOUTH AND EAST PROPERTY LINES WHERE 67 TREES ARE REQUIRED FOR AN APPROVED PARKING LOT on a portion of 3.80 acres at 1300 Pauline Way (APNs 162-02-203-007 and 162-02-101-001), C-V (Civic) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

    Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) None

    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. EOT-78320 - EXTENSION OF TIME RELATED TO EOT-78318 - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: SCHOOL BOARD OF TRUSTEES - OWNER: NEVADA POWER COMPANY, ET AL - For possible

action on a request for a first Extension of Time of an approved Site Development Plan Review (SDR-72145) FOR THE PROPOSED RECONFIGURATION OF THE ONSITE PARKING LOT AND IMPROVEMENTS TO AN EXISTING OFFSITE PARKING LOT AT AN EXISTING SCHOOL on a portion of 9.96 acres at 1300 Pauline Way (APNs 162-02-203-007, 162-02-101-001, 162-02-501-003 and 162-02-601-002), C-V (Civic) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

Motion made by Michele Fiore to Approve the Consent Agenda except Item(s) None

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 - ONE MOTION/ONE VOTE

The following are items that may be considered in one motion/one vote. They are considered to be routine non-public and public hearing items. All public hearing and non-public hearing items will be opened at one time. Any person representing an application or a member of the public or a member of the City Council not in agreement with the conditions and all standard conditions for the application recommended by staff, should request to have that item removed from this part of the agenda.

46. SUP-78135 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: DOWNTOWN SANCHEZ, LLC - For possible action on a request for a Special Use Permit FOR A 1,235 SQUARE-FOOT TAVERN-LIMITED ESTABLISHMENT USE WITH 3,880 SQUARE FEET OF OUTDOOR SEATING AREA at 623 South 4th Street (APN 139-34-311-138), C-1 (Limited Commercial) Zone under resolution of intent to C-2 (General Commercial), Ward 3 (Diaz) [PRJ-78123]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

Motion made by Olivia Diaz to Approve Subject to Condition(s)

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;

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

ROBERT SUMMERFIELD, Planning Director, reported that this is a request to re-entitle the subject site that was previously approved for the same land use in 2016. That land use did expire in 2018, and staff found the proposed tavern limited establishment to be in accordance with the goals and objectives of the Downtown Redevelopment Plan by rehabilitating a vacant blighted building within the Civic and Business District of the Downtown Master Plan. Staff found that the proposed use can be conducted in a harmonious and compatible manner with the existing uses in the surrounding area and recommended approval.

COUNCILWOMAN FIORE read an e-mail she received from a citizen that had concerns regarding adequate parking and noted that there is no food being sold with the alcohol. COUNCILWOMAN DIAZ said she received the same e-mail and that is why she pulled the item for discussion. She also noted that there was no presentation made for this item at the Planning Commission meeting, therefore there have been no details given for this subject site and she was hoping to hear from someone today. When she asked if the applicant or representative were present, MR. SUMMERFIELD said the applicant already signed a disclaimer agreeing to all conditions, and Planning staff has since been unable to reach anybody at the business. He did reiterate that this is intended to be a music and drink tavern-limited with a Mexican theme. A restaurant component has not yet been identified, but that does not mean they cannot sell food. Staff believed there would be adequate parking available.

COUNCILWOMAN DIAZ inquired if there would be any outdoor music and what the hours of operation would be. MR. SUMMERFIELD said they have not identified their hours of operation, but clarified that they would not be able to project any music out onto the right-of-way and must adhere to all noise ordinances. When the tavern-limited license comes through, concerns with hours of operations may be addressed at that time.

DEPUTY CITY ATTORNEY JEFF DOROCAK advised COUNCILWOMAN DIAZ that she still has the option to abey the item if she wished to do so, and COUNCILWOMAN FIORE added she would be in support of abeying this item.

MR. SUMMERFIELD said he was able to locate some additional information and reported that the subject site would not have any live music. Any live music events must go through the Special Events Permit process. He reiterated that all other music being played must be in compliance with noise ordinances. MAYOR GOODMAN asked if that was communicated to the applicant, and MR. SUMMERFIELD confirmed.

MAYOR GOODMAN declared the Public Hearing closed.

47. DIR-78185 - DIRECTOR'S BUSINESS - PUBLIC HEARING - APPLICANT: NINETY FIVE MANAGEMENT, LLC - OWNER: KAG PROPERTY, LLC, ET AL - For possible action on a request for AN AMENDMENT TO SECTION 7.06 OF THE FIFTH AMENDMENT AND RESTATEMENT OF THE SKYE CANYON DEVELOPMENT AGREEMENT on approximately 1,032 acres at the northwest corner of Grand Teton Drive and Grand Canyon Drive (APNs Multiple), Ward 6 (Fiore) [PRJ-78186]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

Motion made by Michele Fiore 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;

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Item 47.

JOHN SULLIVAN said he was fully in support and this is a simple correction to Sky Canyon’s development agreement.

MAYOR GOODMAN declared the Public Hearing closed for Item 47.

PLANNING - DISCUSSION

48. VAR-76939 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Variance TO ALLOW 23 PARKING SPACES WHERE 29 PARKING SPACES ARE REQUIRED on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Items 48-50.

BRIAN NAGLE, Greene Tindall Architecture, explained he met with COUNCILWOMAN DIAZ to explain all aspects of the project, and she requested the applicant to install lighting on the southern portion of the property for security concerns which they are in agreement with. The proposed site will be leased out to perspective office clients and will make the area more appealing.

MAYOR GOODMAN asked if there was specific lighting that had to be installed, and ROBERT SUMMERFIELD, Planning Director, advised that the applicant needs to follow the city’s lighting standards for sites that are adjacent to residential properties. Whatever lighting choices they select, it cannot infringe on the surrounding residential properties. MR. NAGLE confirmed that the lighting would not infringe on surrounding properties, and only light up the alley.

MR. SUMMERFIELD reported the applicant is proposing to overdevelop the subject site, and staff has recommended denial of all applications. If approved, staff would like to amend Condition #3 of the Site Development Review which was read for the record.

COUNCILWOMAN DIAZ thanked those involved with this project and was excited that this will bring some medical offerings into her ward which she feels is much needed and is in alignment with the priorities the City Council recently set. She added that vagrancy is an issue sometimes and that is why she requested the additional lighting. In addition, she requested that security cameras also be installed, and MR. NAGLE confirmed that they will be installed.

See Items 49 and 50 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 48-50.

Motion made by Olivia Diaz to Approve Subject to Condition(s)

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0For-Victoria Seaman, Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz;

49. VAR-76940 - ABEYANCE ITEM - VARIANCE RELATED TO VAR-76939 - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Variance TO ALLOW A 90-FOOT RESIDENTIAL ADJACENCY SETBACK FROM THE SOUTH PROPERTY LINE WHERE 138 FEET IS REQUIRED on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
See Item 48 for related discussion and Items 48-50 for related backup.

Motion made by Olivia Diaz to Approve Subject to Condition(s)

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;

50. SDR-76941 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-76939 AND VAR-76940 - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 5,031 SQUARE-FOOT COMMERCIAL SHELL BUILDING WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER STANDARDS on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
See Item 48 for related discussion and Items 48-50 for related backup.

Motion made by Olivia Diaz to Approve Subject to Condition(s), and amending Condition 3 as read for the record:

3. All development shall be in conformance with site and landscape plans, date stamped 12/16/19, floor plan and building elevations, date stamped 06/27/19, except as amended by conditions herein.

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;

51. VAR-77932 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT: KENT SCOW - OWNER: SCOW CLARK REVOCABLE LIVING TRUST AND SCOW CLARK TRUST - For possible action on a request for a Variance TO ALLOW A ZERO-FOOT SIDE AND REAR YARD SETBACK WHERE THREE FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED]; AN EXISTING 720 SQUARE-FOOT ACCESSORY STRUCTURE (CLASS II) [SHED] WHERE 514 SQUARE FEET IS THE MAXIMUM ALLOWED; A FIVE-FOOT DISTANCE SEPARATION FROM THE MAIN BUILDING WHERE SIX FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED]; AND TWO EXISTING ACCESSORY STRUCTURES (CLASS II) [SHED] THAT ARE NOT AESTHETICALLY COMPATIBLE WITH THE PRIMARY RESIDENCE WHERE SUCH IS REQUIRED on 0.14 acres at 1916 Constantine Avenue (APN 139-26-711-072), R-1 (Single Family Residential) Zone, Ward 3 (Diaz) [PRJ-77847]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Item 51.

ROBERT SUMMERFIELD, Planning Director, reported this is a request for a variance to allow two existing sheds located on the east perimeter of the rear yard which were erected without building permits and do not conform with Title 19 development standards pertaining to setbacks, size and aesthetic compatibility. No substantial evidence has been presented to warrant the requested variance and staff recommended denial.

STEVEN “CAPTAIN TRUTH” DEMPSEY felt this would be a substantial burden if it were approved.

COUNCILWOMAN DIAZ said she has been working on this item for a while and MR. SCOW came to her office to explain his situation. She said MR. SCOW was well-informed on the city’s development codes and how things need to be built. She then brought EXECUTIVE DIRECTOR OF COMMUNITY DEVELOPMENT TOM PERRIGO and KEVIN McOSKER, Building and Safety Director, into the conversation to see if the structures were still sound. They both visited the property and were impressed with MR. SCOW’S information and understanding.

MR. SUMMERFIED said he had spoken with MR. McOSKER and noted that MR. PERRIGO was unable to attend the final inspection. Planning staff has a high level of confidence that if this was approved, MR. SCOW does understand the requirements and he will be able to update the sheds to meet the appropriate fire rating because the distance separations are required to reduce fire safety issues. The building official believed MR. SCOW to be versed enough to know where to get resources if needed. If MR. SCOW cannot satisfy those requirements, he will need to remove the sheds.

MAYOR GOODMAN asked if there was any penalty assessed for not obtaining permits, and MR. SUMMERFIELD said he was not aware of any fines, but MR. SCOW will be subject to a double permitting fee for the permits needed to make these structures legal. MAYOR GOODMAN asked if he is aware of that fee and what the timeline would be. MR. SUMMERFIELD said he is aware, and the time frame would be amended to indicate that the approval would be voided in one year. MAYOR GOODMAN asked if MR. SCOW has been notified of that option, and MR. SUMMERFIELD he has not yet had an opportunity to communicate that change, but believed that it was a reasonable timeline. MAYOR GOODMAN wondered if MR. SCOW could be appearing online but questioned how they would validate his identity, and she requested that the IT (Information Technologies) Department look into that scenario.

COUNCILWOMAN DIAZ said these structures are old, and she would like to give MR. SCOW the opportunity to rectify the situation while still keeping the structures.

COUNCILMAN CREAR asked if the applicant was present, and MR. SUMMERFIELD said he was not present, but did appear at a Planning Commission meeting. MR. SCOW believed his father built the sheds and received a verbal approval from the city at some point, and there is a structure on the site that received a variance in 1968 He wants to be able to keep the structures there because he needs them for storage. COUNCILMAN CREAR asked what would happen if MR. SCOW did not meet the requirements within one year, and MR. SUMMERFIELD said he will be subject to continuous Code Enforcement action once the one year approval has expired. He added that this is an entitlement, and MR. SCOW would be eligible to request an extension. He is required per Condition #2 to get all necessary building permits and obtain final inspection on all work that is to be in compliance with Title 19 and other applicable building codes. He must obtain a permit to do the work that would bring the structures into compliance.

MAYOR GOODMAN declared the Public Hearing closed for Item 51.

Motion made by Olivia Diaz to Approve Subject to Condition(s), and amending Condition 1 as read for the record:

1. This approval shall be void one year from the date of final approval, unless exercised pursuant to the provisions of LVMC Title 19.16. An Extension of Time may be filed for consideration by the City of Las Vegas.

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;

52. ROC-78044 - ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: WALMART STORES, INC. - OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-3815) TO REMOVE CONDITION NUMBER 6 WHICH STATES, "THE SALE OF ALCOHOLIC BEVERAGES SHALL BE LIMITED TO AN AREA NOT TO EXCEED 10% OF THE RETAIL FLOOR SPACE OF THE MARKET" AND TO REMOVE CONDITION NUMBER 7 WHICH STATES, "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP WINE IS PROHIBITED. ALL SUCH PRODUCTS SHALL REMAIN IN THEIR ORIGINAL CONFIGURATIONS AS SHIPPED BY THE MANUFACTURER. FURTHER, NO REPACKAGING OF CONTAINERS INTO GROUPS SMALLER THAN THE ORIGINAL SHIPPING CONTAINER SIZE SHALL BE

PERMITTED" on 4.31 acres at 6310 West Charleston Boulevard (APN 138-35-816-002), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen) [PRJ-78041]. Staff recommends DENIAL.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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;

53. SUP-77365 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: 900 FREMONT, LLC - For possible action on an Appeal of the Approval by the Planning Commission on a request for a Special Use Permit FOR AN OPEN AIR VENDING/TRANSIENT SALES LOT USE at 916 Fremont Street (APN 139-34-601-008), C-2 (General Commercial) Zone, Ward 3 (Diaz) [PRJ-77256]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Items 53 and 54.

MARK CARLSON, Downtown Project, said he had many conversations with the community on how to make this more harmonious. As they have gone forward, they have made significant concessions by removing the the ability to have special events and this has now been limited to food truck events only. They do not have the ability to close streets without City approval and must obey with noise ordinances.

MAYOR GOODMAN asked him to explain the configuration of the lot, and MR. CARLSON said to the east is another vacant lot that they own, and the food trucks will be on the south side of the lot closest to Fremont Street. He asked if they could do less than 14 food trucks, and MR. SUMMERFIELD said he would be directing the applicant to work with his staff to administratively update their records with site plans that include less than 14 food trucks. MAYOR GOODMAN asked if the current design was MR. SUMMERFIELD'S suggestion, and he said this was the applicant's proposal for food truck only events. His understanding is that staff will be modifying the request to remove the event component, and the Council would be contemplating the current layout or a modification to reflect a smaller number of trucks. MAYOR GOODMAN asked if this was shared via a neighborhood meeting, and MR. SUMMERFIELD said he believed it was being shared with neighbors, but there are some conditions that were new as of yesterday.

KATHY BROOKS, owner of Hydrant Club, thanked everyone for their participation and support in making sure the community had a voice in this. She was glad MR. CARLSON and his team were willing to find a compromise and based on the conditions she had heard, she thought this was a great compromise.

CITY CLERK LUANN D. HOLMES read support comments that were received online, a copy of which was attached as backup.

ROBERT SUMMERFIELD, Planning Director, reported the parking lot was to be activated as a commercial recreation amusement outdoor facility. The scope of the request has since been modified to activate the space with mobile food truck events only. Staff found that the activation of the current parking lot with a commercial plaza area to be used for the purposes of mobile food truck events does support the goals of the 2045 Downtown Master Plan, which encourages downtown Las Vegas to achieve a compact, vibrant and urban environment which focuses on higher density mixed-use developments around transit hubs and activity nodes. The proposed project activity node that will activate a parking facility when it is not in use. Staff recommended approval with amended and added conditions, which MR. SUMMERFIELD read for the record.

MAYOR GOODMAN asked if these food trucks would be permanently located in this lot, or if they would rotate the trucks. MR. CARLSON said they do tend to use the same vendors, but will rotate them slightly to keep a good blend. MAYOR GOODMAN asked if food trucks would be considered essential in the midst of the COVID-19 related closures, and CITY MANAGER SCOTT ADAMS did not think this would be in violation with the Governor's office as long as people are not congregating. COUNCILWOMAN FIORE clarified that they would not be able to have chair or tables, and MR. CARLSON said they are focused on their brick and mortars right now, and this would not be enacted in the short term.

MR. SUMMERFIELD requested clarification from COUNCILWOMAN DIAZ if she wanted to limit the events to weekend and specified holidays only, and she deferred to MR. CARLSON who said they requested Fridays and Saturdays with a specific call out for individual holidays.

MAYOR GOODMAN wondered if there were time limitations on Sundays, and MR. SUMMERFIELD advised that they may only have events from 8:00 a.m. – 10:00 p.m.

MS. BROOKS said she was told that there would be no events past noon on Sundays and there would be no amplification. MR. SUMMERFIELD advised the hours of operation are consistent with other approvals in the area. MAYOR GOODMAN suggested to see how things go, and report any issues to COUNCILWOMAN DIAZS office. MR. SUMMERFIELD added that there is a condition in the approval which provides the Planning Department the ability to pull the approval and bring it back to Council.

MAYOR GOODMAN thanked everyone involved and thought they had come a long way.

COUNCILWOMAN DIAZ asked MR. CARLSON if he would be able to adjust the Sunday hours to 11:00 a.m. – 9:00 a.m., to which he confirmed they would accept that change.

See Item 54 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 53 and 54.

Motion made by Olivia Diaz to Approve Subject to Condition(s), and amending Condition 1 and adding the following conditions as read for the record:

1. Approval of this Special Use Permit allows no limit on the number of vendors; no limit on hours allowed for each vendor to occupy the site and no limit for the square-footage occupied by each vendor; and hours of operation as set forth herein. Otherwise, conformance to all regulations under LVMC Title 19.12 for an Open Air Vending/Transient Sales Lot use is required, except as amended herein.

A. The approval of the Special Use Permit shall be for food truck events only. The number of food trucks and restroom facilities shall be limited to those approved by SDR-77366 or as approved in writing in advance by the Director Planning.

B. All food truck events shall be limited to weekends and shall be limited to the hours of 8AM to 12AM on Fridays and Saturdays and from 11AM to 9PM on Sundays.

C. The food truck event may be conducted on the following additional holiday/occasions: New Year’s Eve, St Patrick’s Day, Cinco de Mayo, Fourth of July, Veteran’s Day, and any other holiday/occasion approved by the Director of Planning.

D. The subject site shall maintain conformance with the noise ordinance provisions of Las Vegas Municipal Code Chapter 9.16 at all times.

E. All road closures in relation to the land use of the subject site shall require an approved Special Event Permit.

F. At the conclusion of all events the site shall be brought to a well maintained state free of refuse.

G. Event security shall be provided in accordance with temporary event regulations as specified in Title 6 and Title 12.

H. A Required Review shall be conducted one year from the date of final approval at a public hearing before the City Council.

I. This Special Use Permit may be revoked by the Director of Planning for violation of any of these conditions, subject to review and ratification of the Director's decision at the next legally available meeting of the City Council in conformance with Title 19.16.110.

J. The owner/operator shall be responsible for the communicating upcoming events and their details to including: Name of Event, Limited Description, Hours of Operation, Type of Event (Social, Trade Show, Convention, Music Event, Corporate), Build up and Breakdown dates and times, Associated Event Road Closures, and Estimated Number of Attendees. The applicant/owner shall establish and maintain a website in which businesses and residents will be able to view this information.

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;

54. SDR-77366 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-77365 - PUBLIC HEARING - APPLICANT/OWNER: 900 FREMONT, LLC - For possible action on an Appeal of the Approval by the Planning Commission on a request for a Site Development Plan Review FOR A PROPOSED PARKING LOT AND COMMERCIAL RECREATION/AMUSEMENT (OUTDOOR) FACILITY WITH WAIVERS OF THE INTERIM DOWNTOWN LAS VEGAS DEVELOPMENT STANDARDS on 2.75 acres at 916 Fremont Street (APN139-34-601-008), C-2 (General Commercial) Zone, Ward 3 (Diaz) [PRJ-77256]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

Minutes:
See Item 53 for related discussion and backup.

Motion made by Olivia Diaz to Approve Subject to Condition(s), and amending Condition 3 and adding the following conditions as read for the record:

3. All development shall be in conformance with site plan labeled Layout #4 date stamped 09/03/19, except as amended by condition herein.
A. The approval of this Site Development Plan Review shall be limited to a commercial plaza area to be used for mobile food truck events only.

B. The applicant shall submit to the Department of Planning a revised “Layout #4” site plan depicting the location of restrooms.

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;

55. VAR-78088 - VARIANCE - PUBLIC HEARING - APPLICANT: MARIOS MARKET - OWNER: JOHNSON FAMILY TRUST II - For possible action on a request for a Variance TO ALLOW A ROOF SIGN, WALL SIGNS AND MARQUEE SIGNS TO COVER 100 PERCENT OF THE BUILDING ELEVATION WHERE 20 IS THE MAXIMUM ALLOWED; AND TO ALLOW A NINE-FOOT TALL ROOF SIGN WHERE EIGHT FEET IS THE MAXIMUM HEIGHT ALLOWED on 2.11 acres at 1960 North Martin L. King Boulevard and 1425 Lake Mead Boulevard (APNs 139-21-701-009 and 010), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-77553]. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Items 55-58.

LORA DREJA, Brown, Brown and Premsrirut, and MARIO BERLANGA, applicant, were present. MS. DREJA stated this is a two-part application required to keep an ancillary kitchen with an LED roof sign within the parking lot of MR. BERLANGA'S grocery store. She read a letter of support from Metropolitan Police Department Sheriff JOE LOMBARDO, a copy of which is attached as backup.

MS. DREJA described his establishment as one of the few full grocery stores on the west side with produce and a butcher shop with cuts of meat that are difficult to find elsewhere. It stood as part of the fabric of the historical west side for 60 years, 25 of which MR. BERLANGA has presided over. It also has a separate package liquor area and a cafeteria-style food counter, which is the most active part of the business. He serves southern food such as okra, cobbler, hush puppies and catfish, which he is known for. She noted that the counter regularly has over 1,400 receipts on any given day and at times, is the reason for keeping the store open late at night and the reason why they are requesting the remote serving space.

MS. DREJA explained the reason this request cannot be processed administratively is because of a church that is considered an adjacent residential use by code, and is therefore an encumbrance requiring this public hearing. She stated they obtained 15 signatures of support from residents on the three nearest streets, which were submitted at the Planning Commission meeting. She also noted this request would not add any more light than the seven franchised drive-throughs at the same intersection. These residents have been patrons of Mario's for several decades, and as a result, he has adjusted his inventory to their tastes, including a lot of Creole products brought in from elsewhere in the country. She mentioned the symbolic relationship and loyalty to Mario's due to the loss of many grocery stores in various neighborhoods.

Regarding the signage and referencing the staff report, MS. DREJA stated they agree that the murals and photos on the structure in combination with the LED sign is excessive and have agreed to match the existing roadside elevations to the existing buildings with no signage. The LED sign meets the 200-foot residential separation and will not only advertise the food service, but will also serve as a way to notify neighbors of on-site community events, such as the Metro Back to School Backpack Giveaways, Bolden Area Command Safe Night Neighborhood Seminars and on-site celebrations of Mario's Westside Las Vegas Little League Team. She submitted recommendations from a structural engineer on how to improve the sign. She noted they accepted those conditions to come into compliance with the wall and canopy signage and will remove the temporary power pole and ensure that the LED sign is structurally sound.

ROBERT SUMMERFIELD, Planning Director, reported staff found no evidence of a unique or extraordinary circumstance to support the requested Variance. The project does not meet Conditional Use regulations for the Open Air Vending/Transient Sales Lot use as the applicant proposes to operate past 8:00 p.m. and will be located zero feet from a residentially-zoned lot. Additionally, the structure is temporary in nature as demonstrated by the need for a temporary power pole and for employees to escort customers to a market in order to utilize restroom facilities. Staff found the existing remote kitchen/open air vendor to be appropriate for temporary use and not as a permanent structure open for business on a regular basis. As such, staff recommended denial of all applications. He added that the Council was not approving any content of signage.

JOSEPH ABRAHAM stated he is the publisher of the Urban Voice magazine and is a resident of West Las Vegas where he not only worships but works as well. He has worked with Mario's Market as a community partner over the last decade. He stated he personally spoke with property owners and tenants where he heard overwhelming support for this sign. He noted these conversations had been submitted to staff. He added that surrounding restaurants also do not have restrooms for use after 8:00 p.m.

RAMONE SAVOY spoke in support of Mario’s Market, and thought the Council would be pleased if they were to approve the requests.

WILLIAM McCURDY said he has served the city in multiple ways, and this community needs this sign. There are many vending operations that are mobile who have also received approval from the City. He felt that if the Council denied this request, that would mean they do not want to bring business to the west side. He will continue to fight for the west side and the Council should know the need for this sign. He commended COUNCILMAN CREAR and ASSEMBLYMAN WILLIAM McCURDY II for their efforts in building west Las Vegas.

STEVEN “CAPTAIN TRUTH” DEMPSEY questioned if due process exists, and wanted a further explanation as to why Planning staff is going against the Planning Commission’s vote. MR. SUMMERFIELD explained that the Planning staff reads and interprets the code as it is written, whereas the Commissions can take other factors into consideration when making their decisions.

MR. SAVOY said there are discussions regarding new coding for the 89106 area, and thought that Mario’s Market would be ahead of the curve if approved.

CITY CLERK LUANN D. HOLMES read a comment received online, a copy of which was attached as backup.

COUNCILMAN CREAR thanked Planning Commissioner WILLIAMS who did his due diligence with this project.

Subsequent to the motion and vote, MAYOR GOODMAN thanked MR. BERLANGA for all of his support throughout the years.

See Items 56-58 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 55-58.

Motion made by Cedric Crear to Approve Subject to Condition(s)

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;

56. SUP-77686 - SPECIAL USE PERMIT RELATED TO VAR-78088 - PUBLIC HEARING - APPLICANT: MARIOS MARKET - OWNER: JOHNSON FAMILY TRUST II - For possible action on a request for a Special Use Permit FOR A PROPOSED OPEN AIR VENDING/TRANSIENT SALES LOT USE on 2.11 acres at 1960 North Martin L. King Boulevard and 1425 Lake Mead Boulevard (APNs 139-21-701-009 and 010), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-77553]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
See Item 55 for related discussion and Items 55-58 for related backup.

Motion made by Cedric Crear to Approve Subject to Condition(s)

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;

57. MSP-77687 - MASTER SIGN PLAN RELATED TO VAR-78088 AND SUP-77686 - PUBLIC HEARING - APPLICANT: MARIOS MARKET - OWNER: JOHNSON FAMILY TRUST II - For possible action on a request for a Major Amendment to an existing Master Sign Plan (MSP-0004-02) FOR A PROPOSED LED DISPLAY ROOF SIGN at 1960 North Martin L. King Boulevard (APN 139-21-701-009), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-77553]. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL.

Minutes:
See Item 55 for related discussion and Items 55-58 for related backup.

Motion made by Cedric Crear to Approve Subject to Condition(s)

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;

58. SDR-77688 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-78088, SUP-77686 AND MSP-77687 - PUBLIC HEARING - APPLICANT: MARIOS MARKET - OWNER: JOHNSON FAMILY TRUST II - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 250 SQUARE-FOOT RESTAURANT on 1.11 acres at 1960 North Martin L. King Boulevard (APN 139-21-701-009), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-77553]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
See Item 55 for related discussion and Items 55-58 for related backup.

Motion made by Cedric Crear to Approve Subject to Condition(s)

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;

59. VAR-78137 - VARIANCE - PUBLIC HEARING - APPLICANT: CLARK COUNTY SCHOOL DISTRICT - OWNER: SCHOOL BOARD OF TRUSTEES - For possible action on a request for a Variance TO ALLOW NO OFFSITE IMPROVEMENTS ON VIRGINIA CITY AVENUE WHERE SUCH ARE REQUIRED on 7.03 acres at 950 North Tonopah Drive (APN 139-28-210-007), C-V (Civic) Zone, Ward 5 (Crear) [PRJ-77865]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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;

60. VAR-78142 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: ERIC H. WOODS - For possible action on a request for a Variance TO ALLOW A 28-FOOT TALL FREESTANDING SIGN WHERE 20 FEET IS THE MAXIMUM ALLOWED, A 298 SQUARE-FOOT SIGN AREA WHERE 100 SQUARE FEET IS THE MAXIMUM ALLOWED AND A 140-FOOT SEPARATION FROM AN EXISTING RESIDENTIAL PROPERTY WHERE 200 FEET IS THE MINIMUM REQUIRED FOR A PROPOSED FREESTANDING SIGN WITH VISIBLE INTERNAL AND EXTERNAL ILLUMINATION AND TO ALLOW AN ELECTRONIC MESSAGE UNIT WHERE SUCH IS PROHIBITED on 1.10 acres at 2055 West Charleston Boulevard (APN 162-04-116-001), C-D (Designed Commercial) Zone, Ward 1 (Knudsen) [PRJ-78122]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Item 60.

JOHN VORNSAND appeared representing the application. He stated the Eric H. Woods Law Firm is required to move their existing sign due to the beautification project on Charleston Boulevard. He explained the sign is 28 feet in height and consists of two 100-square-foot panels of which the bottom panel will remain as is. The sign can be relocated in its existing condition, but the applicant would like to modernize the sign by placing a 100-square-foot LED panel on the top.

ROBERT SUMMERFIELD, Planning Director, reported no evidence of a unique or extraordinary circumstance was presented, in that the applicant created a self-imposed hardship by requesting to install signage that does not comply with Title 19.08.120 development standards for the CD (Commercial Development) design commercial zoning district pertaining to freestanding signs height, sign area, illumination adjacent to a residentially zoned property and the installation of an electronic sign. Staff would note that since the City has initiated the proposed street scape improvements on Charleston Boulevard, signs that are impacted by the street widening project can relocate to a new location on the subject site via a building permit but they have to remain in their current configuration. The applicant has proposed to modify the existing sign by adding a new electronic message in it. Since the sign will be modified from its current condition, it must be treated as a new sign and held to current standards as depicted in Title 10.08.120 for freestanding sign development. Alternative design will allow for conformance with Title 19 requirements. In view of the absence of any hardship imposed by the site's physical characteristics, it was concluded that the applicant's hardship is preferential in nature and therefore is outside the realm of NRS (Nevada Revised Statutes) 278 for granting a variance.

MAYOR GOODMAN asked if this was a two-sided sign and if there needs to be any change to ordinances as Charleston Boulevard gets widened. MR. SUMMERFIELD advised that it is a two-sided sign, and said this sign would have been fine to relocate without the Variance request, it was the applicant's decision to change the sign that resulted in this request.

COUNCILMAN KNUDSEN said the changes proposed are consistent with the expectation of what Charleston Boulevard will look like in the future.

MAYOR GOODMAN declared the Public Hearing closed for Item 60.

Motion made by Brian Knudsen to Approve Subject to Condition(s)

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;

61. VAR-78073 - VARIANCE - PUBLIC HEARING - APPLICANT: ROBERT J. COLVIN - OWNER: COLVIN LIVING TRUST - For possible action on a request for an Appeal of the Denial by the Planning Commission on a request for a Variance TO ALLOW A ZERO-FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED; A ZERO-FOOT DISTANCE SEPARATION FROM THE MAIN BUILDING WHERE SIX FEET IS REQUIRED; AN ACCESSORY STRUCTURE THAT IS NOT AESTHETICALLY COMPATIBLE AND IN FRONT OF THE MAIN BUILDING WHERE SUCH IS PROHIBITED FOR A PROPOSED 237 SQUARE-FOOT ACCESSORY STRUCTURE (CLASS II) [CARPORT] on 0.14 acres at 1425 Norman Avenue (APN 162-02-115-071), R-1 (Single Family Residential) Zone, Ward 3 (Diaz) [PRJ-77823]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Item 61.

ROBERT COLVIN said his family has lived in the neighborhood for 41 years and he displayed three photos that showed what the house looked like versus what it looks like now. The reason for this appeal is to prove that this is not a self-inflicted hardship. There was no existing carport because the previous owner converted it into a bedroom and bathroom. He noted there are two other houses on Norman Avenue with carports, and this is the same carport that he built at a different home which was approved by the Planning Commission and City Council last year. In reference to the protest comments submitted at the Planning Commission meeting, MR. COLVIN said he had since obtained eight support letters, which he submitted for the record and were attached as backup. The main reason for needing this carport is for his daughter, who had been diagnosed with MS (Multiple Sclerosis) and is disabled. The carport would make it easier for her to get into her truck during the summer months without the heat putting additional stress on her body. He noted she has been an IBEW (International Brotherhood of Electrical Workers) for over 20 years and had to retire due to her illness.

His engineer, LARRY SANCHEZ, spoke with COUNCILWOMAN DIAZ, and she requested to see additional photos which MR. SANCHEZ provided.

ROBERT SUMMERFIELD, Planning Director, reported staff found that the applicant created a self-imposed hardship by proposing an accessory structure which does not comply with Title 19 development standards and, therefore, recommended denial of the Variance request. He added that the carport that MR. COLVIN referenced that was approved last year was an existing carport whereas this is a proposed carport.

MAYOR GOODMAN wanted clarification that it is the same carport style, and MR. SUMMERFIELD believed it was the same style.

COUNCILWOMAN DIAZ thanked MR. COLVIN for using the appropriate channels in seeking permission for this carport. She had spoken with neighbors on Norman Avenue who were all in support of this request. The neighbors also understood that medical conditions along with the Las Vegas heat can negatively affect people. She asked MR. COLVIN if he would paint the carport to match the house, to which he confirmed. COUNCILWOMAN DIAZ asked if there needed to be an added condition, and MR. SUMMERFIELD said he did not have any added conditions because this is a non-existing structure. MR. COLVIN has two years to build the structure and ensure that the Building and Safety Department is satisfied.

MAYOR GOODMAN declared the Public Hearing closed for Item 61.

Motion made by Olivia Diaz to Approve Subject to Condition(s)

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;

62. SUP-78107 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: QC FINANCIAL SERVICES, INC - OWNER: MBSB NV-TX HOLDINGS, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 1,160 SQUARE-FOOT AUTO TITLE LOAN USE WITHIN AN EXISTING FINANCIAL INSTITUTION, SPECIFIED USE WITH WAIVERS TO ALLOW AN EIGHT-FOOT DISTANCE SEPARATION FROM A RESIDENTIAL USE WHERE 200 FEET IS REQUIRED, TO ALLOW A 1,160 SQUARE-FOOT TENANT SPACE DEDICATED TO THE USE WHERE 1,500 SQUARE-FEET IS REQUIRED AND TO ALLOW WINDOW SIGNAGE THAT DOES NOT COMPLY WITH TITLE 19.12 STANDARDS at 3149 North Rancho Drive, Suite D (APN 138-13-511-002), C-2 (General Commercial), Ward 5 (Crear) [PRJ-78045]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open for Item 62.

ROBERT SUMMERFIELD, Planning Director, reported this request is to add the auto title loan use to an existing financial institution. The additional use will result in additional paper transactions as no vehicles are stored at the site. As such, approval will not compromise the public health, safety or welfare and staff recommended approval.

When COUNCILMAN CREAR asked if the applicant or representative were present, MR. SUMMERFIELD advised that Item 63 was the same applicant, and when they were contacted by COUNCILWOMAN DIAZ'S office regarding the abeyance, they may have thought it was for both items. COUNCILMAN CREAR said he has not met with the applicant, and wondered why there was only an eight foot distance separation. MR. SUMMERFIELD explained this item is more technical in nature. This is an existing financial institution that already has existing waivers of distance separations. The applicant wants to add the ability to do auto title loans, which is a more intense activity, therefore the Planning Department could not do this administratively. There are no vehicles to be parked at the site, and this is more procedural in nature and there should be no impact to the site or the neighbors.

MAYOR GOODMAN declared the Public Hearing closed for Item 62.

Motion made by Cedric Crear to Approve Subject to Condition(s)

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;

63. SUP-78109 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: QC FINANCIAL SERVICES, INC - OWNER: RIBAUDO FAMILY TRUST - For possible action on a request for a Special Use Permit FOR A PROPOSED 1,170 SQUARE-FOOT AUTO TITLE LOAN USE WITHIN AN EXISTING FINANCIAL INSTITUTION, SPECIFIED USE WITH WAIVERS TO ALLOW A 130-FOOT DISTANCE SEPARATION FROM A RESIDENTIAL USE WHERE 200 FEET IS REQUIRED, TO ALLOW A 1,170 SQUARE-FOOT TENANT SPACE DEDICATED TO THE USE WHERE 1,500 SQUARE-FEET IS REQUIRED AND TO ALLOW WINDOW SIGNAGE THAT DOES NOT COMPLY WITH TITLE 19.12 STANDARDS at 1942 East Sahara Avenue, Suite A (APN 162-02-811-116), C-1 (Limited Commercial), Ward 3 (Diaz) [PRJ-78046]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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;

64. SUP-78144 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: GAS STATION LOT, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 2,450 SQUARE-FOOT BEER/WINE/COOLER OFF-SALE ESTABLISHMENT USE WITH A WAIVER TO ALLOW A 343-FOOT DISTANCE SEPARATION FROM A CITY PARK WHERE 400 FEET IS REQUIRED at 2051 East Sahara Avenue (APN 162-02-811-209), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-78126]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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;

65. ROC-78317 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: ARJUN HUALAPAI WAY, LLC - OWNER: RED RUPEE, LLC - For possible action on a request for a Review of Condition of an approved Petition to Vacate (VAC-75859) the north half of Darling Road east of Hualapai Way TO REMOVE CONDITION NUMBER 2, WHICH STATES, "A CLARK COUNTY ORDER OF VACATION TO REMOVE ADJACENT CLARK COUNTY RIGHTS-OF-WAY AND PATENT EASEMENTS SO THAT NO 'ORPHAN' DEDICATION OR PATENT EASEMENT IN CLARK COUNTY REMAINS SHALL RECORD CONCURRENT WITH THIS ORDER OF VACATION UNLESS SPECIFICALLY ALLOWED IN WRITING BY CLARK COUNTY," Ward 6 (Fiore) [PRJ-78275]. Staff recommends DENIAL.

Motion made by Michele Fiore to Hold in Abeyance Items 52, 59, 63 and 64 to 4/1/2020, Item 65 to 4/15/2020 and Strike Item 67

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

66. Report from Scott D. Adams, City Manager, on Emerging Issues - All Wards

Minutes:
This item was heard subsequent to Item 10.

CITY MANAGER SCOTT ADAMS reported that there is only one emerging issue and that is the COVID-19 crisis. He wanted to use this item to take action on two emergency items: a Resolution to ratify the Mayor's Proclamation declaring that a State of Emergency exists and a Resolution confirming that a State of Emergency exists in Las Vegas. MR. ADAMS read both Resolutions into the record and copies were attached as backup.

DEPUTY CITY ATTORNEY JEFF DOROCAK advised it would be easier to act on each Resolution separately. He added for the record that the City Council would be taking action on two resolutions. They are emergency items, and under NRS (Nevada Revised Statutes) Chapter 241, the City Council is permitted to proceed with emergency items. The two resolutions were not on the agenda because the City Clerk's office had already posted the agenda the week prior and these were emerging issues over the weekend. With respect to the resolutions, the City is required by city code to ratify the Mayor's Proclamation of the Emergency Declaration.

COUNCILWOMAN FIORE reiterated that MAYOR GOODMAN is the only person to declare a state of emergency, and wanted to make sure that she would still be in control of making decisions should they approve the resolution. MR. ADAMS explained that through this resolution, they are invoking the City's Emergency Management Plan, which gives MR. ADAMS the authority to make decisions on an emergency basis. He would communicate with the City Council to the greatest extent possible, but there will be times that he may get ahead of the City Council in the interest of public safety and health because we are in a public safety and health emergency. The point of an Emergency Declaration is to make emergency decisions. If he had to consult for every decision, it would not be an emergency. He promised he will communicate whenever possible but cannot guarantee that every decision he makes will be at the Mayor's request. In the City charter, aside from an emergency, he is the Chief Administrative Officer of the city. Authority gets greater during this time. MR. DOROCAK said that was all accurate, and added that MR. ADAMS will exercise his emergency authority and he will work with City Attorney's office and MAYOR GOODMAN whenever possible. The City Attorney's office will make sure that everything that needs to come back to the Council comes back as soon as possible.

MR. ADAMS said he appreciated the comments made prior by MAYOR GOODMAN and CITY ATTORNEY BRAD JERBIC, but this Council has been fractured. Many votes have been 4-3, and it has been very difficult managing in those times for him and his team. In an emergency, he would hope that the City Council stands together and acts in consensus of support for him. They will have to work together as a team to get through this. He respects each of Councilmembers, and he will do his best to ascertain their will, but they are not in a normal time right now.

MAYOR GOODMAN said the concern is she had asked him to communicate with her before he makes decisions whenever possible. She will then let the rest of the Council know, but clearing through the Mayor first would be best since she is elected at-large. When there are errors made, the Mayor takes on the responsibility. This action gives the City Manager the authority to move forward to make decisions in an emergency. If that expenditure is beyond his position, she would allow him to proceed but it then needs to come to Council for affirmation. She felt comfortable with this as we are a city that does not have home rule.

COUNCILWOMAN FIORE asked if the Council could make any changes with regards to the City Attorney, City Auditor or the City Manager during the state of emergency, and MR. DOROCAK confirmed that those are the still the Council's direct reports.

COUNCILMAN KNUDSEN said he has complete trust and respect for MR. ADAMS and his team, and will support him in every decision he will make. The only reason he was present at this meeting was because he supports the staff. If a virtual meeting format could not be figured out, he would not be in attendance going forward. He thought the President had been very clear with his expectations and the Governor has followed suit. He considers himself a bureaucrat, believes in government and has full faith that the Council can come together and keep the community running despite a crisis. He loves this city and gives his full confidence to MR. ADAMS.

COUNCILMAN CREAR echoed COUNCILMAN KNUDSEN's comments. He added he was perplexed on a lot of things, and did not understand why MR. JERBIC gave an opinion during public comment. He was concerned about City employees and team members. This has been mandated by the President and the Governor, yet the City has people working in close confines that are afraid to say something, and wanted to know how this would play out for them.

MR. ADAMS said we are moving quickly through a lot of issues as a city and things could change daily. The Governor made another request last night of businesses and entities within the state of Nevada. The challenge now is going to be figuring out to what extent the City can comply with that request. He felt the City has been compliant with the exception of holding this Council meeting. He advised that he would be closing the City Hall lobby, DSC (Development Services Center) lobby and all Cultural and Community Centers, which are the public outward facing functions that promote the congregation of people which puts staff at risk. He wanted to be clear that the City will maintain business operations. Citizens can call in, do business online and set appointments. He added that they are not shutting down the construction industry. One function that usually comes later in the plan that MR. ADAMS wanted to bring forward is recovery. He already consulted with CHIEF OPERATIONS AND DEVELOPMENT OFFICER JORGE CERVANTES and BILL ARENT, Economic and Urban Development Director, about being a one stop shop for business assistance in the city to minimize the financial impact. The City already identified the essential functions of the city and they will continue. The citizens expect the Fire Department, paramedics, jail and waste water treatment to run. A significant number of City employees will be actively engaged in running the city. They will look hard at those that are not in those essential functions in how they can support those that are essential in the event that the first responders get sick. He has looked at other jurisdictions in the southern Nevada region and they are doing the same thing. His three priorities are employee health and safety, citizen health and safety and maintaining the essential and fundamental operations. The City is trying to hang on but the decisions are being made quickly and he needs to focus on his priorities.

COUNCILWOMAN DIAZ said she supports MR. ADAMS and the Council needs to put aside their personal opinions and come together. This should not just be for the immediate but for the long term.

COUNCILWOMAN SEAMAN said as elected officials, they are responsible for the actions that are taken. She would appreciate that MR. ADAMS confer with the Mayor and Council on major issues when he can.

COUNCILMAN ANTHONY said this situation reminds him of his days as a Captain with the Metropolitan Police Departments. There were times he had to make emergency decisions and he could not call the Sheriff. As the City Manager, that will happen to MR. ADAMS as well. The three things he needs to do is stay in touch with the Mayor, inform the Council and eventually be held accountable for what he does whether good or bad. He trusts his judgement and thought he has a great team. As far as the city goes, he appreciated MR. ADAMS saying that the City needs to be open. He noted that each item on this agenda has an impact on people in the community. They need to continue voting and keep the city moving. He hoped that during this time, people will see the City of Las Vegas as keeping the city functioning the way it should be.

CITY CLERK LUANN HOLMES read comments received online from the public, and copies were attached as backup.

Subsequent to the motions and votes, MR. ADAMS said they will be communicating daily to the employees. This is a challenging time for the Communications team, and they have been working very hard. The City will be very outward facing in its messaging to make it very clear that you can continue to do business with the city and how you can conduct that business. Lastly, he noted that he appreciated the support, and he will work with the Mayor closely and communicate with the Council.

MAYOR GOODMAN referenced a purchase that had been made, and MR. ADAMS said they had to make an IT purchase which he could not disclose due to security purposes, but noted it will be placed on a future agenda for ratification. His team is doing everything they can to harden the security as a city. Nationwide, the entire country is moving to working at home which has puts a burden on databases, the internet and other software systems.

MAYOR GOODMAN wants to make sure the public can communicate with the City. Her hope is that the Council will always be visible to the public.

COUNCILMAN CREAR thought the City needs to do a better job at getting the information out and acting as a resource.

Motion made by Michele Fiore to Approve a Resolution of the City of Las Vegas City Council ratifying the Mayor's Proclamation declaring that a State of Emergency exists within said city and directing the activation of said city's Emergency Management Plan.

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;

Motion made by Michele Fiore to Approve a Resolution of the City Council of Las Vegas confirming that a State of Emergency exists within the City of Las Vegas; Requesting the Governor of the State of Nevada to proclaim a State of Emergency herein; and requesting the assistance of the State and Federal Governments.

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;

67. Report from Brad Jerbic, City Attorney, regarding an update on the purchase, sale and assignment of the Huntridge Theater and four related parcels of real property located at the southeast corner of East Charleston Boulevard and South Maryland Parkway - Ward 3 (Diaz)

Minutes:
This item was stricken.

SET DATE

68. 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.

Waiver and Reduction – 10827 Mystic Shore Drive – 4/1/2020

CITIZENS PARTICIPATION

69. 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:
DANIEL BRAISTED announced the Inventors Summit was canceled. He also discussed his thoughts on the current medical crisis based on LOUIS PASTEUR'S germ theory. He submitted a sheet with miscellaneous information for the record which was attached as backup.

STEVEN "CAPTAIN TRUTH" DEMPSEY said he made a presentation before the Gaming Control Board and they do not set a time limit when citizens want to participate. He has been doing an extensive investigation on City employees for what he considers to be misconduct. He was impressed with COUNCILMAN ANTHONY'S comments earlier to CITY MANAGER SCOTT ADAMS. MR. DEMPSEY submitted cards for www.g2church.org for the record which was attached as backup.

BOBBY HAYNES said he offered to buy a city light that has wires hanging off of it. He has made several inquiries but nobody will get back to him. He expressed that he is a Vietnam veteran and a Marine, and he considers himself a good citizen. There are people on his street that dump garbage. MAYOR GOODMAN asked that he get in touch with COUNCILMAN KNUDSEN for assistance with his concerns.

FAWN DOUGLASS wanted to speak on Items 63 and 64, as there are members of her community that are against these projects. MAYOR GOODMAN advised that these items have been abeyed, and recommended that she make an appointment with COUNCILWOMAN DIAZ'S office.

COUNCIL MEMBER RECOGNITION

70. 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:

MAYOR GOODMAN and COUNCILMEMBERS FIORE, CREAR, DIAZ and SEAMAN 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.

The meeting was adjourned at 1:16 p.m.

Respectfully submitted:

Cheyenne LaRance, Deputy City Clerk

LuAnn D. Holmes, MMC, City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:
City Hall, 495 South Main Street, 1st Floor
Clark County Government Center, 500 South Grand Central Parkway
Grant Sawyer Building, 555 East Washington Avenue
City of Las Vegas Development Services Center, 333 North Rancho Drive